

103D CONGRESS  
1ST SESSION

# H. R. 2492

## AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1994, and for other purposes.

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2492

---

## AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1994, 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, 1994, and for other purposes, namely:

## 1 TITLE I

## 2 FISCAL YEAR 1994 APPROPRIATIONS

## 3 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

4 For payment to the District of Columbia for the fiscal  
5 year ending September 30, 1994, \$630,603,000, as au-  
6 thorized by section 502(a) of the District of Columbia  
7 Self-Government and Governmental Reorganization Act,  
8 Public Law 93-198, as amended (D.C. Code, sec. 47-  
9 3406.1).

## 10 FEDERAL CONTRIBUTION TO RETIREMENT FUNDS

11 For the Federal contribution to the Police Officers  
12 and Fire Fighters', Teachers', and Judges' Retirement  
13 Funds, as authorized by the District of Columbia Retire-  
14 ment Reform Act, approved November 17, 1979 (93 Stat.  
15 866; Public Law 96-122), \$52,070,000, of which  
16 \$2,000,000 shall not be available for obligation until Sep-  
17 tember 30, 1994 and shall not be expended prior to Octo-  
18 ber 1, 1994.

## 19 FEDERAL CONTRIBUTION FOR CRIME AND YOUTH

## 20 INITIATIVES

21 For a Federal contribution for crime and youth ini-  
22 tiatives in the District of Columbia, \$17,327,000.

## 23 DIVISION OF EXPENSES

24 The following amounts are appropriated for the Dis-  
25 trict of Columbia for the current fiscal year out of the

1 general fund of the District of Columbia, except as other-  
2 wise specifically provided.

3 GOVERNMENTAL DIRECTION AND SUPPORT

4 Governmental direction and support, \$118,543,000:  
5 *Provided*, That not to exceed \$2,500 for the Mayor,  
6 \$2,500 for the Chairman of the Council of the District  
7 of Columbia, and \$2,500 for the City Administrator shall  
8 be available from this appropriation for expenditures for  
9 official purposes: *Provided further*, That any program fees  
10 collected from the issuance of debt shall be available for  
11 the payment of expenses of the debt management program  
12 of the District of Columbia: *Provided further*, That not-  
13 withstanding any other provision of law, there is hereby  
14 appropriated from the earnings of the applicable retire-  
15 ment funds \$10,801,000 to pay legal, management, in-  
16 vestment, and other fees and administrative expenses of  
17 the District of Columbia Retirement Board: *Provided fur-*  
18 *ther*, That the District of Columbia Retirement Board  
19 shall provide to the Congress and to the Council of the  
20 District of Columbia a quarterly report of the allocations  
21 of charges by fund and of expenditures of all funds: *Pro-*  
22 *vided further*, That the District of Columbia Retirement  
23 Board shall provide the Mayor, for transmittal to the  
24 Council of the District of Columbia, an item accounting  
25 of the planned use of appropriated funds in time for each

1 annual budget submission and the actual use of such  
2 funds in time for each annual audited financial report:  
3 *Provided further*, That no revenues from Federal sources  
4 shall be used to support the operations or activities of the  
5 Statehood Commission and Statehood Compact Commis-  
6 sion.

7 ECONOMIC DEVELOPMENT AND REGULATION

8 Economic development and regulation, \$85,348,000:  
9 *Provided*, That the District of Columbia Housing Finance  
10 Agency, established by section 201 of the District of Co-  
11 lumbia Housing Finance Agency Act, effective March 3,  
12 1979 (D.C. Law 2-135; D.C. Code, sec. 45-2111), based  
13 upon its capability of repayments as determined each year  
14 by the Council of the District of Columbia from the Hous-  
15 ing Finance Agency's annual audited financial statements  
16 to the Council of the District of Columbia, shall repay to  
17 the general fund an amount equal to the appropriated ad-  
18 ministrative costs plus interest at a rate of four percent  
19 per annum for a term of 15 years, with a deferral of pay-  
20 ments for the first three years: *Provided further*, That not-  
21 withstanding the foregoing provision, the obligation to  
22 repay all or part of the amounts due shall be subject to  
23 the rights of the owners of any bonds or notes issued by  
24 the Housing Finance Agency and shall be repaid to the  
25 District of Columbia government only from available oper-

1 ating revenues of the Housing Finance Agency that are  
2 in excess of the amounts required for debt service, reserve  
3 funds, and operating expenses: *Provided further*, That  
4 upon commencement of the debt service payments, such  
5 payments shall be deposited into the general fund of the  
6 District of Columbia.

7 PUBLIC SAFETY AND JUSTICE

8 Public safety and justice, including purchase of 135  
9 passenger-carrying vehicles for replacement only, includ-  
10 ing 130 for police-type use and five for fire-type use, with-  
11 out regard to the general purchase price limitation for the  
12 current fiscal year, \$907,966,000: *Provided*, That the  
13 Metropolitan Police Department is authorized to replace  
14 not to exceed 25 passenger-carrying vehicles and the Fire  
15 Department of the District of Columbia is authorized to  
16 replace not to exceed five passenger-carrying vehicles an-  
17 nually whenever the cost of repair to any damaged vehicle  
18 exceeds three-fourths of the cost of the replacement: *Pro-*  
19 *vided further*, That not to exceed \$500,000 shall be avail-  
20 able from this appropriation for the Chief of Police for  
21 the prevention and detection of crime: *Provided further*,  
22 That the Metropolitan Police Department shall provide  
23 quarterly reports to the Committees on Appropriations of  
24 the House and Senate on efforts to increase efficiency and  
25 improve the professionalism in the department: *Provided*

1 *further*, That notwithstanding any other provision of law,  
2 or Mayor's Order 86-45, issued March 18, 1986, the Met-  
3 ropolitan Police Department's delegated small purchase  
4 authority shall be \$500,000: *Provided further*, That the  
5 District of Columbia government may not require the Met-  
6 ropolitan Police Department to submit to any other pro-  
7 curement review process, or to obtain the approval of or  
8 be restricted in any manner by any official or employee  
9 of the District of Columbia government, for purchases  
10 that do not exceed \$500,000: *Provided further*, That funds  
11 appropriated for expenses under the District of Columbia  
12 Criminal Justice Act, approved September 3, 1974 (88  
13 Stat. 1090; Public Law 93-412; D.C. Code, sec. 11-2601  
14 et seq.), for the fiscal year ending September 30, 1994,  
15 shall be available for obligations incurred under the Act  
16 in each fiscal year since inception in fiscal year 1975: *Pro-*  
17 *vided further*, That funds appropriated for expenses under  
18 the District of Columbia Neglect Representation Equity  
19 Act of 1984, effective March 13, 1985 (D.C. Law 5-129;  
20 D.C. Code, sec. 16-2304), for the fiscal year ending Sep-  
21 tember 30, 1994, shall be available for obligations in-  
22 curred under the Act in each fiscal year since inception  
23 in fiscal year 1985: *Provided further*, That funds appro-  
24 priated for expenses under the District of Columbia  
25 Guardianship, Protective Proceedings, and Durable Power

1 of Attorney Act of 1986, effective February 27, 1987  
2 (D.C. Law 6-204; D.C. Code, sec. 21-2060), for the fiscal  
3 year ending September 30, 1994, shall be available for ob-  
4 ligations incurred under the Act in each fiscal year since  
5 inception in fiscal year 1989: *Provided further*, That not  
6 to exceed \$1,500 for the Chief Judge of the District of  
7 Columbia Court of Appeals, \$1,500 for the Chief Judge  
8 of the Superior Court of the District of Columbia, and  
9 \$1,500 for the Executive Officer of the District of Colum-  
10 bia Courts shall be available from this appropriation for  
11 official purposes: *Provided further*, That the District of  
12 Columbia shall operate and maintain a free, 24-hour tele-  
13 phone information service whereby residents of the area  
14 surrounding Lorton prison in Fairfax County, Virginia,  
15 can promptly obtain information from District of Colum-  
16 bia government officials on all disturbances at the prison,  
17 including escapes, fires, riots, and similar incidents: *Pro-*  
18 *vided further*, That the District of Columbia government  
19 shall also take steps to publicize the availability of the 24-  
20 hour telephone information service among the residents of  
21 the area surrounding the Lorton prison: *Provided further*,  
22 That not to exceed \$100,000 of this appropriation shall  
23 be used to reimburse Fairfax County, Virginia, and Prince  
24 William County, Virginia, for expenses incurred by the  
25 counties during the fiscal year ending September 30,



1 1994, in relation to the Lorton prison complex: *Provided*  
2 *further*, That such reimbursements shall be paid in all in-  
3 stances in which the District requests the counties to pro-  
4 vide police, fire, rescue, and related services to help deal  
5 with escapes, riots, and similar disturbances involving the  
6 prison: *Provided further*, That none of the funds provided  
7 in this Act may be used to implement any staffing plan  
8 for the District of Columbia Fire Department that in-  
9 cludes the elimination of any positions for Administrative  
10 Assistants to the Battalion Fire Chiefs of the Fire Fight-  
11 ing Division of the Department: *Provided further*, That the  
12 Mayor shall reimburse the District of Columbia National  
13 Guard for expenses incurred in connection with services  
14 that are performed in emergencies by the National Guard  
15 in a militia status and are requested by the Mayor, in  
16 amounts that shall be jointly determined and certified as  
17 due and payable for these services by the Mayor and the  
18 Commanding General of the District of Columbia National  
19 Guard: *Provided further*, That such sums as may be nec-  
20 essary for reimbursement to the District of Columbia Na-  
21 tional Guard under the preceding proviso shall be available  
22 from this appropriation, and the availability of the sums  
23 shall be deemed as constituting payment in advance for  
24 the emergency services involved: *Provided further*, That  
25 the Mayor shall promulgate all necessary rules and regula-

1 tions to provide that no police officer, firefighter, or cor-  
2 rectional officer shall be permitted to work for more than  
3 ten (10) hours of overtime excluding court time in any  
4 one pay period, without the written approval of the Chief  
5 of Police, Chief of the Fire Department, or Director of  
6 the Department of Corrections: *Provided further*, That  
7 such approval shall clearly state specific reasons as to why  
8 such overtime was necessary.

9 PUBLIC EDUCATION SYSTEM

10 Public education system, including the development  
11 of national defense education programs, \$711,813,000, to  
12 be allocated as follows: \$517,682,000 for the public  
13 schools of the District of Columbia; \$98,600,000 shall be  
14 allocated for the District of Columbia Teachers' Retire-  
15 ment Fund; \$65,739,000 for the University of the District  
16 of Columbia; \$21,260,000 for the Public Library, of which  
17 \$200,000 shall be transferred to the Children's Museum;  
18 \$3,540,000 for the Commission on the Arts and Human-  
19 ities; \$4,500,000 for the District of Columbia School of  
20 Law; and \$492,000 for the Education Licensure Commis-  
21 sion: *Provided*, That the public schools of the District of  
22 Columbia are authorized to accept not to exceed 31 motor  
23 vehicles for exclusive use in the driver education program:  
24 *Provided further*, That not to exceed \$2,500 for the Super-  
25 intendent of Schools, \$2,500 for the President of the Uni-

1 versity of the District of Columbia, and \$2,000 for the  
2 Public Librarian shall be available from this appropriation  
3 for expenditures for official purposes: *Provided further,*  
4 That no later than December 31, 1993, the Board of  
5 Trustees of the University of the District of Columbia  
6 shall implement resident and nonresident tuition rate in-  
7 creases of not less than 20 percent of the rates in effect  
8 on April 1, 1993: *Provided further,* That this appropria-  
9 tion shall not be available to subsidize the education of  
10 nonresidents of the District of Columbia at the University  
11 of the District of Columbia, unless the Board of Trustees  
12 of the University of the District of Columbia adopts, for  
13 the fiscal year ending September 30, 1994, a tuition rate  
14 schedule that will establish the tuition rate for nonresident  
15 students at a level no lower than the nonresident tuition  
16 rate charged at comparable public institutions of higher  
17 education in the metropolitan area.

18 HUMAN SUPPORT SERVICES

19 Human support services, \$914,830,000: *Provided,*  
20 That \$17,905,000 of this appropriation, to remain avail-  
21 able until expended, shall be available solely for District  
22 of Columbia employees' disability compensation: *Provided*  
23 *further,* That the District shall not provide free govern-  
24 ment services such as water, sewer, solid waste disposal  
25 or collection, utilities, maintenance, repairs, or similar

1 services to any legally constituted private nonprofit organi-  
2 zation (as defined in section 411(5) of Public Law 100-  
3 77, approved July 22, 1987) providing emergency shelter  
4 services in the District, if the District would not be quali-  
5 fied to receive reimbursement pursuant to the Stewart B.  
6 McKinney Homeless Act, approved July 22, 1987 (101  
7 Stat. 485; Public Law 100-77; 42 U.S.C. 11301 et seq.).

8 PUBLIC WORKS

9 Public works, including rental of one passenger-car-  
10 rying vehicle for use by the Mayor and three passenger-  
11 carrying vehicles for use by the Council of the District of  
12 Columbia and purchase of passenger-carrying vehicles for  
13 replacement only, \$215,749,000: *Provided*, That this ap-  
14 propriation shall not be available for collecting ashes or  
15 miscellaneous refuse from hotels and places of business.

16 WASHINGTON CONVENTION CENTER FUND

17 For the Washington Convention Center Fund,  
18 \$12,850,000.

19 REPAYMENT OF LOANS AND INTEREST

20 For reimbursement to the United States of funds  
21 loaned in compliance with An Act to provide for the estab-  
22 lishment of a modern, adequate, and efficient hospital cen-  
23 ter in the District of Columbia, approved August 7, 1946  
24 (60 Stat. 896; Public Law 79-648); section 1 of An Act  
25 to authorize the Commissioners of the District of Colum-

1   bia to borrow funds for capital improvement programs and  
2   to amend provisions of law relating to Federal Govern-  
3   ment participation in meeting costs of maintaining the  
4   Nation's Capital City, approved June 6, 1958 (72 Stat.  
5   183; Public Law 85-451; D.C. Code, sec. 9-219); section  
6   4 of An Act to authorize the Commissioners of the District  
7   of Columbia to plan, construct, operate, and maintain a  
8   sanitary sewer to connect the Dulles International Airport  
9   with the District of Columbia system, approved June 12,  
10  1960 (74 Stat. 211; Public Law 86-515); sections 723  
11  and 743(f) of the District of Columbia Self-Government  
12  and Governmental Reorganization Act of 1973, approved  
13  December 24, 1973, as amended (87 Stat. 821; Public  
14  Law 93-198; D.C. Code, sec. 47-321, note; 91 Stat.  
15  1156; Public Law 95-131; D.C. Code, sec. 9-219, note),  
16  including interest as required thereby, \$312,948,000.

17       REPAYMENT OF GENERAL FUND RECOVERY DEBT

18       For the purpose of eliminating the \$331,589,000  
19  general fund accumulated deficit as of September 30,  
20  1990, \$38,337,000, as authorized by section 461(a) of the  
21  District of Columbia Self-Government and Governmental  
22  Reorganization Act, approved December 24, 1973, as  
23  amended (105 Stat. 540; Public Law 102-106; D.C. Code,  
24  sec. 47-321(a)).

## 1                   OPTICAL AND DENTAL BENEFITS

2           For optical and dental costs for nonunion employees,  
3 \$3,423,000.

## 4                   PAY ADJUSTMENT

5           For pay increases and related costs, to be transferred  
6 by the Mayor of the District of Columbia within the var-  
7 ious appropriation headings in this Act for fiscal year  
8 1994 from which employees are properly payable,  
9 \$70,680,000.

## 10           PERSONAL AND NONPERSONAL SERVICES ADJUSTMENTS

11          The Mayor shall reduce appropriations and expendi-  
12 tures for personal and nonpersonal services in the amount  
13 of \$27,062,000, within one or several of the various appro-  
14 priation headings in this Act.

## 15                   CAPITAL OUTLAY

16          For construction projects, \$108,743,000, as author-  
17 ized by An Act authorizing the laying of water mains and  
18 service sewers in the District of Columbia, the levying of  
19 assessments therefor, and for other purposes, approved  
20 April 22, 1904 (33 Stat. 244; Public Law 58-140; D.C.  
21 Code, secs. 43-1512 through 43-1519); the District of  
22 Columbia Public Works Act of 1954, approved May 18,  
23 1954 (68 Stat. 101; Public Law 83-364); An Act to au-  
24 thorize the Commissioners of the District of Columbia to  
25 borrow funds for capital improvement programs and to

1 amend provisions of law relating to Federal Government  
2 participation in meeting costs of maintaining the Nation's  
3 Capital City, approved June 6, 1958 (72 Stat. 183; Public  
4 Law 85-451; D.C. Code, secs. 9-219 and 47-3402); sec-  
5 tion 3(g) of the District of Columbia Motor Vehicle Park-  
6 ing Facility Act of 1942, approved August 20, 1958 (72  
7 Stat. 686; Public Law 85-692; D.C. Code, sec. 40-  
8 805(7)); and the National Capital Transportation Act of  
9 1969, approved December 9, 1969 (83 Stat. 320; Public  
10 Law 91-143; D.C. Code, secs. 1-2451, 1-2452, 1-2454,  
11 1-2456, and 1-2457); including acquisition of sites, prep-  
12 aration of plans and specifications, conducting preliminary  
13 surveys, erection of structures, including building improve-  
14 ment and alteration and treatment of grounds, to remain  
15 available until expended: *Provided*, That \$10,577,883  
16 shall be reduced from the cumulative amount available for  
17 project management and \$4,463,301 shall be available for  
18 design by the Director of the Department of Public Works  
19 or by contract for architectural engineering services, as  
20 may be determined by the Mayor: *Provided further*, That  
21 funds for use of each capital project implementing agency  
22 shall be managed and controlled in accordance with all  
23 procedures and limitations established under the Financial  
24 Management System: *Provided further*, That all funds pro-  
25 vided by this appropriation title shall be available only for

1 the specific projects and purposes intended: *Provided fur-*  
2 *ther*, That notwithstanding the foregoing, all authoriza-  
3 tions for capital outlay projects, except those projects cov-  
4 ered by the first sentence of section 23(a) of the Federal-  
5 Aid Highway Act of 1968, approved August 23, 1968 (82  
6 Stat. 827; Public Law 90-495; D.C. Code, sec. 7-134,  
7 note), for which funds are provided by this appropriation  
8 title, shall expire on September 30, 1995, except author-  
9 izations for projects as to which funds have been obligated  
10 in whole or in part prior to September 30, 1995: *Provided*  
11 *further*, That upon expiration of any such project author-  
12 ization the funds provided herein for the project shall  
13 lapse.

14 WATER AND SEWER ENTERPRISE FUND

15 For the Water and Sewer Enterprise Fund,  
16 \$240,929,000, of which \$40,438,000 shall be apportioned  
17 and payable to the debt service fund for repayment of  
18 loans and interest incurred for capital improvement  
19 projects.

20 For construction projects, \$29,087,000, as author-  
21 ized by An Act authorizing the laying of water mains and  
22 service sewers in the District of Columbia, the levying of  
23 assessments therefor, and for other purposes, approved  
24 April 22, 1904 (33 Stat. 244; Public Law 58-140; D.C.  
25 Code, sec. 43-1512 et seq.): *Provided*, That the require-



1 ments and restrictions that are applicable to general fund  
2 capital improvement projects and set forth in this Act  
3 under the Capital Outlay appropriation title shall apply  
4 to projects approved under this appropriation title.

5 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

6 For the Lottery and Charitable Games Enterprise  
7 Fund, established by the District of Columbia Appropria-  
8 tion Act for the fiscal year ending September 30, 1982,  
9 approved December 4, 1981 (95 Stat. 1174, 1175; Public  
10 Law 97-91), as amended, for the purpose of implementing  
11 the Law to Legalize Lotteries, Daily Numbers Games, and  
12 Bingo and Raffles for Charitable Purposes in the District  
13 of Columbia, effective March 10, 1981 (D.C. Law 3-172;  
14 D.C. Code, secs. 2-2501 et seq. and 22-1516 et seq.),  
15 \$7,168,000, to be derived from non-Federal District of  
16 Columbia revenues: *Provided*, That the District of Colum-  
17 bia shall identify the source of funding for this appropria-  
18 tion title from the District's own locally-generated reve-  
19 nues: *Provided further*, That no revenues from Federal  
20 sources shall be used to support the operations or activi-  
21 ties of the Lottery and Charitable Games Control Board.

22 CABLE TELEVISION ENTERPRISE FUND

23 For the Cable Television Enterprise Fund, estab-  
24 lished by the Cable Television Communications Act of

1 1981, effective October 22, 1983 (D.C. Law 5-36; D.C.  
2 Code, sec. 43-1801 et seq.), \$2,353,000.

3 STARPLEX FUND

4 For the Starplex Fund, an amount necessary for the  
5 expenses incurred by the Armory Board in the exercise  
6 of its powers granted by An Act To Establish a District  
7 of Columbia Armory Board, and for other purposes, ap-  
8 proved June 4, 1948 (62 Stat. 339; D.C. Code, sec. 2-  
9 301 et seq.) and the District of Columbia Stadium Act  
10 of 1957, approved September 7, 1957 (71 Stat. 619; Pub-  
11 lic Law 85-300; D.C. Code, sec. 2-321 et seq.) of which  
12 \$1,742,000 shall be transferred to the general fund for  
13 the District of Columbia Courts and \$35,000 shall be  
14 transferred to the Office of Cable Television: *Provided*,  
15 That the Mayor shall submit a budget for the Armory  
16 Board for the forthcoming fiscal year as required by sec-  
17 tion 442(b) of the District of Columbia Self-Government  
18 and Governmental Reorganization Act, approved Decem-  
19 ber 24, 1973 (87 Stat. 824; Public Law 93-198; D.C.  
20 Code, sec. 47-301(b)).

21 GENERAL PROVISIONS

22 SEC. 101. The expenditure of any appropriation  
23 under this Act for any consulting service through procure-  
24 ment contract, pursuant to 5 U.S.C. 3109, shall be limited  
25 to those contracts where such expenditures are a matter

1 of public record and available for public inspection, except  
2 where otherwise provided under existing law, or under ex-  
3 isting Executive order issued pursuant to existing law.

4 SEC. 102. Except as otherwise provided in this Act,  
5 all vouchers covering expenditures of appropriations con-  
6 tained in this Act shall be audited before payment by the  
7 designated certifying official and the vouchers as approved  
8 shall be paid by checks issued by the designated disbursing  
9 official.

10 SEC. 103. Whenever in this Act, an amount is speci-  
11 fied within an appropriation for particular purposes or ob-  
12 jects of expenditure, such amount, unless otherwise speci-  
13 fied, shall be considered as the maximum amount that  
14 may be expended for said purpose or object rather than  
15 an amount set apart exclusively therefor.

16 SEC. 104. Appropriations in this Act shall be avail-  
17 able, when authorized by the Mayor, for allowances for  
18 privately-owned automobiles and motorcycles used for the  
19 performance of official duties at rates established by the  
20 Mayor: *Provided*, That such rates shall not exceed the  
21 maximum prevailing rates for such vehicles as prescribed  
22 in the Federal Property Management Regulations 101-7  
23 (Federal Travel Regulations).

24 SEC. 105. Appropriations in this Act shall be avail-  
25 able for expenses of travel and for the payment of dues

1 of organizations concerned with the work of the District  
2 of Columbia government, when authorized by the Mayor:  
3 *Provided*, That the Council of the District of Columbia  
4 and the District of Columbia Courts may expend such  
5 funds without authorization by the Mayor.

6 SEC. 106. There are appropriated from the applicable  
7 funds of the District of Columbia such sums as may be  
8 necessary for making refunds and for the payment of  
9 judgments that have been entered against the District of  
10 Columbia government: *Provided*, That nothing contained  
11 in this section shall be construed as modifying or affecting  
12 the provisions of section 11(c)(3) of title XII of the Dis-  
13 trict of Columbia Income and Franchise Tax Act of 1947,  
14 approved March 31, 1956 (70 Stat. 78; Public Law 84-  
15 460; D.C. Code, sec. 47-1812.11(c)(3)).

16 SEC. 107. Appropriations in this Act shall be avail-  
17 able for the payment of public assistance without reference  
18 to the requirement of section 544 of the District of Colum-  
19 bia Public Assistance Act of 1982, effective April 6, 1982  
20 (D.C. Law 4-101; D.C. Code, sec. 3-205.44), and for the  
21 non-Federal share of funds necessary to qualify for Fed-  
22 eral assistance under the Juvenile Delinquency Prevention  
23 and Control Act of 1968, approved July 31, 1968 (82  
24 Stat. 462; Public Law 90-445; 42 U.S.C. 3801 et seq.).

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

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

12       SEC. 110. The annual budget for the District of Co-  
13 lumbia government for the fiscal year ending September  
14 30, 1995, shall be transmitted to the Congress no later  
15 than April 15, 1994.

16       SEC. 111. None of the funds appropriated in this Act  
17 shall be made available to pay the salary of any employee  
18 of the District of Columbia government whose name, title,  
19 grade, salary, past work experience, and salary history are  
20 not available for inspection by the House and Senate Com-  
21 mittees on Appropriations, the House Committee on the  
22 District of Columbia, the Subcommittee on General Serv-  
23 ices, Federalism, and the District of Columbia of the Sen-  
24 ate Committee on Governmental Affairs, and the Council  
25 of the District of Columbia, or their duly authorized rep-

1   representative: *Provided*, That none of the funds contained  
2   in this Act shall be made available to pay the salary of  
3   any employee of the District of Columbia government  
4   whose name and salary are not available for public inspec-  
5   tion.

6       SEC. 112. There are appropriated from the applicable  
7   funds of the District of Columbia such sums as may be  
8   necessary for making payments authorized by the District  
9   of Columbia Revenue Recovery Act of 1977, effective Sep-  
10   tember 23, 1977 (D.C. Law 2-20; D.C. Code, sec. 47-  
11   421 et seq.).

12       SEC. 113. No part of this appropriation shall be used  
13   for publicity or propaganda purposes or implementation  
14   of any policy including boycott designed to support or de-  
15   feat legislation pending before Congress or any State legis-  
16   lature.

17       SEC. 114. At the start of the fiscal year, the Mayor  
18   shall develop an annual plan, by quarter and by project,  
19   for capital outlay borrowings: *Provided*, That within a rea-  
20   sonable time after the close of each quarter, the Mayor  
21   shall report to the Council of the District of Columbia and  
22   the Congress the actual borrowing and spending progress  
23   compared with projections.

24       SEC. 115. The Mayor shall not borrow any funds for  
25   capital projects unless the Mayor has obtained prior ap-

1 proval from the Council of the District of Columbia, by  
2 resolution, identifying the projects and amounts to be  
3 financed with such borrowings.

4 SEC. 116. The Mayor shall not expend any moneys  
5 borrowed for capital projects for the operating expenses  
6 of the District of Columbia government.

7 SEC. 117. None of the funds appropriated by this Act  
8 may be obligated or expended by reprogramming except  
9 pursuant to advance approval of the reprogramming  
10 granted according to the procedure set forth in the Joint  
11 Explanatory Statement of the Committee of Conference  
12 (House Report No. 96-443), which accompanied the Dis-  
13 trict of Columbia Appropriation Act, 1980, approved Octo-  
14 ber 30, 1979 (93 Stat. 713; Public Law 96-93), as modi-  
15 fied in House Report No. 98-265, and in accordance with  
16 the Reprogramming Policy Act of 1980, effective Septem-  
17 ber 16, 1980 (D.C. Law 3-100; D.C. Code, sec. 47-361  
18 et seq.).

19 SEC. 118. None of the Federal funds provided in this  
20 Act shall be obligated or expended to provide a personal  
21 cook, chauffeur, or other personal servants to any officer  
22 or employee of the District of Columbia.

23 SEC. 119. None of the Federal funds provided in this  
24 Act shall be obligated or expended to procure passenger  
25 automobiles as defined in the Automobile Fuel Efficiency

1 Act of 1980, approved October 10, 1980 (94 Stat. 1824;  
2 Public Law 96-425; 15 U.S.C. 2001(2)), with an Environ-  
3 mental Protection Agency estimated miles per gallon aver-  
4 age of less than 22 miles per gallon: *Provided*, That this  
5 section shall not apply to security, emergency rescue, or  
6 armored vehicles.

7 SEC. 120. (a) Notwithstanding section 422(7) of the  
8 District of Columbia Self-Government and Governmental  
9 Reorganization Act of 1973, approved December 24, 1973  
10 (87 Stat. 790; Public Law 93-198; D.C. Code, sec. 1-  
11 242(7)), the City Administrator shall be paid, during any  
12 fiscal year, a salary at a rate established by the Mayor,  
13 not to exceed the rate established for level IV of the Exec-  
14 utive Schedule under 5 U.S.C. 5315.

15 (b) For purposes of applying any provision of law lim-  
16 iting the availability of funds for payment of salary or pay  
17 in any fiscal year, the highest rate of pay established by  
18 the Mayor under subsection (a) of this section for any po-  
19 sition for any period during the last quarter of calendar  
20 year 1993 shall be deemed to be the rate of pay payable  
21 for that position for September 30, 1993.

22 (c) Notwithstanding section 4(a) of the District of  
23 Columbia Redevelopment Act of 1945, approved August  
24 2, 1946 (60 Stat. 793; Public Law 79-592; D.C. Code,  
25 sec. 5-803(a)), the Board of Directors of the District of



1 Columbia Redevelopment Land Agency shall be paid, dur-  
2 ing any fiscal year, per diem compensation at a rate estab-  
3 lished by the Mayor.

4 SEC. 121. Notwithstanding any other provisions of  
5 law, the provisions of the District of Columbia Govern-  
6 ment Comprehensive Merit Personnel Act of 1978, effec-  
7 tive March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-  
8 601.1 et seq.), enacted pursuant to section 422(3) of the  
9 District of Columbia Self-Government and Governmental  
10 Reorganization Act of 1973, approved December 24, 1973  
11 (87 Stat. 790; Public Law 93-198; D.C. Code, sec. 1-  
12 242(3)), shall apply with respect to the compensation of  
13 District of Columbia employees: *Provided*, That for pay  
14 purposes, employees of the District of Columbia govern-  
15 ment shall not be subject to the provisions of title 5 of  
16 the United States Code.

17 SEC. 122. The Director of the Department of Admin-  
18 istrative Services may pay rentals and repair, alter, and  
19 improve rented premises, without regard to the provisions  
20 of section 322 of the Economy Act of 1932 (Public Law  
21 72-212; 40 U.S.C. 278a), upon a determination by the  
22 Director, that by reason of circumstances set forth in such  
23 determination, the payment of these rents and the execu-  
24 tion of this work, without reference to the limitations of

1 section 322, is advantageous to the District in terms of  
2 economy, efficiency, and the District's best interest.

3 SEC. 123. No later than 30 days after the end of the  
4 first quarter of the fiscal year ending September 30, 1994,  
5 the Mayor of the District of Columbia shall submit to the  
6 Council of the District of Columbia the new fiscal year  
7 1994 revenue estimates as of the end of the first quarter  
8 of fiscal year 1994. These estimates shall be used in the  
9 budget request for the fiscal year ending September 30,  
10 1995. The officially revised estimates at midyear shall be  
11 used for the midyear report.

12 SEC. 124. Section 466(b) of the District of Columbia  
13 Self-Government and Governmental Reorganization Act of  
14 1973, approved December 24, 1973 (87 Stat. 806; Public  
15 Law 93-198; D.C. Code, sec. 47-326), as amended, is  
16 amended by striking "sold before October 1, 1993" and  
17 inserting "sold before October 1, 1994".

18 SEC. 125. No sole source contract with the District  
19 of Columbia government or any agency thereof may be re-  
20 newed or extended without opening that contract to the  
21 competitive bidding process as set forth in section 303 of  
22 the District of Columbia Procurement Practices Act of  
23 1985, effective February 21, 1986 (D.C. Law 6-85; D.C.  
24 Code, sec. 1-1183.3), except that the District of Columbia  
25 Public Schools may renew or extend sole source contracts

1 for which competition is not feasible or practical, provided  
2 that the determination as to whether to invoke the com-  
3 petitive bidding process has been made in accordance with  
4 duly promulgated Board of Education rules and proce-  
5 dures.

6 SEC. 126. For purposes of the Balanced Budget and  
7 Emergency Deficit Control Act of 1985, approved Decem-  
8 ber 12, 1985 (99 Stat. 1037; Public Law 99-177), as  
9 amended, the term “program, project, and activity” shall  
10 be synonymous with and refer specifically to each account  
11 appropriating Federal funds in this Act, and any seques-  
12 tration order shall be applied to each of the accounts rath-  
13 er than to the aggregate total of those accounts: *Provided,*  
14 That sequestration orders shall not be applied to any ac-  
15 count that is specifically exempted from sequestration by  
16 the Balanced Budget and Emergency Deficit Control Act  
17 of 1985, approved December 12, 1985 (99 Stat. 1037;  
18 Public Law 99-177), as amended.

19 SEC. 127. In the event a sequestration order is issued  
20 pursuant to the Balanced Budget and Emergency Deficit  
21 Control Act of 1985, approved December 12, 1985 (99  
22 Stat. 1037; Public Law 99-177), as amended, after the  
23 amounts appropriated to the District of Columbia for the  
24 fiscal year involved have been paid to the District of Co-  
25 lumbia, the Mayor of the District of Columbia shall pay

1 to the Secretary of the Treasury, within 15 days after re-  
2 ceipt of a request therefor from the Secretary of the  
3 Treasury, such amounts as are sequestered by the order:  
4 *Provided*, That the sequestration percentage specified in  
5 the order shall be applied proportionately to each of the  
6 Federal appropriation accounts in this Act that are not  
7 specifically exempted from sequestration by the Balanced  
8 Budget and Emergency Deficit Control Act of 1985, ap-  
9 proved December 12, 1985 (99 Stat. 1037; Public Law  
10 99-177), as amended.

11 SEC. 128. Sec. 133(e) of the District of Columbia Ap-  
12 propriations Act, 1990, as amended, is amended by strik-  
13 ing “December 31, 1993” and inserting “December 31,  
14 1994”.

15 SEC. 129. For the fiscal year ending September 30,  
16 1994, the District of Columbia shall pay interest on its  
17 quarterly payments to the United States that are made  
18 more than 60 days from the date of receipt of an itemized  
19 statement from the Federal Bureau of Prisons of amounts  
20 due for housing District of Columbia convicts in Federal  
21 penitentiaries for the preceding quarter.

22 SEC. 130. Nothing in this Act shall be construed to  
23 authorize any office, agency or entity to expend funds for  
24 programs or functions for which a reorganization plan is  
25 required but has not been approved by the Council pursu-

1 ant to section 422(12) of the District of Columbia Self-  
2 Government and Governmental Reorganization Act of  
3 1973, approved December 24, 1973 (87 Stat. 790; Public  
4 Law 93-198; D.C. Code, sec. 1-242(12)) and the Govern-  
5 mental Reorganization Procedures Act of 1981, effective  
6 October 17, 1981 (D.C. Law 4-42; D.C. Code, secs. 1-  
7 299.1 to 1-299.7). Appropriations made by this Act for  
8 such programs or functions are conditioned on the ap-  
9 proval by the Council, prior to October 1, 1993, of the  
10 required reorganization plans.

11 SEC. 131. (a) An entity of the District of Columbia  
12 government may accept and use a gift or donation during  
13 fiscal year 1994 if—

14 (1) the Mayor approves the acceptance and use  
15 of the gift or donation: *Provided*, That the Council  
16 of the District of Columbia may accept and use gifts  
17 without prior approval by the Mayor; and

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

20 (b) Each entity of the District of Columbia govern-  
21 ment shall keep accurate and detailed records of the ac-  
22 ceptance and use of any gift or donation under subsection  
23 (a) of this section, and shall make such records available  
24 for audit and public inspection.

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

4 (d) This section shall not apply to the District of Co-  
5 lumbia Board of Education, which may, pursuant to the  
6 laws and regulations of the District of Columbia, accept  
7 and use gifts to the public schools without prior approval  
8 by the Mayor.

9 SEC. 132. (a) Up to 50 fire fighters or members of  
10 the Fire and Emergency Medical Services Department  
11 who were hired before February 14, 1980, and who retire  
12 on disability before the end of calendar year 1993 shall  
13 be excluded from the computation of the rate of disability  
14 retirement under subsection 145(a) of the District of Co-  
15 lumbia Retirement Reform Act of 1979, as amended, ap-  
16 proved September 30, 1983 (97 Stat. 727; D.C. Code, sec.  
17 1-725(a)), for purposes of reducing the authorized Fed-  
18 eral payment to the District of Columbia Police Officers  
19 and Fire Fighters’ Retirement Fund pursuant to sub-  
20 section 145(c) of the District of Columbia Retirement Re-  
21 form Act of 1979.

22 (b) The Mayor, within 30 days after the enactment  
23 of this Act, shall engage an enrolled actuary, to be paid  
24 by the District of Columbia Retirement Board, and shall  
25 comply with the requirements of section 142(d) and sec-

1 tion 144(d) of the District of Columbia Retirement Re-  
2 form Act of 1979 (Public Law 96–122, D.C. Code, secs.  
3 1–722(d) and 1–724(d)).

4 SEC. 133. At the end of fiscal year 1994, the number  
5 of FTE's shall not exceed the number of FTE's in the  
6 approved fiscal year 1994 budget, less a 1 percent attri-  
7 tion rate and the actual corresponding dollar savings.

8 SEC. 134. (a) The Mayor shall establish a program  
9 to offer incentives for employees to accept early-out retire-  
10 ment. The Mayor shall report to the Council for approval  
11 of the early-out retirement program by mid-fiscal year  
12 1994 with an actuarial study to show the District's liabil-  
13 ity for the early-out program.

14 (b) Notwithstanding any other provision of law, no  
15 early-out program established pursuant to this section  
16 shall be exempt from the requirements of section 142(d)  
17 and section 144(d) of the District of Columbia Retirement  
18 Reform Act of 1979 (Public Law 96–122, D.C. Code, secs.  
19 1–722(d) and 1–724(d)).

20 SEC. 135. (a) None of the funds provided in this Act  
21 or any other funds available to the District of Columbia  
22 shall be used for any contract to provide goods or services  
23 to or on behalf of the District of Columbia which currently  
24 are provided by employees, departments, or agencies of the  
25 District of Columbia until the Mayor submits to the Coun-

1 cil and the Council approves revised contracting policies  
2 and procedures.

3 (b) The revised contracting policies and procedures  
4 required by subsection (a) of this section shall provide  
5 that—

6 (1) a cost analysis comparing the in-house costs  
7 of providing the service with the costs associated  
8 with contracting for the service shall be completed  
9 for each contract proposed pursuant to this section;  
10 and

11 (2) contracting out will provide savings over the  
12 duration of the contract of at least 10 percent.

13 SEC. 136. (a) The Mayor shall not award the follow-  
14 ing types of contracts until after the Council has approved  
15 the proposed contract award as provided in this section:

16 (1) Any contract for goods or services worth  
17 over \$1,000,000 and any contract for any sum  
18 which, when added to other contracts awarded to the  
19 same contractor for the same or similar purposes  
20 within a fiscal year, exceeds \$1,000,000 in contracts  
21 with the same contractor, except: (A) contracts  
22 awarded under the “competitive sealed bidding” pro-  
23 visions pursuant to section 303 of the District of Co-  
24 lumbia Procurement Practices Act of 1985, effective  
25 February 21, 1986 (D.C. Law 6–85; D.C. Code, 1–



1        1183.3); or (B) contracts to implement a Federal  
2        program where Federal law governs contracting pro-  
3        cedures as a condition for the receipt of Federal as-  
4        sistance.

5            (2) Any contract to provide goods or services,  
6        to or on behalf of the District of Columbia, which  
7        currently are or traditionally have been provided by  
8        employees, departments, or agencies of the District  
9        of Columbia.

10        (b) Prior to the award of a contract covered by this  
11        section, the Mayor shall submit a proposed contract award  
12        to the Council. The proposed contract award shall be  
13        deemed approved 7 calendar days, excluding days of Coun-  
14        cil recess, after the proposal has been officially introduced  
15        in the Council according to its rules, unless during that  
16        time, an objection to the proposed award, by at least 3  
17        members of the Council, is filed in the Office of the Sec-  
18        retary to the Council.

19        (c) If an objection to the proposed contract award  
20        is filed, the proposed award shall be deemed approved 21  
21        calendar days, excluding days of Council recess, after the  
22        proposed award was officially introduced in the Council,  
23        unless during that time, the Council adopts a resolution  
24        disapproving the proposed award.

1 (d) The Council may approve or disapprove a pro-  
2 posed contract award by resolution prior to the expiration  
3 of the time periods provided in this section.

4 (e) The approval required by this section shall be a  
5 condition precedent to the existence of a District of Co-  
6 lumbia contract described in subsection (a) of this section.  
7 No contractor may undertake any work, and no District  
8 officer or employee may obligate or expend funds, with re-  
9 spect to the performance of a proposed contract prior to  
10 Council approval under this section.

11 SEC. 137. No funds made available pursuant to any  
12 provision of this Act shall be used to implement or enforce  
13 any system of registration of unmarried, cohabiting cou-  
14 ples whether they are homosexual, lesbian, or hetero-  
15 sexual, including but not limited to registration for the  
16 purpose of extending employment, health, or governmental  
17 benefits to such couples on the same basis that such bene-  
18 fits are extended to legally married couples; nor shall any  
19 funds made available pursuant to any provision of this Act  
20 otherwise be used to implement or enforce D.C. Act 9-  
21 188, signed by the Mayor of the District of Columbia on  
22 April 15, 1992.

23 SEC. 138. None of the Federal funds provided in this  
24 Act may be used by the District of Columbia to provide  
25 for salaries, expenses, or other costs associated with the

1 offices of United States Senator or United States Rep-  
2 resentatives under section 4(d) of the District of Columbia  
3 Statehood Constitutional Convention Initiatives of 1979,  
4 effective March 10, 1981 (D.C. Law 3-171; D.C. Code,  
5 sec. 1-113(d)).

6 This title may be cited as the “District of Columbia  
7 Appropriations Act, 1994”.

## 8 TITLE II

### 9 FISCAL YEAR 1993 SUPPLEMENTAL

### 10 DISTRICT OF COLUMBIA FUNDS

### 11 GOVERNMENTAL DIRECTION AND SUPPORT

#### 12 (INCLUDING RESCISSION)

13 For an additional amount for “Governmental direc-  
14 tion and support”, \$15,133,000: *Provided*, That of the  
15 funds appropriated under this heading for the fiscal year  
16 ending September 30, 1993 in the District of Columbia  
17 Appropriations Act, 1993, approved October 5, 1992  
18 (Public Law 102-382; 106 Stat. 1423), \$4,760,000 are  
19 rescinded for a net increase of \$10,373,000.

20 The following provision under this heading for the fis-  
21 cal year ending September 30, 1993 in the District of Co-  
22 lumbia Appropriations Act, 1993, approved October 5,  
23 1992 (Public Law 102-382; 106 Stat. 1423 is repealed:  
24 “*Provided further*, That \$10,200,000 of the revenues real-  
25 ized from the ‘Water and Sewer Utility Payment in Lieu

1 of Taxes Act of 1992' shall be available for the Mayor's  
2 youth and crime initiative, but shall not be obligated or  
3 expended until the Mayor submits to the Council a plan  
4 for the allocation and use of the funds:'.

5 ECONOMIC DEVELOPMENT AND REGULATION  
6 (INCLUDING RESCISSION)

7 For an additional amount for "Economic develop-  
8 ment and regulation", \$1,047,000: *Provided*, That of the  
9 funds appropriated under this heading for the fiscal year  
10 ending September 30, 1993 in the District of Columbia  
11 Appropriations Act, 1993, approved October 5, 1992  
12 (Public Law 102-382; 106 Stat. 1423), \$10,587,000 are  
13 rescinded for a net decrease of \$9,540,000.

14 PUBLIC SAFETY AND JUSTICE  
15 (INCLUDING RESCISSION)

16 For an additional amount for "Public safety and jus-  
17 tice", \$6,230,000: *Provided*, That of the funds appro-  
18 priated under this heading for the fiscal year ending Sep-  
19 tember 30, 1993 in the District of Columbia Appropria-  
20 tions Act, 1993, approved October 5, 1992 (Public Law  
21 102-382; 106 Stat. 1424), \$18,921,000 are rescinded for  
22 a net decrease of \$12,691,000: *Provided further*, That any  
23 unspent funds remaining in the nonpersonal services  
24 budget of the Metropolitan Police Department at the end  
25 of fiscal year 1993 shall remain available for the exclusive

1 use of the Metropolitan Policy Department for the pur-  
2 chase of equipment in fiscal year 1994.

3 PUBLIC EDUCATION SYSTEM

4 (INCLUDING RESCISSION)

5 For an additional amount for “Public education sys-  
6 tem”, \$246,000, for the Education Licensure Commission:  
7 *Provided*, That of the funds appropriated under this head-  
8 ing for the fiscal year ending September 30, 1993 in the  
9 District of Columbia Appropriations Act, 1993, approved  
10 October 5, 1992 (Public Law 102–382; 106 Stat. 1426),  
11 \$2,270,000 for the Public Schools of the District of Co-  
12 lumbia, \$4,199,000 for the University of the District of  
13 Columbia, \$964,000 for the Public Library, and \$70,000  
14 for the Commission on the Arts and Humanities are re-  
15 scinded for a net decrease of \$7,257,000.

16 The following provision under this heading for the fis-  
17 cal year ending September 30, 1993 in the District of Co-  
18 lumbia Appropriations Act, 1993, approved October 5,  
19 1992 (Public Law 102–382, 106 Stat. 1426) is repealed:  
20 “of which \$2,000,000 shall be derived from revenues real-  
21 ized from the ‘Water and Sewer Utility Payment in Lieu  
22 of Taxes Act of 1992’;”.

## HUMAN SUPPORT SERVICES

(INCLUDING RESCISSION)

For an additional amount for “Human support services”, \$70,772,000: *Provided*, That of the funds appropriated under this heading for the fiscal year ending September 30, 1993 in the District of Columbia Appropriations Act, 1993, approved October 5, 1992 (Public Law 102–382; 106 Stat. 1426), \$2,221,000 are rescinded for a net increase of \$68,551,000.

## PUBLIC WORKS

(RESCISSION)

Of the funds appropriated under this heading for the fiscal year ending September 30, 1993 in the District of Columbia Appropriations Act, 1993, approved October 5, 1992 (Public Law 102–382; 106 Stat. 1427), \$3,271,000 are rescinded.

## REPAYMENT OF LOANS AND INTEREST

For an additional amount for “Repayment of loans and interest”, \$19,051,000.

## REPAYMENT OF GENERAL FUND RECOVERY DEBT

(RESCISSION)

Of the funds appropriated under this heading for the fiscal year ending September 30, 1993 in the District of Columbia Appropriations Act, 1993, approved October 5,

1 1992 (Public Law 102–382; 106 Stat. 1427), \$5,000 are  
2 rescinded.

3 RESIZING

4 For the purpose of funding costs associated with the  
5 Temporary Appeals Panel pursuant to D.C. Law 9–47,  
6 the District of Columbia Government Merit Personnel Act  
7 of 1978 Temporary Amendment Act of 1991, \$225,000.

8 SEVERANCE PAY

9 For severance pay to employees who are involuntarily  
10 separated from service as a result of reductions-in-force  
11 or reorganizations, \$10,410,000.

12 PAY ADJUSTMENT

13 For pay increases and related costs to be transferred  
14 by the Mayor of the District of Columbia within the var-  
15 ious appropriation headings in this Act from which costs  
16 are properly payable, \$7,880,000.

17 FACILITIES RENT/LEASES

18 The paragraph under the heading “Facilities Rent/  
19 Leases” in the District of Columbia Appropriations Act,  
20 1993, approved October 5, 1992 (Public Law 102–382;  
21 106 Stat. 1428), is repealed: *Provided*, That the appro-  
22 priation of \$16,682,000 provided by that paragraph is dis-  
23 tributed within the appropriation titles above.

## FURLOUGH ADJUSTMENT

Each agency, office, and instrumentality of the District, except the District of Columbia Courts, shall furlough each employee of the respective agency, office, or instrumentality for one day in each month of the fiscal year ending September 30, 1993, or a proportionate number of hours for part-time employees. The personal services spending authority for each agency, office, and instrumentality subject to this section is reduced in an amount equal to the savings resulting from the employee furloughs required by this section, for a total reduction of \$36,000,000, which is distributed within the appropriation titles above. The Council shall enact legislation to implement this section which may include but shall not be limited to procedures to ensure that public health and safety functions are carried out.

## WITHIN-GRADE SALARY ADJUSTMENTS

Notwithstanding any other provision of law, no employee of any agency, office, or instrumentality of the District shall receive within-grade salary increases during the fiscal year ending September 30, 1993, and no time during the fiscal year ending September 30, 1993 shall accrue toward the waiting period for advancement to the following rate within the grade. The spending authority for each agency, office, and instrumentality is reduced in an



1 amount equal to the savings resulting from the adjust-  
2 ments required by this section, for a total reduction of  
3 \$13,000,000, which is distributed within the appropriation  
4 titles above.

5 PERSONAL AND NONPERSONAL SERVICES ADJUSTMENTS

6 The paragraph under the heading “Personal and  
7 Nonpersonal Services Adjustments”, in the District of Co-  
8 lumbia Appropriations Act, 1993, approved October 5,  
9 1992 (Public Law 102–382; 106 Stat. 1428), is repealed:  
10 *Provided*, That the reduction of \$30,798,600 required by  
11 that paragraph is distributed within the appropriation ti-  
12 tles above: *Provided further*, That the Mayor shall reduce  
13 appropriations and expenditures for personal and  
14 nonpersonal services in the amount of \$29,730,000, within  
15 one or several of the various appropriation headings in this  
16 Act.

17 CAPITAL OUTLAY

18 For an additional amount for “Capital outlay”,  
19 \$200,000, to remain available until expended.

20 WATER AND SEWER ENTERPRISE FUND

21 (INCLUDING RESCISSION)

22 For an additional amount for “Water and Sewer En-  
23 terprise Fund”, \$12,717,000: *Provided*, That of the funds  
24 appropriated under this heading in the District of Colum-  
25 bia Appropriations Act, 1993, approved October 5, 1992

1 (Public Law 102-382; 106 Stat. 1429), \$41,482,000 are  
2 rescinded for a net decrease of \$28,765,000.

3       The following provision under this heading for the fis-  
4 cal year ending September 30, 1993 in the District of Co-  
5 lumbia Appropriations Act, 1993, approved October 5,  
6 1992 (Public Law 102-382; 106 Stat. 1429) is repealed:  
7 “, and \$12,200,000 collected as payment in lieu of taxes  
8 pursuant to the ‘Water and Sewer Utility Payment in Lieu  
9 of Taxes Act of 1992’ shall be transferred to the general  
10 fund to provide \$10,200,000 for the Mayor’s youth and  
11 crime initiative, and \$2,000,000 for the University of the  
12 District of Columbia”.

13       The following provision under this heading for the fis-  
14 cal year ending September 30, 1993 in the District of Co-  
15 lumbia Appropriations Act, 1993, approved October 5,  
16 1992 (Public Law 102-382; 106 Stat. 1430) is repealed:  
17 “*Provided further*, That not to exceed \$22,705,000 in  
18 water and sewer enterprise fund operating revenues shall  
19 be available for pay-as-you-go capital projects”.

20 LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

21 (RESCISSION)

22       Of the funds appropriated under this heading for the  
23 Lottery and Charitable Games Enterprise Fund for the  
24 fiscal year ending September 30, 1993 in the District of  
25 Columbia Appropriations Act, 1993, approved October 5,

1 1992 (Public Law 102-382; 106 Stat. 1430), \$270,000  
2 are rescinded.

3 CABLE TELEVISION ENTERPRISE FUND

4 (INCLUDING RESCISSION)

5 For an additional amount for “Cable Television En-  
6 terprise Fund”, \$35,000: *Provided*, That of the funds ap-  
7 propriated under this heading for the Cable Television En-  
8 terprise Fund for the fiscal year ending September 30,  
9 1993 in the District of Columbia Appropriations Act,  
10 1993, approved October 5, 1992 (Public Law 102-382;  
11 106 Stat. 1430), \$300,000 are rescinded and transferred  
12 to the general fund for a net decrease of \$265,000.

13 STARPLEX FUND

14 The paragraph under the heading “Starplex Fund”  
15 in the District of Columbia Appropriations Act, 1993, ap-  
16 proved October 5, 1992 (Public Law 102-382; 106 Stat.  
17 1430), is amended by inserting after the phrase “shall be  
18 transferred to the general fund” the following: “and an  
19 additional \$200,000 shall be transferred to the University  
20 of the District of Columbia”.

21 GENERAL PROVISIONS

22 SEC. 201. Section 114 of the District of Columbia  
23 Appropriations Act, 1993, approved October 5, 1992 (106  
24 Stat. 1432) is repealed.

1        SEC. 202. Section 134(a)(1) of the District of Colum-  
2        bia Appropriations Act, 1993, approved October 5, 1992  
3        (106 Stat. 1435) is amended by inserting the following  
4        after the word “donation”: “: *Provided*, That the Council  
5        of the District of Columbia may accept and use gifts with-  
6        out prior approval by the Mayor”.

7                    COMPLIANCE WITH BUY AMERICAN ACT

8        SEC. 203. No funds appropriated pursuant to this  
9        Act may be expended by an entity unless the entity agrees  
10       that in expending the assistance the entity will comply  
11       with sections 2 through 4 of the Act of March 3, 1933  
12       (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-  
13       ican Act”).

14       SENSE OF CONGRESS; REQUIREMENT REGARDING  
15                    NOTICE

16       SEC. 204. (a) PURCHASE OF AMERICAN-MADE  
17       EQUIPMENT AND PRODUCTS.—In the case of any equip-  
18       ment or products that may be authorized to be purchased  
19       with financial assistance provided under this Act, it is the  
20       sense of the Congress that entities receiving such assist-  
21       ance should, in expending the assistance, purchase only  
22       American-made equipment and products.

23       (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In  
24       providing financial assistance under this Act, the Sec-

1 retary of the Treasury shall provide to each recipient of  
 2 the subsection (a) by the Congress.

3 PROHIBITION OF CONTRACTS

4 SEC. 205. If it has been finally determined by a court  
 5 or Federal agency that any person intentionally affixed a  
 6 fraudulent label bearing a “Made in America” inscription,  
 7 or any inscription with the same meaning, to any product  
 8 sold in or shipped to the United States that was not made  
 9 in the United States, such person shall be ineligible to re-  
 10 ceive any contract or subcontract made with funds pro-  
 11 vided pursuant to this Act, pursuant to the debarment,  
 12 suspension, and ineligibility procedures described in sec-  
 13 tion 9.400 through 9.409 of title 48, Code of Federal Reg-  
 14 ulations.

15 This title may be cited as the “District of Columbia  
 16 Supplemental Appropriations and Rescissions Act, 1993”.

Passed the House of Representatives June 30, 1993.

Attest:

*Clerk.*

HR 2492 EH—2

HR 2492 EH—3

HR 2492 EH—4