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112th Congress, 2d Session – – – – – – – – – – – – – House Document 112–157

DISTRICT OF COLUMBIA'S 2013 BUDGET AND FINANCIAL PLAN

MESSAGE

FROM

THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

THE DISTRICT OF COLUMBIA'S FISCAL YEAR 2013 BUDGET REQUEST ACT, PURSUANT TO PUB. L. 93–198, SEC. 446 (87 STAT. 806)

DECEMBER 17, 2012.—Message and accompanying papers referred to the Committee on Appropriations and ordered to be printed

U.S. GOVERNMENT PRINTING OFFICE
29–012 WASHINGTON : 2012

To the Congress of the United States:

Pursuant to my constitutional authority and as contemplated by section 446 of the District of Columbia Self-Government and Governmental Reorganization Act as amended in 1989, I am transmitting the District of Columbia's fiscal year (FY) 2013 Budget and Financial Plan. This transmittal does not represent an endorsement of the contents of the D.C. government's requests.

The proposed FY 2013 Budget and Financial Plan reflects the major programmatic objectives of the Mayor and the Council of the District of Columbia. For FY 2013, the District estimates total revenues and expenditures of $11.4 billion.

BARACK OBAMA.

THE WHITE HOUSE, *December 14, 2012.*

ENROLLED ORIGINAL

AN ACT

D.C. ACT 19-381

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 15, 2012

To approve the request of the District of Columbia government for appropriation and authorization for the fiscal year ending September 30, 2013.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2013 Budget Request Act of 2012".

Sec. 2. The Council of the District of Columbia approves the following expenditure levels and appropriation language for the government of the District of Columbia for the fiscal year ending September 30, 2013.

DIVISION A
DISTRICT OF COLUMBIA APPROPRIATION REQUEST
TITLE I--FEDERAL FUNDS

DISTRICT OF COLUMBIA COURTS

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA COURTS

For salaries and expenses for the District of Columbia Courts, $219,651,000 to be allocated as follows: for the District of Columbia Court of Appeals, $13,118,000, of which not to exceed $1,500 is for official reception and representation expenses; for the District of Columbia Superior Court, $111,746,000, of which not to exceed $1,500 is for official reception and representation expenses; for the District of Columbia Court System, $66,037,000, of which not to exceed $1,500 is for official reception and representation expenses; and $28,750,000, to remain available until September 30, 2014, for capital improvements for District of Columbia courthouse facilities: *Provided*, that funds made available for capital improvements shall be expended consistent with the District of Columbia Courts' master plan study and building evaluation report: *Provided further*, that, notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of other Federal agencies: *Provided further*, that, 30 days after providing written notice to the Committees on Appropriations of the House of Representatives and the Senate, the District of Columbia Courts may reallocate not more than $3,000,000 of the funds provided under this heading among the items and entities funded under this heading but no such allocation shall be increased by more than 4%.

FEDERAL PAYMENT FOR DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS

For payments authorized under section 11–2604 and section 11–2605, D.C. Official Code (relating to representation provided under the District of Columbia Criminal Justice Act), payments for counsel appointed in proceedings in the Family Court of the Superior Court of the District of Columbia under chapter 23 of title 16, D.C. Official Code, or pursuant to contractual agreements to provide guardian *ad litem* representation, training, technical assistance, and such other services as are necessary to improve the quality of guardian *ad litem* representation, payments for counsel appointed in adoption proceedings under chapter 3 of title 16, D.C. Official Code, and payments authorized under section 21–2060, D.C. Official Code (relating to services provided under the District of Columbia Guardianship, Protective Proceedings, and Durable Power of Attorney Act of 1986), $49,890,000, to remain available until expended: *Provided*, that funds provided under this heading shall be administered by the Joint Committee on Judicial Administration in the District of Columbia: *Provided further*, that, notwithstanding any other provision of law, this appropriation shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for expenses of other Federal agencies.

DISTRICT OF COLUMBIA GENERAL AND SPECIAL PAYMENTS

FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for a nationwide program to be administered by the Mayor, for District of Columbia resident tuition support, $35,100,000, to remain available until expended: *Provided*, that such funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia residents to pay an amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education, or to pay up to $2,500 each year at eligible private institutions of higher education: *Provided further*, that the awarding of such funds may be prioritized on the basis of a resident's academic merit, the income and need of eligible students and such other factors as may be authorized: *Provided further*, that the District of Columbia government shall maintain a dedicated account for the Resident Tuition Support Program that shall consist of the Federal funds appropriated to the Program in this Act and any subsequent appropriations, any unobligated balances from prior fiscal years, and any interest earned in this or any fiscal year: *Provided further*, that the account shall be under the control of the District of Columbia Chief Financial Officer, who shall use those funds solely for the purposes of carrying out the Resident Tuition Support Program: *Provided further*, that the Office of the Chief Financial Officer shall provide a quarterly financial report to the Committees on Appropriations of the House of Representatives and the Senate for these funds showing, by object class, the expenditures made and their purpose.

FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

For a Federal payment for a school improvement program in the District of Columbia, $60,000,000, to remain available until expended, as authorized under the Scholarship for Opportunity and Results Act, approved April 15, 2011 (Pub. L. No. 112-10; 125 Stat. 38), to be allocated as follows: for the District of Columbia Public Schools, $36,600,000 to improve public

school education in the District of Columbia; for the Office of the State Superintendent of Education, $23,400,000 to expand quality public charter schools in the District of Columbia.

FEDERAL SUPPORT FOR ECONOMIC DEVELOPMENT AND MANAGEMENT REFORMS IN THE DISTRICT OF COLUMBIA

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

For a Federal payment to the District of Columbia Water and Sewer Authority, $11,500,000, to remain available until expended, to continue implementation of the Combined Sewer Overflow Long- Term Plan; *Provided*, that the District of Columbia Water and Sewer Authority provides a 100% match for this payment.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING COUNCIL

For a Federal payment to the Criminal Justice Coordinating Council, $1,800,000, to remain available until expended, to support initiatives related to the coordination of Federal and local criminal justice resources in the District of Columbia.

FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

For a Federal payment, to remain available until September 30, 2014, to the Commission on Judicial Disabilities and Tenure, $295,000, and for the Judicial Nomination Commission, $205,000.

FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA NATIONAL GUARD

For a Federal payment to the District of Columbia National Guard, $500,000, to remain available until expended.

FEDERAL PAYMENT FOR TESTING AND TREATMENT OF HIV/AIDS

For a Federal payment to the District of Columbia for the testing of individuals for, and the treatment of individuals with, human immunodeficiency virus and acquired immunodeficiency syndrome in the District of Columbia, $5,000,000.

FEDERAL PAYMENT FOR REDEVELOPMENT OF THE ST. ELIZABETHS HOSPITAL CAMPUS

For a Federal Payment to the District of Columbia, $9,565,000, for activities to support redevelopment efforts at the site of the former St. Elizabeths Hospital in the District of Columbia.

FEDERAL PAYMENT FOR D.C. COMMISSION ON THE ARTS AND HUMANITIES GRANTS

For a Federal payment to the District of Columbia Commission on the Arts and Humanities, $2,500,000, to fund competitively awarded grants for nonprofit fine and performing arts organizations based in and primarily serving the District of Columbia.

FEDERAL PAYMENT FOR JOB TRAINING PROGRAMS

For a Federal Payment to the District of Columbia, $2,000,000, to fund pilot programs to support workforce development efforts in the District of Columbia.

FEDERAL PAYMENT FOR EMERGENCY PLANNING AND SECURITY COSTS IN THE DISTRICT OF COLUMBIA

For a Federal payment of necessary expenses, as determined by the Mayor of the District of Columbia in written consultation with the elected county or city officials of surrounding jurisdictions, $24,700,000, to remain available until expended and in addition any funds that remain available from prior year appropriations under this heading for the District of Columbia government, for the costs of providing public safety at events related to the presence of the national capital in the District of Columbia, including support requested by the Director of the United States Secret Service Division in carrying out protective duties under the direction of the Secretary of Homeland Security, and for the costs of providing support to respond to immediate and specific terrorist threats or attacks in the District of Columbia or surrounding jurisdictions: *Provided,* that of the amount provided under this heading at least $9,800,000 shall be used for costs associated with the presidential inauguration.

TITLE II--DISTRICT OF COLUMBIA FUNDS--SUMMARY OF EXPENSES

The following amounts are appropriated for the District of Columbia for the current fiscal year out of the General Fund of the District of Columbia ("General Fund"), except as otherwise specifically provided; *Provided,* that, notwithstanding any other provision of law, except as provided in section 450A of the District of Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code § 1-204.50a), and provisions of this Act, the total amount appropriated in this Act for operating expenses for the District of Columbia for fiscal year 2013 under this heading shall not exceed the lesser of the sum of the total revenues of the District of Columbia for such fiscal year or $11,367,050,000 (of which $6,379,906,000 shall be from local funds (including $402,984,000 from dedicated taxes), $998,179,000 shall be from Federal grant funds, $1,672,243,000 from Medicaid payments, $2,165,470,000 shall be from other funds, and $9,352,000 shall be from private funds, and $141,900,000 shall be from funds previously appropriated in this Act as Federal payments, which does not include funds appropriated under the American Recovery and Reinvestment Act of 2009, approved February 17, 2009 (123 Stat. 115; 26 U.S.C. § 1, note)); *Provided further,* that of the local funds, such amounts as may be necessary may be derived from the District's General Fund balance; *Provided further,* that of these funds the District's intra-District authority shall be $579,594,000; in addition, for capital construction projects, an increase of $1,702,797,000, of which $1,194,327,000 shall be from local funds, $86,535,000 from the Local Transportation Fund, $64,817,000 from the District of Columbia Highway Trust Fund, $357,118,000 from Federal grant funds, and a rescission of $609,739,000 of which $357,317,000 is from local funds, and $10,619,000 from the Local Transportation Fund, $58,442,000 from the District of Columbia Highway Trust Fund, and $183,362,000 from Federal grant funds appropriated under this heading in prior fiscal years for a net amount of $1,093,058,000, to remain available until expended; *Provided further,* that the amounts provided under this heading are to be available, allocated, and expended as proposed under Title III of this Act, at the rate set forth under "District of Columbia Funds Division of Expenses" as included in the Fiscal Year 2013 Proposed Budget and Financial Plan submitted to the Congress by the District of Columbia; *Provided further,* that, notwithstanding any other provision of law, upon the

first enactment of the District's budget request under this Act, through September 30, 2013, during a period in which there is an absence of a federal appropriations act authorizing the expenditure of local funds, the District of Columbia is authorized to obligate and expend local funds for programs and activities at the rate set forth in this Act and to approve and execute reprogramming requests of local funds pursuant to section 446 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-204.46); *Provided further*, that the amount provided under this heading may be increased by proceeds of one-time transactions, which are expended for emergency or unanticipated operating or capital needs; *Provided further*, that such increases shall be approved by enactment of local District law and shall comply with all reserve requirements contained in the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.01 *et seq.*), as amended by this Act; *Provided further*, that the Chief Financial Officer of the District of Columbia shall take such steps as are necessary to assure that the District of Columbia meets these requirements, including the apportioning by the Chief Financial Officer of the appropriations and funds made available to the District during fiscal year 2013; except, that the Chief Financial Officer may not reprogram for operating expenses any funds derived from bonds, notes, or other obligations issued for capital projects.

TITLE III--DISTRICT OF COLUMBIA FUNDS - - DIVISION OF EXPENSES
OPERATING EXPENSES

Governmental Direction and Support

Governmental direction and support, $631,986,000 (including $552,261,000 from local funds, $29,556,000 from Federal grant funds, and $50,169,000 from other funds); *Provided*, that there are appropriated such amounts as may be necessary to account for vendor fees that are paid as a fixed percentage of revenue recovered from third parties on behalf of the District under contracts that provide for payments of fees based upon such revenue as may be collected by the vendor; *Provided further*, that any program fees collected from the issuance of debt shall be available for the payment of expenses of the debt management program of the District of Columbia, to be allocated as follows:

(1) Council of the District of Columbia. – $21,007,000 from local funds; *Provided*, that not to exceed $25,000 shall be available for the Chairman of the Council of the District of Columbia from this appropriation for official reception and representation expenses; *Provided further*, that, beginning in fiscal year 2012, such amounts on deposit and any such future deposits into the Council Technology Projects Fund, established by section 1082 of the District of Columbia Fiscal Year 2012 Budget Support Act of 2011, effective September 14, 2011 (D.C. Law 19-210; D.C. Official Code § 1-325.201), shall be available upon deposit and shall remain available until expended, consistent with the purposes set forth in that section;

(2) Office of the District of Columbia Auditor. – $3,951,000 from local funds;

(3) Advisory Neighborhood Commission. – $894,000 from local funds; *Provided*, that the Advisory Neighborhood Commission allotments shall not revert to the General Fund of the District of Columbia at the end of the fiscal year, or at any time, but shall be continually available until expended;

(4) Office of the Mayor. – $11,992,000 (including $8,435,000 from local funds and

$3,556,000 from Federal grant funds); *Provided*, that not to exceed $10,600 shall be available for the Mayor from this appropriation for official reception and representation expenses; *Provided further*, that such amounts on deposit and any such future deposits into the Home Rule Act 40th Anniversary Celebration and Commemoration Fund, established by section 1085 of the Fiscal Year 2013 Budget Support Act of 2012, shall be available upon deposit and shall remain available until expended, consistent with the purposes set forth in that section;

(5) Office of the Secretary. – $3,246,000 (including $2,246,000 from local funds and $1,000,000 from other funds); *Provided*, that such amounts on deposit and any such future deposits into the Emancipation Day Fund, established by section 4 of the District of Columbia Emancipation Parade and Fund Act of 2004, effective March 17, 2005 (D.C. Law 15-240; D.C. Official Code § 1-183), shall be available upon deposit and shall remain available until expended, consistent with the purposes set forth in that section;

(6) City Administrator. – $3,401,000 from local funds; *Provided*, that not to exceed $10,600 shall be available for the City Administrator from this appropriation for official reception and representation expenses;

(7) Office of Risk Management. – $2,962,000 from local funds;

(8) Department of Human Resources. – $7,814,000 (including $7,536,000 from local funds and $278,000 from other funds);

(9) Office of Disability Rights. – $1,688,000 (including $970,000 from local funds and $718,000 from Federal grant funds);

(10) Medical Liability Captive Insurance Agency. – $2,496,000 (including $2,430,000 from local funds and $66,000 from other funds); and all unexpended fiscal year 2012 local and other funds as of September 30, 2012, to remain available until expended;

(11) Office of Finance and Resource Management. – $19,667,000 (including $19,373,000 from local funds and $294,000 from other funds);

(12) Office of Contracting and Procurement. – $8,971,000 from local funds;

(13) Office of Chief Technology Officer. – $53,416,000 (including $39,974,000 from local funds; $2,498,000 from Federal grant funds; and $10,943,000 from other funds);

(14) Department of General Services. – $250,917,000 (including $244,338,000 from local funds and $6,579,000 from other funds); *Provided*, that amounts on deposit in, and any such future deposits to, the Commodities Cost Reserve Fund, established under D.C. Official Code § 47-368.04, shall be available upon deposit and shall remain available until expended, consistent with the purposes established under D.C. Official Code § 47-368.04(b);

(15) Contract Appeals Board. – $1,051,000 from local funds;

(16) Board of Elections. – $5,962,000 (including $5,812,000 from local funds and $150,000 from Federal grant funds);

(17) Office of Campaign Finance. – $2,601,000 from local funds;

(18) Public Employee Relations Board. – $1,151,000 from local funds;

(19) Office of Employee Appeals. – $1,468,000 from local funds;

(20) Metropolitan Washington Council of Governments. – $408,000 from local funds;

(21) Office of the Attorney General. – $80,755,000 (including $58,688,000 from local funds, $20,257,000 from Federal grant funds, and $1,810,000 from other funds);

(22) District of Columbia Board of Ethics and Government Accountability. –

$1,039,000 ($979,000 from local funds and $60,000 from other funds);

(23) Office of the Inspector General. – $15,686,000 (including $13,308,000 from local funds and $2,377,000 from Federal grant funds); and

(24) Office of the Chief Financial Officer. – $129,445,000 (including $100,306,000 from local funds and $29,140,000 from other funds); *Provided*, that not to exceed $10,600 shall be available for the Chief Financial Officer of the District from this appropriation for official reception and representation expenses; *Provided further*, that amounts appropriated by this Act may be increased by the amount required to pay banking fees for maintaining the funds of the District of Columbia; *Provided further*, that amounts on deposit in, and any such future deposits to, the Delinquent Debt Fund, established under the Delinquent Debt Recovery Act of 2012 within the Fiscal Year 2013 Budget Support Act of 2012, shall be available upon deposit and shall remain available until expended consistent with the purposes set forth in that act; *Provided further*, that of the amount budgeted for the Tax Revision Commission in fiscal year 2012, any portion left unexpended at the end of fiscal year 2012 shall be available for the same purpose in fiscal year 2013; *Provided further*, that amounts appropriated by this Act may be increased by the amount required to pay banking fees for maintaining the funds of the District of Columbia.

Economic Development and Regulation

Economic development and regulation,$393,538,000 (including $147,873,000 from local funds (including $460,000 from dedicated taxes), $86,920,000 from Federal grant funds, $143,918,000 from other funds, $528,000 from private funds, and $9,800,000 from funds previously appropriated from this Act under the heading "Federal Payment for Redevelopment of the St. Elizabeths Hospital Campus" and $2,500,000 from funds previously appropriated from this Act under the heading "Federal Payment for D.C. Commission on the Arts and Humanities Grants" and $2,000,000 from funds previously appropriated from this Act under the heading "Federal Payment for Job Training Program"); to be allocated as follows:

(1) Deputy Mayor for Planning and Economic Development. – $41,749,000 (including $11,753,000 from local funds, $3,000,000 from Federal grant funds, $17,431,000 from other funds, and $9,565,000 from funds previously appropriated from this Act under the heading "Federal Payment for Redevelopment of the St. Elizabeths Hospital Campus"); *Provided*, that up to $12,000,000 of funds available under this heading received from the Louis Dreyfus Property Group, LLC, or one of its affiliates or assigns approved by the Mayor, for the purchase of the real property and airspace constituting the Center Leg Freeway PILOT Area to be paid to The Washington Development Group, Inc., or its assigns, to settle the lawsuit regarding the Center Leg Freeway PILOT Area; *Provided further*, that any funds deposited into the Neighborhood Parade and Festival Fund, established in the Deputy Mayor for Planning and Economic Development Limited Grant-Making Authority Act of 2012 within the Fiscal Year 2013 Budget Support Act of 2012, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(2) Office of Planning. – $7,347,000 (including $6,559,000 from local funds, $523,000 from Federal grant funds, $30,000 from other funds, and $235,000 from funds previously appropriated from this Act under the heading "Federal Payment for Redevelopment of the St. Elizabeths Hospital Campus"); *Provided*, that the local funds provided to the Office of

Planning in previous fiscal years for Neighborhood Historic Preservation, including the Targeted Homeowner Grant funds authorized by section 11b(k) of the Historic Landmark and Historic District Protection Act of 1978, effective March 2, 2007 (D.C. Law 16-189; D.C. Official Code § 6-1110.02(k)), shall remain available until expended; *Provided further*, that any funds deposited into the Historic Landmark-District Protection Fund, established by section 11a of the Historic Landmark and Historic District Protection Act of 1978, effective November 16, 2006 (D.C. Law 16-185; D.C. Official Code § 6-1101.01), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(3) Department of Small and Local Business Development. – $6,185,000, (including $5,276,000 from local funds and $909,000 from Federal grant funds); *Provided*, that any funds deposited into the Small Business Micro Loan Fund, established by section 2375 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective September 18, 2007 (D.C. Law 17-20; D.C. Official Code § 2-218.75), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(4) Office of Motion Pictures and Television Development. – $869,000 (including $784,000 from local funds and $85,000 from other funds); *Provided*, that any funds deposited into the Film DC Economic Incentive Fund, established by section 2 of the Film DC Economic Incentive Act of 2006, effective March 14, 2007 (D.C. Law 16-290; D.C. Official Code § 39-501), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(5) Office of Zoning. – $2,596,000 from local funds;

(6) Department of Housing and Community Development. – $57,238,000 (including $12,591,000 from local funds, $38,147,000 from Federal grant funds, and $6,500,000 from other funds);

(7) Department of Employment Services. – $121,000,000 (including $47,457,000 from local funds, $40,588,000 from Federal grant funds, $30,876,000 from other funds, $80,000 from private funds, and $2,000,000 from funds previously appropriated from this Act under the heading "Federal Payment for Job Training Program"); *Provided*, that $1,024,000 shall be transferred to the Office of Administrative Hearings for hearing appeals related to unemployment insurance benefits;

(8) Board of Real Property Assessments and Appeals. – $1,663,000 from local funds;

(9) Department of Consumer and Regulatory Affairs. – $32,952,000 (including $16,365,000 from local funds and $16,586,000 from other funds);

(10) Office of the Tenant Advocate. – $2,064,000 from local funds;

(11) Commission on Arts and Humanities. – $14,435,000 (including $11,090,000 from local funds, $746,000 from Federal grant funds, $100,000 from other funds, and $2,500,000 from funds previously appropriated from this Act, under the heading "Federal Payment for D.C. Commission on the Arts and Humanities Grants", to fund competitively awarded grants for nonprofit fine and performing arts organizations based in and primarily serving the District of

Columbia);

(12) Alcoholic Beverage Regulation Administration. – $6,835,000 (including $460,000 from local funds (including $460,000 from dedicated taxes) and $6,375,000 from other funds);

(13) Public Service Commission. – $10,823,000 (including $463,000 from Federal grant funds and $10,360,000 from other funds);

(14) Office of the People's Counsel. – $6,116,000 from other funds;

(15) Department of Insurance, Securities, and Banking. – $20,860,000 (including $2,544,000 from Federal grants, $17,868,000 from other funds, and $448,000 from private funds);

(16) Office of Cable Television. – $8,592,000 from other funds;

(17) Housing Authority Subsidy Payment. – $14,213,000 from local funds;

(18) Housing Production Trust Fund Subsidy. – $15,000,000 from local funds; and

(19) Business Improvement District Transfer. – $23,000,000 from other funds.

Public Safety and Justice

Public safety and justice, $1,112,704,000 (including $944,599,000 from local funds, $114,029,000 from Federal grant funds, $50,976,000 from other funds, $300,000 from private funds, $500,000 from funds previously appropriated in this Act under the heading "Federal Payment for the D.C. National Guard", $1,800,000 from funds previously appropriated in this Act under the heading "Federal Payment to the Criminal Justice Coordinating Council", and $500,000 from funds previously appropriated in this Act under the heading "Federal Payment for Judicial Commissions"); to be allocated as follows:

(1) Metropolitan Police Department. – $473,655,000 (including $462,390,000 from local funds, $2,730,000 from Federal grant funds, and $8,535,000 from other funds);

(2) Fire and Emergency Medical Services Department. –$199,374,000 (including $197,854,000 from local funds and $1,520,000 from other funds);

(3) Police Officers and Firefighters Retirement System. –$96,314,000 from local funds;

(4) Department of Corrections. – $139,289,000 (including $117,148,000 from local funds and $22,141,000 from other funds);

(5) District of Columbia National Guard. – $8,815,000 (including $2,796,000 from local funds, $5,519,000 from Federal grant funds, and $500,000 from funds previously appropriated in this Act under the heading "Federal Payment for the District of Columbia National Guard"); *Provided*, that the Mayor shall reimburse the District of Columbia National Guard for expenses incurred in connection with services that are performed in emergencies by the National Guard in a militia status and are requested by the Mayor, in amounts that shall be jointly determined and certified as due and payable for these services by the Mayor and the Commanding General of the District of Columbia National Guard; *Provided further*, that such sums as may be necessary for reimbursement to the District of Columbia National Guard under the preceding proviso shall be available pursuant to this Act, and the availability of the sums shall be deemed as constituting payment in advance for emergency services involved;

(6) Homeland Security and Emergency Management Agency. – $102,039,000 (including $2,007,000 from local funds and $100,032,000 from Federal grant funds);

(7) Commission on Judicial Disabilities and Tenure. – $295,000 from funds

previously appropriated in this Act under the heading "Federal Payment for Judicial Commissions";

(8) Judicial Nomination Commission. – $205,000 from funds previously appropriated in this Act under the heading "Federal Payment for Judicial Commissions";

(9) Office of Police Complaints. – $2,091,000 from local funds;

(10) District of Columbia Sentencing and Criminal Code Review Commission.- $1,389,000 from local funds;

(11) Office of the Chief Medical Examiner. – $7,834,000 from local funds;

(12) Office of Administrative Hearings. – $7,962,000 from local funds;

(13) Criminal Justice Coordinating Council. – $2,249,000 (including $449,000 from local funds and $1,800,000 from funds previously appropriated in this Act under the heading "Federal Payment to the Criminal Justice Coordinating Council");

(14) Department of Forensic Sciences. – $8,935,000 (including $8,505,000 from local funds and $431,000 from Federal grant funds);

(15) Office of Unified Communications. – $43,840,000 (including $26,714,000 from local funds, $16,826,000 from other funds, and $300,000 from private funds); and

(16) Deputy Mayor for Public Safety and Justice – $18,416,000 (including $11,144,000 from local funds, $5,317,000 from Federal grant funds, and $1,954,000 from other funds); *Provided*, that not less than $299,000 of this appropriation shall be available to fund the District of Columbia Poverty Lawyer Loan Assistance Program, established by the Access to Justice Initiative Amendment Act of 2011, effective September 14, 2011 (D.C. Law 19-21; D.C. Official Code § 4-1701.01 *et seq.)*; *Provided further*, that $2,951,000 shall be made available to award a grant to the District of Columbia Bar Foundation for the purpose of providing support to nonprofit organizations that deliver civil legal services to low-income and under-served District residents; *Provided further*, that $900,000 shall be transferred to the Community-based Violence Reduction Fund, established by section 3014 of the Fiscal Year 2009 Budget Support Act of 2008, effective August 16, 2008 (D.C. Law 17-219; D.C. Official Code § 1-325.121)), for use by the Justice Grants Administration for the purpose of providing grants for the development of programs to intervene with children who are chronically truant.

Public Education System

Public education system, including the development of national defense education programs, $1,956,869,000 (including $1,599,444,000 from local funds (including $4,266,000 from dedicated taxes), $237,927,000 from Federal grant funds, $20,557,000 from other funds, $3,841,000 from private funds, and $35,100,000 from funds previously appropriated in this Act under the heading "Federal Payment for Resident Tuition Support", and $60,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement in the District of Columbia"; to be allocated as follows:

(1) District of Columbia Public Schools.— $707,020,000 (including $646,176,000 from local funds, $8,595,000 from Federal grant funds, $11,808,000 from other funds, $3,841,000 from private funds, and $36,600,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement"); *Provided*, that this appropriation shall not be available to subsidize the education of any nonresident of the District of Columbia at any District of Columbia public elementary or secondary school during fiscal year

2013 unless the nonresident pays tuition to the District of Columbia at a rate that covers 100% of the costs incurred by the District of Columbia that are attributable to the education of the nonresident (as established by the Chancellor of the District of Columbia Public Schools); *Provided further*, that not to exceed $10,600 for the Chancellor shall be available from this appropriation for official reception and representation expenses; *Provided further*, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the District of Columbia Public Schools on July 1, 2012, an amount equal to 10% of the total amount of the local funds appropriations request provided for the District of Columbia Public Schools in the proposed budget of the District of Columbia for fiscal year 2013 (as submitted to Congress), and the amount of such payment shall be chargeable against the final amount provided for the District of Columbia Public Schools under the District of Columbia Appropriations Act, 2013;

(2) Teachers Retirement System. — $6,407,000 from local funds;

(3) Office of the State Superintendent of Education.— $392,727,000 (including $100,006,000 from local funds (including $4,266,000 from dedicated taxes), $228,411,00 from Federal grant funds, $5,810,000 from other funds, $35,100,000 from funds previously appropriated in this Act under the heading "Federal Payment for Resident Tuition Support," and $23,400,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement" to expand quality public charter schools in the District of Columbia); *Provided*, that of the amounts provided to the Office of the State Superintendent of Education, $1,000,000 from local funds shall remain available until June 30, 2013, for an audit of the student enrollment of each District of Columbia public school and of each District of Columbia public charter school; *Provided further*, that $5,000,000 in fiscal year 2012 unexpended local funds shall remain available until expended for the *Blackman and Jones v. District of Columbia* consent decree;

(4) District of Columbia Public Charter Schools.— $535,364,000 from local funds; *Provided*, that there shall be quarterly disbursement of funds to the District of Columbia public charter schools, with the first payment to occur within 15 days of the beginning of the fiscal year; *Provided further*, that if the entirety of this allocation has not been provided as payments to any public charter schools currently in operation through the per pupil funding formula, the funds shall remain available until expended for public education in accordance with section 2403(b)(2) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(b)(2)); *Provided further*, that of the amounts made available to District of Columbia public charter schools, $110,000 shall be made available to the Office of the Chief Financial Officer as authorized by section 2403(b)(5) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(b)(5)); *Provided further*, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the District of Columbia public charter schools on July 1, 2012, an amount equal to 25% of the total amount of the local funds appropriations request provided for payments to public charter schools in the proposed budget of the District of Columbia for fiscal year 2013 (as submitted to Congress), and the amount of such payment shall be chargeable against the final amount provided for such payments under the District of Columbia Appropriations Act, 2013; *Provided further*, that the annual financial audit for the performance of an individual District of Columbia public charter

school shall be funded by the charter school;

(5) University of the District of Columbia Subsidy.— $64,955,000 from local funds; *Provided*, that this appropriation shall not be available to subsidize the education of nonresidents of the District of Columbia at the University of the District of Columbia, unless the Board of Trustees of the University of the District of Columbia adopts, for the fiscal year ending September 30, 2013, a tuition rate schedule that will establish the tuition rate for nonresident students at a level no lower than the nonresident tuition rate charged at comparable public institutions of higher education in the metropolitan area; *Provided further*, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the University of the District of Columbia on July 1, 2012, an amount equal to 10% of the total amount of the local funds appropriations request provided for the University of the District of Columbia in the proposed budget of the District of Columbia for fiscal year 2013 (as submitted to Congress), and the amount of such payment shall be chargeable against the final amount provided for the University of the District of Columbia under the District of Columbia Appropriations Act, 2013; *Provided further*, that not to exceed $10,600 for the President of the University of the District of Columbia shall be available from this appropriation for official reception and representation expenses; *Provided further*, that $14,480,000, shall be used for the direct operational costs associated with the Community College and that all tuition funds generated through the Community College shall also be solely used for the direct operational costs associated with the Community College;

(6) District of Columbia Public Libraries. — $43,468,000 (including $42,027,000 from local funds, $922,000 from Federal grant funds, and $520,000 from other funds); *Provided*, that not to exceed $8,500 for the Public Librarian shall be available from this appropriation for official reception and representation expenses; *Provided further*, that any funds deposited into the Library Collections Account, established by the Library Collections Account Amendment Act of 2012 within the Fiscal Year 2013 Budget Support Act of 2012, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(7) Public Charter School Board. –$3,495,000 (including $1,076,000 from local funds and $2,419,000 from other funds);

(8) Office of the Deputy Mayor for Education. – $2,303,000 from local funds;

(9) Non-Public Tuition. – $109,941,000 from local funds; and

(10) Special Education Transportation. –$91,190,000 from local funds; *Provided*, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the Special Education Transportation agency under the direction of the Office of the State Superintendent of Education, on July 1, 2012, an amount equal to 10% of the total amount of the local funds appropriations request provided for the Special Education Transportation agency in the proposed budget of the District of Columbia for fiscal year 2013 (as submitted to Congress), and the amount of such payment shall be chargeable against the final amount provided for the Special Education Transportation agency under the District of Columbia Appropriations Act, 2013; *Provided further*, that amounts appropriated under this heading may be used to offer financial incentives as necessary to reduce the number of routes serving 2 or fewer students.

Human Support Services

Human support services, $3,767,381,000 (including $1,612,861,000 from local funds (including $62,940,000 from dedicated taxes), $445,781,000 from Federal grant funds, $1,672,243,000 from Medicaid payments, $31,011,000 from other funds, $486,000 from private funds, and $5,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for HIV/AIDS Prevention"); to be allocated as follows;

(1) Department of Human Services. – $335,789,000 (including $166,060,000 from local funds, $154,753,000 from Federal grant funds, $13,901,000 from Medicaid payments, and $1,075,000 from other funds;

(2) Child and Family Services Agency. – $246,281,000 (including $191,153,000 from local funds, $53,910,000 from Federal grant funds, $1,200,000 from other funds, and $18,000 from private funds);

(3) Department of Mental Health. – $178,561,000 (including $167,877,000 from local funds, $1,561,000 from Federal grant funds, $4,926,000 from Medicaid payments, $4,040,000 from other funds, and $157,000 from private funds); *Provided further*, that any funds deposited into the Department of Mental Health Enterprise Fund, established by the Department of Mental Health Enterprise Fund Establishment Amendment Act of 2012 within the Fiscal Year 2013 Budget Support At of 2012, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended; in addition to the funds otherwise appropriated under this Act, the Department of Mental Health may expend any funds that are to be or were paid by the United States Virgin Islands to the District in fiscal year 2012 or fiscal year 2013 to compensate the District for care previously provided by the District to patients at the St. Elizabeths hospital and are not otherwise appropriated under this act; *Provided*, that the availability of the funds is certified by the Chief Financial Officer prior to any expenditure; *Provided further*, that the funds shall be expended in a manner determined by the Director of the Department of Mental Health;

(4) Department of Health. – $241,289,000 (including $88,379,000 from local funds, $136,056,000 from Federal grant funds, $11,544,000 from other funds, $311,000 from private funds, and $5,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for HIV/AIDS Prevention"); *Provided further*, that any funds deposited into the Health Professional Recruitment Fund, established by section 16a of the District of Columbia Health Professionals Recruitment Program Act of 2005, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 7-751.15a), including unspent funds from prior fiscal years, shall remain available until expended;

(5) Department of Parks and Recreation. – $35,866,000 (including $34,067,000 from local funds, and $1,799,000 from other funds);

(6) Office on Aging. – $23,926,000 (including $16,620,000 from local funds and $7,307,000 from Federal grant funds);

(7) District of Columbia Unemployment Compensation Fund. –$6,512,000 from local funds;

(8) Employees' Compensation Fund. –$19,822,000 from local funds, and all unexpended fiscal year 2012 funds as of September 30, 2012 to remain available until expended;

(9) Office of Human Rights. – $2,436,000 (including $2,193,000 from local funds and $244,000 from Federal grant funds);

(10) Office of Latino Affairs. – $2,685,000 from local funds;

(11) Children and Youth Investment Collaborative. – $3,000,000 from local funds;

(12) Office of Asian and Pacific Islander Affairs. – $780,000 from local funds;

(13) Office on Veterans Affairs. – $394,000 (including $382,000 from local funds and $12,000 from other funds);

(14) Department of Youth Rehabilitation Services. – $106,384,000 from local funds; *Provided*, that amounts appropriated herein may be expended to implement the provisions of section 105(k) of the Department of Youth Rehabilitation Services Establishment Act of 2004, effective April 12, 2005 (D.C. Law 15-335; D.C. Official Code § 2-1515.05(k)); *Provided further*, that of the local funds appropriated for the Department of Youth Rehabilitation Services, $12,000 shall be used to fund the requirements of the Interstate Compact for Juveniles;

(15) Department on Disability Services. – $92,753,000 (including $54,376,000 from local funds, $26,403,000 from Federal grant funds, $5,074,000 from Medicaid payments, and $6,900,000 from other funds);

(16) Department of Healthcare Finance. – $2,470,305,000 (including $751,974,000 from local funds (including $62,940,000 from dedicated taxes), $65,547,000 from Federal grant funds, $1,648,342,000 from Medicaid payments, and $4,441,000 from other funds); *Provided*, that any funds deposited into the Healthy DC Fund, established by section 15b of the Hospital and Medical Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 31-3514.02), including unspent funds from prior fiscal years, shall remain available until expended; *Provided further*, that any funds deposited into the Nursing Facility Quality of Care Fund, established by D.C. Official Code § 47-1262, including unspent funds from prior fiscal years, shall remain available until expended; and

(17) Deputy Mayor for Health and Human Services. – $597,000 from local funds.

Public Works

Public works, including rental of one passenger-carrying vehicle for use by the Mayor and 3 passenger-carrying vehicles for use by the Council of the District of Columbia and the leasing of passenger-carrying vehicles, $601,757,000 (including $464,839,000 from local funds (including $57,202,000 from dedicated taxes), $30,668,000 from Federal grant funds, $105,100,000 from other funds, and $1,150,000 from private funds), to be allocated as follows:

(1) Department of Public Works. – $111,153,000 (including $104,047,000 from local funds and $7,105,000 from other funds);

(2) Department of Transportation. – $74,578,000 (including $65,182,000 from local funds, $3,956,000 from Federal grant funds, and $5,441,000 from other funds); *Provided*, that any funds deposited into the Sustainable Transportation Fund, established by the District Department of Transportation Omnibus Amendment Act of 2012 within the Fiscal Year 2013 Budget Support Act of 2012, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(3) Department of Motor Vehicles. – $34,060,000 (including $24,330,000 from

local funds and $9,731,000 from other funds);

(4) Department of the Environment. – $93,296,000 (including $14,796,000 from local funds, $26,713,000 from Federal grant funds, $50,637,000 from other funds, and $1,150,000 from private funds);

(5) Taxi Cab Commission. – $1,607,000 from other funds;

(6) Washington Metropolitan Area Transit Commission. – $126,000 from local funds; and

(7) Washington Metropolitan Area Transit Authority. – $286,937,000 (including $256,358,000 from local funds (including $57,202,000 from dedicated taxes), and $30,579,000 from other funds).

Financing and Other

Financing and Other, $951,575,000 (including $850,662,000 from local funds (including $135,701,000 from dedicated taxes), $2,250,000 from Federal grant funds, $73,963,000 from other funds, and $24,700,000 from funds previously appropriated in this Act under the heading "Federal Payment for Emergency Planning and Security Costs in the District of Columbia"), to be allocated as follows:

(1) Repayment of Loans and Interest. – $467,424,000 (including $462,877,000 from local funds and $4,547,000 from other funds); for payment of principal, interest, and certain fees directly resulting from borrowing by the District of Columbia to fund District of Columbia capital projects as authorized by sections 462, 475, and 490 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code §§ 1- 204.62, 1-204.75, and 1-204.90);

(2) Short-Term Borrowing. – $4,390,000 from local funds for payment of interest on short-term borrowing;

(3) Certificates of Participation. - for lease payments representing principal and interest on the District's Certificates of Participation issued to finance land and buildings located at One Judiciary Square, and for the Unified Communications Center and Office of Unified Communications, located on the St. Elizabeths Campus, $32,542,000 from local funds;

(4) Debt Issuance Costs. - for the payment of debt service issuance costs, $6,000,000 from local funds;

(5) Schools Modernization Fund. - for the Schools Modernization Fund, established by section 4042 of the Schools Modernization Amendment Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 1-325.41), $8,626,000 from local funds;

(6) Revenue Bonds. - for the repayment of revenue bonds, $8,222,000 from local funds (including $8,222,000 from dedicated taxes);

(7) Settlements and Judgments. - for making refunds and for the payment of legal settlements or judgments that have been entered against the District of Columbia government, $21,477,000 from local funds; *Provided,* that this appropriation shall not be construed as modifying or affecting the provisions of section 103 of this Act;

(8) Wilson Building. - for expenses associated with the John A. Wilson building, $4,193,000 from local funds;

(9) Non-Departmental. - to account for anticipated costs that cannot be allocated to

specific agencies during the development of the proposed budget, $34,161,000 (including $9,000,000 from local funds and $25,161,000 from other funds), to be transferred by the Mayor of the District of Columbia within the various appropriations headings in this Act;

(10) Emergency Planning and Security Costs. – $24,700,000 from funds previously appropriated in this Act under the heading "Federal Payment for Emergency Planning and Security Costs in the District of Columbia"; *Provided*, that, notwithstanding any other law, the District of Columbia may charge obligations and expenditures that are pending reimbursement under the heading "Federal Payment for Emergency Planning and Security Costs in the District of Columbia" to this local appropriations heading;

(11) Equipment Lease Operating. – $50,036,000 from local funds;

(12) Pay-As-You-Go Capital funds. – in lieu of capital financing, $35,803,000 ($4,270,000 from local funds and $31,533,000 from other funds) to be transferred to the Capital Fund; *Provided*, that the Office of the Chief Financial Officer reconciles the capital budgets recorded in the District's Financial Accounting System of Record ("SOAR"), with budgets approved by the Council annually and provides the Mayor with a report on the reconciliation at the project level by February 1, following the end of every fiscal year;

(13) District Retiree Health Contribution. – for a District Retiree Health Contribution, $107,800,000 from local funds;

(14) Convention Center Transfer. – $106,729,000 from local funds (including $103,729,000 from dedicated taxes);

(15) Highway Trust Fund Transfer. – $36,472,000 (including $23,750,000 from local funds (including $23,750,000 from dedicated taxes) and $12,722,000 from other funds); and

(16) Emergency and Contingency Funds. –$3,000,000 (including $750,000 from local funds and $2,250,000 from Federal grant funds) for the emergency reserve fund and the contingency reserve fund under section 450A of the District of Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code § 1- 204.50a); the amounts appropriated herein may be increased by such additional amounts from the funds of the District government as are necessary to meet the balance requirements for such funds under section 450A.

Revised Revenue Estimate Contingency Priority

(a) The amount appropriated as District of Columbia local funds shall be increased by the amounts the June 2012, September 2012, and December 2012 revised revenue estimates exceed the revenue estimate of the Chief Financial Officer of the District of Columbia dated February 29, 2012.

(b) The funds authorized to be obligated and expended by this section shall be obligated as follows:

(1) Twenty-five percent shall be deposited in the Cash Flow Reserve Account established by section 47-392.02(j-2) of the District of Columbia Official Code.

(2) Seventy-five percent shall be allocated as set forth in the Revised Revenue Estimate Contingency Priority List Act of 2012 within the Fiscal Year 2013 Budget Support Act of 2012.

(c) The District of Columbia may obligate and expend any increase in the amount of funds authorized by this section only if the Chief Financial Officer certifies the increase in revenue and

certifies that the use of the amounts is not anticipated to have a negative impact on the long-term financial plan of the District.

ENTERPRISE AND OTHER FUNDS

The amount of $1,951,241 (including $207,369,000 from local funds (including $142,414,000 from dedicated taxes), $51,048,000 from Federal grants, $1,689,777 from other funds, and $3,047,000 from private funds) shall be provided to enterprise funds as follows; *Provided*, that, in the event that certain dedicated revenues exceed budgeted amounts, the District may increase its General Fund budget authority as needed to transfer all such revenues, pursuant to local law, to the Highway Trust Fund, the Washington Convention Center, the TIF and PILOT debt service agencies, the Ballpark Fund, and the Housing Production Trust Fund.

Water and Sewer Authority

Pursuant to section 445a of the District of Columbia Home Rule Act, approved August 6, 1996 (110 Stat. 1698; D.C. Official Code § 1-204.45a), which provides that the Council may comment and make recommendations concerning such annual estimates but shall have no authority to revise the budget for the District of Columbia Water and Sewer Authority, the Council forwards this non-appropriated budget request: for operation of the Water and Sewer Authority, $456,775,000 from other funds, of which no outstanding debt exists for repayment of loans and interest incurred for capital improvement projects and payable to the District's debt service fund; for construction projects, $606,090,000 to be distributed as follows: $277,007,000 for the Blue Plains Wastewater Treatment Plant, $88,795,000 for the Sanitary Sewer System, $91,894,000 for the Water System, $124,734,000 for the Combined Sewer Overflow Program, $2,683,000 for the Stormwater System, $10,848,000 for the Washington Aqueduct, and $10,129,000 for the capital equipment program; in addition, $11,500,000 from funds previously appropriated in this Act under the heading "Federal Payment to the District of Columbia Water and Sewer Authority"; *Provided*, that the requirements and restrictions that are applicable to General Fund capital improvement projects and set forth in this Act under the Capital Outlay appropriation account shall apply to projects approved under this appropriation account.

Washington Aqueduct

For operation of the Washington Aqueduct, $63,041,000 from other funds.

Lottery and Charitable Games Enterprise Fund

For the Lottery and Charitable Games Enterprise Fund, established by the District of Columbia Appropriations Act, 1982, approved December 4, 1981 (Pub. L. No. 97-91; 95 Stat. 1174), for the purpose of implementing the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172; D.C. Official Code § 3-1301 *et seq.* and § 22-1716 *et seq.*), $250,000,000 from other funds; *Provided*, that the District of Columbia shall identify the source of funding for this appropriation title from the District's own locally generated revenues; *Provided further*, that no revenues from Federal sources shall be used to support the operations or activities of the Lottery and Charitable Games Control Board; *Provided further*, that, after notification to the Mayor, amounts appropriated herein may be increased by an amount necessary for the Lottery and

Charitable Games Enterprise Fund to make transfers to the General Fund of the District of Columbia and to cover prizes, agent commissions, and gaming-related fees directly associated with unanticipated excess lottery revenues not included in this appropriation.

District of Columbia Retirement Board

For the District of Columbia Retirement Board, established pursuant to section 121 of the District of Columbia Retirement Reform Act of 1979, approved November 17, 1979 (93 Stat 866; D.C. Official Code § 1-711), $30,338,000 from the earnings of the applicable retirement funds to pay legal, management, investment, and other fees and administrative expenses of the District of Columbia Retirement Board; *Provided*, that the District of Columbia Retirement Board shall provide to the Congress and to the Council of the District of Columbia a quarterly report of the allocations of charges by fund and of expenditures of all funds; *Provided further*, that the District of Columbia Retirement Board shall provide to the Mayor, for transmittal to the Council of the District of Columbia, an itemized accounting of the planned use of appropriated funds in time for each annual budget submission and the actual use of such funds in time for each annual audited financial report.

Washington Convention Center Enterprise Fund

For the Washington Convention Center Enterprise Fund, including for functions previously performed by the District of Columbia Sports and Entertainment Commission, $115,711,000 from other funds.

Housing Finance Agency

For the Housing Finance Agency, $8,735,000 from other funds.

University of the District of Columbia

For the University of the District of Columbia, $169,270,000 (including, $64,955,000 from local funds, $51,048,000 from Federal grant funds, $50,221,000 from other funds, and $3,047,000 from private funds).

District of Columbia Public Library Trust Fund

For the District of Columbia Public Library Trust Fund, $17,000 from other funds.

Unemployment Insurance Trust Fund

For the Unemployment Insurance Trust Fund, $480,000,000 from other funds.

Housing Production Trust Fund

For the Housing Production Trust Fund, $84,453,000 (including $69,453,000 from dedicated taxes and $15,000,000 in other funds), to remain available until expended for purposes identified by the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*).

Tax Increment Financing

For Tax Increment Financing, $60,468,000 from other funds.

Ballpark Revenue Fund

For the Ballpark Revenue Fund, $83,961,000 (including $72,961,000 from local funds (including $72,961,000 from dedicated taxes), and $11,000,000 from other funds).

Repayment of Payment in Lieu of Taxes Financing

For Repayment of Payment in Lieu of Taxes Financing, $15,993,000 from other funds.

Not-For-Profit Hospital Corporation

For the Not-For-Profit Hospital Corporation, $132,477,000 from other funds.

Capital Outlay

For capital construction projects, an increase of $1,702,797,000 , of which $1,194,327,000 shall be from local funds, $86,535,000 from the Local Transportation Fund, $64,817,000 from the District of Columbia Highway Trust Fund, $357,118,000 from Federal grant funds, and a rescission of $609,739,000 of which $357,316,000 is from local funds, $10,619,000 from the Local Transportation Fund, $58,442,000 from the District of Columbia Highway Trust Fund, and $183,362,000 from Federal grant funds appropriated under this heading in prior fiscal years, for a net amount of $1,093,058,000, to remain available until expended; *Provided,* that $4,270,000 in local funds shall be available for Metropolitan Police Department vehicle replacement; *Provided further,* that all funds provided by this appropriation title shall be available only for the specific projects and purposes intended; *Provided further*, that amounts appropriated under this heading may be increased by the amount transferred from funds appropriated in this act as Pay As You Go Capital funds.

TITLE IV--GENERAL PROVISIONS

SEC. 101. Whenever in this Act, an amount is specified within an appropriation for particular purposes or objects of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount that may be expended for said purpose or object rather than an amount set apart exclusively therefore.

SEC. 102. Appropriations in this Act shall be available for expenses of travel and for the payment of dues of organizations concerned with the work of the District of Columbia government, when authorized by the Mayor, or, in the case of the Council of the District of Columbia, funds may be expended with the authorization of the Chairman of the Council.

SEC. 103. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making refunds and for the payment of legal settlements or judgments that have been entered against the District of Columbia government.

SEC. 104. The District of Columbia may use local funds provided in this Act to carry out lobbying activities on any matter.

SEC. 105. The District of Columbia government is authorized to approve and execute reprogramming and transfer requests of local funds under this Act through November 1, 2013.

SEC. 106.(a) Except as otherwise provided in this section, none of the funds made available by this Act or by any other Act may be used to provide any officer or employee of the District of Columbia with an official vehicle unless the officer or employee uses the vehicle only in the performance of the officer's or employee's official duties. For the purposes of this section, the term "official duties" does not include travel between the officer's or employee's residence and workplace, except in the case of:

(1) An officer or employee of the Metropolitan Police Department who resides in the District of Columbia or a District of Columbia government employee as may otherwise be designated by the Chief of Police;

(2) At the discretion of the Fire Chief, an officer or employee of the District of Columbia Fire and Emergency Medical Services Department who resides in the District of Columbia and is on call 24 hours a day or is otherwise designated by the Fire Chief;

(3) At the discretion of the Director of the Department of Corrections, an officer or employee of the District of Columbia Department of Corrections who resides in the District of Columbia and is on call 24 hours a day or is otherwise designated by the Director;

(4) The Mayor of the District of Columbia; and

(5) The Chairman of the Council of the District of Columbia.

(b) This section does not supersede any provision in local law that is more restrictive with regard to the use of official vehicles.

SEC. 107. (a) No later than 30 calendar days after the date of the enactment of this Act, the Chief Financial Officer for the District of Columbia shall submit to the appropriate committees of Congress, the Mayor, and the Council of the District of Columbia, a revised appropriated funds operating budget in the format of the budget that the District of Columbia government submitted pursuant to section 442 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1–204.42), for all agencies of the District of Columbia government for fiscal year 2013 that is in the total amount of the approved appropriation and that realigns all budgeted data for personal services and other-than-personal services, respectively, with anticipated actual expenditures.

(b) This section shall apply only to an agency for which the Chief Financial Officer for the District of Columbia certifies that a reallocation is required to address unanticipated changes in program requirements.

SEC. 108. No later than 30 calendar days after the date of the enactment of this Act, the Chief Financial Officer for the District of Columbia shall submit to the appropriate committees of Congress, the Mayor, and the Council for the District of Columbia, a revised appropriated funds operating budget for the District of Columbia Public Schools that aligns schools budgets to actual enrollment. The revised appropriated funds budget shall be in the format of the budget that the District of Columbia government submitted pursuant to section 442 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1–204.42).

SEC. 109. (a) Amounts appropriated in this Act as operating funds may be transferred to the District of Columbia's enterprise and capital funds and such amounts, once transferred, shall retain appropriation authority consistent with the provisions of this Act.

(b) The District of Columbia government is authorized to reprogram or transfer for operating expenses any local funds transferred or reprogrammed in this or the 4 prior fiscal years from operating funds to capital funds, and such amounts, once transferred or reprogrammed, shall retain appropriation authority consistent with the provisions of this Act.

SEC. 110. Notwithstanding any other laws, the Director of the District of Columbia Public Defender Service shall, to the extent the Director considers appropriate, provide representation for and hold harmless, or provide liability insurance for, any person who is an employee, member of the Board of Trustees, or officer of the District of Columbia Public Defender Service for money damages arising out of any claim, proceeding, or case at law relating to the furnishing of representational services or management services or related services while acting within the scope of that person's office or employment, including, but not limited, to such claims, proceedings, or cases at law involving employment actions, injury, loss of liberty, property damage, loss of property, or personal injury, or death arising from malpractice or negligence of any such officer or employee.

SEC. 111. Section 446 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 801; D.C. Official Code § 1–204.46), is amended by adding the following at the end of the fourth sentence, before the period ": *Provided*, that, notwithstanding any other provision of this Act, effective for fiscal year 2013, and for each succeeding fiscal year, during a period in which there is an absence of a federal appropriations act authorizing the expenditure of District of Columbia local funds, the District of Columbia may obligate and expend local funds for programs and activities at the rate set forth in the Budget Request Act adopted by the Council, or a reprogramming adopted pursuant to this section.".

SEC. 112. If revenues exceed projections for dedicated taxes that are transferred outside the General Fund of the District of Columbia, the District may increase its budget authority to enable it to transfer all such revenues consistent with local law.

SEC. 113. Except as expressly provided otherwise, any reference to "this Act" contained in this division shall be treated as referring only to the provisions of this division.

SEC. 114. This division may be cited as the "Financial Services and General Government Appropriations Act, 2013".

DIVISION – B
DISTRICT OF COLUMBIA AUTHORIZATION REQUEST

SEC. 201. The Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.81 *et seq.*), is amended by adding a new section 106a to read as follows:

"Sec. 106a. Contingency fee contracts.

"(a)(1) The Attorney General may make contracts retaining private counsel to furnish legal services, including representation in negotiation, compromise, settlement, and litigation, in claims and other legal matters affecting the interests of the District of Columbia.

"(2) Each contract shall include such terms and conditions as the Attorney General considers necessary or appropriate, including a provision specifying the amount of any fee to be paid to the private counsel under the contract or the method for calculating that fee. The amount of the fee payable for legal services furnished under any such contract shall not exceed the fee that counsel engaged in the private practice of law in the District typically charges clients for furnishing similar legal services, as determined by the Attorney General.

"(b) Notwithstanding any provision of federal or District of Columbia law, a contract entered into by the District of Columbia pursuant to this section may provide that costs, expenses, and fees that the private counsel charges for legal services are payable from the amount recovered. In such circumstances, the costs, expenses, and fees need not be included in an amount provided in an appropriations law.".

SEC. 202. Section 11201 of the National Capital Revitalization and Self-Government Improvement Act of 1997, approved August 5, 1997 (111 Stat. 734; D.C. Official Code § 24-101), is amended by adding a new subsection (a-1) to read as follows:

"(a-1) Reimbursement to District of Columbia Department of Corrections.– The United States Government shall reimburse the District of Columbia Department of Corrections its costs of providing custody and care for:

"(1) Felons committed by the Superior Court of the District of Columbia from the date of sentencing until transfer to a penal or correctional facility operated or contracted for by the Bureau of Prisons;

"(2) Previously sentenced felons committed to the Department of Corrections as violators of parole, supervised release, or probation from the date of commitment until transfer to a penal or correctional facility operated or contracted for by the Bureau of Prisons; and

"(3) Previously sentenced felons held by or committed to the Department of Corrections on writs from the date of commitment until transfer to a penal or correctional facility operated or contracted for by the Bureau of Prisons.".

SEC. 203. The following proviso under the heading "Lottery and Charitable Games Enterprise Fund" in the District of Columbia Appropriations Act, 1982, approved December 4, 1981 (Pub. L. No. 97-91; 95 Stat. 1174;), is repealed:

"*Provided further*, that the advertising, sale, operation, or playing of the lotteries, raffles, bingos, or other games authorized by D.C. Law 3-172 is prohibited on the Federal enclave, and in adjacent public buildings and land controlled by the Shipstead-Luce Act as amended by 53 Stat.

1144, as well as in the Old Georgetown Historic District:".

SEC. 204. Notwithstanding any other law, the following sales shall be subject to the sales and use taxes of the District of Columbia:

(1) Sales at gift shops, souvenir shops, kiosks, convenience stores, food shops, cafeterias, restaurants, and similar establishments in federal buildings, including, but not limited to, memorials and museums, in the District of Columbia that make sales to:

(A) The general public, whether operated by the federal government, an agent of the federal government, or a contractor; and

(B) Other than the general public, if operated by an agent of the federal government or a contractor; and

(2) Sales of goods and services by government-sponsored enterprises and corporations, institutions, and organizations established by federal statute or regulation (collectively, "federal enterprises and organizations"), including, but not limited to, the Smithsonian Institution, National Gallery of Art, National Building Museum, Federal National Mortgage Association, and Federal Home Loan Mortgage Corporation, if the federal enterprise or organization is otherwise exempt from such taxation, to the extent such sales would otherwise be subject to the sales and use taxes of the District of Columbia if the federal enterprise or organization were organized as a nonprofit corporation established pursuant to Chapter 4 of Title 29 of the District of Columbia Official Code, and exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2085; 26 U.S.C. § 501(c)(3)).

SEC. 205. Section 424b of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-204.26), is amended by striking the phrase "Procurement Practices Act of 1986" and inserting the phrase "Procurement Practices Reform Act of 2010" in its place.

SEC. 206. Sections 107(b) and 109 of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 136; D.C. Official Code §§ 47-392.07(b) and 47-392.09), are repealed.

SEC. 207. (a) Updated Description of Property- Section 1 of the Act entitled 'An Act to authorize the Commissioners of the District of Columbia on behalf of the United States to transfer from the United States to the District of Columbia Redevelopment Land Agency title to certain real property in said District', approved September 8, 1960 (sec. 6-321.01, D.C. Official Code), is amended by striking all that follows the colon and inserting the following:

"The property located within the bounds of the site the legal description of which is the Southwest Waterfront Project Site (dated October 8, 2009) under Exhibit A of the document titled "Intent to Clarify the Legal Description in furtherance of Land Disposition Agreement," as filed with the Recorder of Deeds on October 27, 2009 as Instrument Number 0000016776.".

(b) Clarification of Method of Transfer- Section 1 of such Act (sec. 6-321.01, D.C. Official Code) is amended by inserting the phrase "by one or more quitclaim deeds" immediately after the phrase "to transfer".

(c) Clarification of Relation to Master Development Plan- Section 2 of such Act (sec. 6-321.02, D.C. Official Code) is amended as follows:

(1) Strike the phrase "an urban renewal plan" and insert the phrase "a master plan" in its place.

(2) Strike the phrase "such urban renewal plan" and insert the phrase "such master plan" in its place.

(d) Expanding Permitted Dispositions and Uses of Certain Property- Section 4 of such Act (sec. 6-321.04, D.C. Official Code) is amended to read as follows:

"Sec. 4. The Agency is hereby authorized, in accordance with the District of Columbia Redevelopment Act of 1945 and section 1, to lease or sell to a redevelopment company or other lessee or purchaser such real property as may be transferred to the Agency under the authority of this Act.".

(e) Repeal of Reversion-

(1) REPEAL- Section 5 of such Act (sec. 6-321.05, D.C. Official Code) is repealed.

(2) CONFORMING AMENDMENT- Section 3 of such Act (sec. 6-321.03, D.C. Official Code) is amended by striking the phrase "Subject to the provisions of section 5 of this Act, the" and inserting the word "The".

(f) Clarification of Role of District of Columbia as Successor in Interest- Section 8 of such Act (sec. 6-321.08, D.C. Official Code) is amended by striking the phrase "the terms" and all that follows and inserting the phrase "any reference to the "Agency" shall be deemed to be a reference to the District of Columbia as the successor in interest to the Agency.".

SEC. 208. An Act Authorizing the Commissioners of the District of Columbia to make regulations respecting the rights and privilege of the fish wharf, approved March 19,1906 (34 Stat. 72; D.C. Official Code § 37-205.01), is amended to read as follows:

"The Mayor is authorized and directed in the name of the District of Columbia to exclusively control, regulate, and operate as a market and for other uses as the Mayor determines appropriate the water frontage on the Potomac River lying south of Water Street, between 11th and 12th Streets, including the buildings and wharves. The Mayor shall have power to make leases, fix and determine rentals, wharfage and dockage fees, and to collect and pay the same into the treasury of the United States to the credit of the General Fund of the District of Columbia and to make and amend, from time to time, all regulations as considered proper for the control, regulation, and operation of the market.".

SEC. 209. (a) Notwithstanding any other provision of law or other requirement:

(1) With respect to the urban renewal program, any urban renewal plans or projects, and any property acquired under the urban renewal program, the District of Columbia shall no longer have any obligations (including, but not limited to, obligations related to the treatment of income from the lease, use, or disposition of urban renewal properties as community development block grant ("CDBG") program income (including such lease, use, and disposition income received by the District prior to the effective date of this section), obligations related to payments to the Department of Housing and Urban Development ("HUD"), and obligations related to recordkeeping and accounting), including obligations pursuant to:

(A) Previous agreements with HUD (including the District of Columbia

Urban Renewal Closeout agreements);

(B) HUD regulations (including urban renewal and CDBG regulations); and

(C) The terms of any previous loans, grants, or other financial assistance provided by HUD to the District, the Redevelopment Land Agency ("RLA"), or any other entity of the District government;

(2) With respect to any property acquired pursuant to the urban renewal program or otherwise acquired with the proceeds of an urban renewal grant, loan, or other form of financial assistance that remains in the ownership or jurisdiction of the District, or any entity of the District, the District, or the entity of the District, may dispose of or lease the property for any purpose the District, or the entity of the District, considers appropriate, and no prior requirements imposed on the disposition or lease of the property by regulation, by prior agreement with HUD (including the District of Columbia Urban Renewal Closeout Agreements), by an urban renewal plan, or by any other prior agreement between HUD and the District, RLA, or any other entity of the District shall apply;

(3) With respect to any income received from the lease, use, or disposition of a property acquired pursuant to the urban renewal program or otherwise acquired with the proceeds of an urban renewal grant, loan, or other form of financial assistance, which income remains in the possession or control of the District, or any entity of the District, the District, or entity of the District, may expend such income for any purpose the District, or entity of the District, considers appropriate, and no requirement imposed on the income by regulation, by prior agreement (including the District of Columbia Urban Renewal Closeout Agreements) between HUD and the District, RLA, or any entity of the District, or by an urban renewal plan, shall apply;

(4) The urban renewal plans for the District of Columbia urban renewal areas, including 14th Street, Columbia Plaza, Downtown, Fort Lincoln, H Street, Northeast No. 1, Northwest No. 1, Shaw School, Southwest B, Southwest C, and Southwest C-1, shall no longer be of any force or effect.

(b) For the purposes of this section, the term "District of Columbia Urban Renewal Closeout Agreements" means closeout agreements between HUD and the District, RLA, or any entity of the District with respect to the urban renewal projects (including but not limited to all neighborhood development programs) of the District of Columbia, including but not limited to the following: 14th Street Urban Renewal Project, Columbia Plaza Urban Renewal Project, Downtown Urban Renewal Project, Fort Lincoln Urban Renewal Project, H Street Urban Renewal Project, Northeast No. 1 Urban Renewal Project, Northwest No. 1 Urban Renewal Project, Shaw School Urban Renewal Project, Southwest B Urban Renewal Project, Southwest C Urban Renewal Project, and Southwest C-1 Urban Renewal Project.

SEC. 210. An Act Authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, approved August 30, 1935 (Pub. L. No. 74-409; 49 Stat. 1028), is amended by adding a new section 15 to read as follows:

"Sec. 15. The Secretary of the Army, acting through the Chief of Engineers, shall modify the Washington Channel portion of the Washington Harbor project for navigation, District of Columbia, authorized by this act as follows:

"The following portion of the existing Washington Channel is deauthorized: beginning at

Washington Harbor Channel Geometry Centerline of the 400 foot wide main navigational ship channel, Centerline Station No. 103+73.12, coordinates North 441948.20, East 1303969.30, as stated and depicted on the Condition Survey Anacostia, Virginia, Washington and Magazine Bar Shoal Channels, Washington, D.C., Sheet 6 of 6, prepared by the U.S. Army Corps of Engineers, Baltimore district, July 2007; thence departing the aforementioned centerline traveling the following courses and distances: N. 40° 10' 45" E., 200.00 feet to a point, on the outline of said 400' wide channel thence binding on said outline the following three (3) courses and distances: S. 49° 49'15" E., 1,507.86 feet to a point, thence; S. 29° 44' 42" E., 2,083.17 feet to a point, thence; S. 11° 27' 04" E., 363.00 feet to a point, thence; S. 78° 32' 56" W., 200.00 feet to a point binding on the centerline of the 400 foot wide main navigational channel at Centerline Station No. 65+54.31, thence; continuing with the aforementioned centerline the following courses and distances: N. 11° 27' 04" W., 330.80 feet to a point, Centerline Station No. 68+85.10, thence; N. 29° 44' 42" W., 2,015.56 feet to a point, Centerline Station No. 89+00.67, thence; N. 49° 49' 15" W., 1,472.45 feet to the point of beginning, such area in total containing a computed area of 777,284 square feet or 17.84399 acres of riparian water way."

SEC. 211. (a) Within 90 days after the effective date of this section, the director of each federal agency with jurisdiction over the following properties in the District of Columbia shall transfer all right, title, and interest of the United States in each property to the government of the District of Columbia. If jurisdiction over a property is held by the District of Columbia, the District of Columbia may execute a quitclaim deed on behalf of the United States to transfer all right, title, and interest of the United States in the property to the government of the District of Columbia:

(1) Parcel 255, Lots 13, 15, and 24 (Southwest Waterfront), including the riparian area designated as Pier 5;

(2) Square 473, Lots 819, 846, 847, 848, 849, 850, 884 (Southwest Waterfront);

(3) Square 503, Lot 884 (Southwest Waterfront);

(4) Square 390, Lot 54 (Southwest Waterfront);

(5) Square 391, Lots 804, 805, and 806 (Southwest Waterfront);

(6) Square 471, Lot 810 (Southwest Waterfront);

(7) Square 472, Lot 827 (Southwest Waterfront)

(8) Square 473, Lots 814, 815, 819, 837, 839, 843, and 844 (Southwest Waterfront);

(9) Square 503, Lots 883 and 884 (Southwest Waterfront);

(10) Reservation 277A (North Capitol Street and Florida Avenue, N.W.);

(11) Square 2558, Lot 0810 (a portion of the Marie H. Reed Community Learning Center, a District of Columbia Public School);

(12) Square 2901, Lot 0816 (Raymond Recreation Center, a portion of the Raymond Elementary School campus);

(13) Square 2901, Lot 0815 (a portion of the Raymond Elementary School campus);

(14) Square 0364, Lot 0837 (a portion of the Shaw Junior High School campus);

(15) Parcel 246, Lot 0051 (P.R. Harris School);

(16) Square 2864, Lot 0830 (Meyer Elementary School, closed);

(17) Square 3327, Lot 0800 (Rudolph Elementary, closed);

(18) Square 0511, Lot 0822 (fields and parking of Bundy School, closed);
(19) Square 0767, Lot 0829 (Canal Park, north parcel);
(20) Square 0769, Lot 0821 (Canal Park, south parcel);
(21) Square 0768, Lot 0810 (Canal Park, center parcel);
(22) Square 2882, Lot 0936 (Banneker Senior High School campus, western portion);
(23) Square 2880, Lot 0859 (Banneker Senior High School, eastern portion);
(24) Square 0336, Lot 0828 (Shaw Jr. High School recreation fields);
(25) Square 0593, Lot 0823 (portion of Bowen Elementary School campus);
(26) Square 0593, Lot 0822 (portion of Bowen Elementary School campus);
(27) Square 0595, Lot 0810 (portion of Bowen Elementary School campus);
(28) Square 0593, Lot 0826 (portion of Bowen Elementary School campus);
(29) Square 0595, Lot 0807 (portion of Bowen Elementary School campus);
(30) Square 0647, Lot 0802 (portion of Bowen Elementary School campus);
(31) Square 0595, Lot 0809 (portion of Bowen Elementary School campus);
(32) Square 0645, Lot 0816 (portion of Bowen Elementary School campus);
(33) Square 0650N, Lot 0808 (portion of Bowen Elementary School campus);
(34) Square 0647, Lot 0803 (portion of Bowen Elementary School campus);
(35) Square 0645W, Lot 0808 (portion of Bowen Elementary School campus);
(36) Square 0593, Lot 0050 (portion of Bowen Elementary School campus);
(37) Square 0593, Lot 0051 (portion of Bowen Elementary School campus);
(38) Square 0542, Lot 0085 (Southwest Library site);
(39) All of Reservation 542 between Albermale Street, N.W., and Chesapeake Street, N.W., including Lots 800 and 801 in Square 1772 and Lot 0807 in Square 1768, and Fort Drive, N.W. in Reservation 542 (Wilson Senior High School and Wilson Aquatic Center);
(40) The northern corner portion of Reservation 470 containing approximately 31,000 square feet, abutting both the east property line of Lot 0811 in Square 1759 and Fessenden Street, N.W. (Deal Middle School);
(41) Howard Street, N.W. in Reservation 470 (Deal Middle School);
(42) Fort Drive, N.W. in Reservation 515 (Deal Middle School);
(43) All of Reservation 519 in Square 5876 and Square 5884, including Lot 940 in Square 5876 (Johnson Middle School);
(44) The play field portion of Reservation 360 in Square 23 (Francis Middle School);
(45) The area described in unnumbered section 1 of An Act To authorize the Commissioners of the District of Columbia on behalf of the United States to transfer from the United States to the District of Columbia Redevelopment Land Agency title to certain real property in said District, approved September 8, 1960 (74 Stat. 871; Pub. L. No. 86-736; D.C. Official Code § 6-321.01) (Southwest Waterfront), to the extent not previously conveyed to the District;
(46) Square 2673, Lot 890 (offices of the District of Columbia Department of Parks and Recreation);
(47) Square 5862, Lots 0135, 0954, and 0958 (Barry Farm New Communities Initiative);

(48) All of Reservation 487, including Square 5556, Lots 823 and 824, and Square 5560, Lots 814 and Lot 815 (Pennsylvania Avenue and Minnesota Avenue redevelopment); and

(49) All of Reservation 8, including all improvements thereon, which is bounded on the north by Mount Vernon Place, N.W., on the south by K Street, N.W., on the west by 9th Street, N.W., and on the east by 7th Street, N.W. (Carnegie Library).

SEC. 212. Section 485 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 807; D.C. Official Code § 1-204.85), is amended to read as follows:

"SEC. 485. Except for estate, inheritance, and gift taxes, Bonds and notes issued by the District pursuant to this title and the interest thereon shall be exempt from all District, State, and Federal taxation, including from taxation by any county, municipality, or other political subdivision of a State and any Territory or possession of the United States.".

SEC. 213. Section 424(b)(2)(E) of the District of Columbia Home Rule Act, approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24b(b)(5)), is amended by striking the phrase "equal" and inserting the phrase "at least equal" in its place.

SEC. 214. Sections 2, 3, and 4 of the Domestic Partnership Police and Fire Amendment Act of 2008, effective March 25, 2009 (D.C. Law 17-358; 56 DCR 1188), are enacted into law.

SEC. 215. Section 602(a)(5) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(a)(5)), is amended by striking the phrase "of the District" the first time it appears and inserting the phrase "of the District, unless his or her source of income derives from District locally appropriated funds" in its place.

SEC. 216. (a)(1) IN GENERAL.--The District of Columbia is authorized to renew or enter into a new Interstate Compact for Juveniles for the purposes of placing youth in appropriate therapeutic settings and providing and receiving supervision for youth in other jurisdictions.

(2) DELEGATION.--Any compact for juveniles that the Council of the District of Columbia authorizes the Mayor to execute on behalf of the District may contain provisions that delegate the requisite power and authority to the Interstate Commission for Juveniles to achieve the purposes for which the interstate compact is established.

(b) Section 406 of An Act To reorganize the courts of the District of Columbia, to revise the procedures for handling juveniles in the District of Columbia, to codify title 23 of the District of Columbia Code, and for other purposes, approved July 29, 1970 (84 Stat. 666; D.C. Official Code § 24-1106), is repealed.

SEC. 217. Section 103 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.03), is amended by adding a new paragraph (16) to read as follows:

"(16) The term "Attorney General" means the Attorney General for the District of Columbia provided for by part C-I of title IV.".

SEC. 218. Section 602(a)(5) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(a)(5)), is amended by striking the phrase "of any individual not a resident of the District" and inserting the phrase "of any individual not a resident of the District, except professional athletes," in its place.

SEC. 219. (a) Within 120 days of the effective date of this section, the District government shall require every remote-vendor not qualifying as an exempted vendor to collect and remit to the District remote sales taxes on sales made via the internet to a purchaser in the District of Columbia; *Provided*, that the District government has established pursuant to local law:

(1) A registry, with privacy and confidentiality controls so that it cannot be used for any purpose other than the administration of remote sales taxes, where each remote vendor, not qualifying as an exempted vendor, shall be required to register;

(2) Appropriate protections for consumer privacy;

(3) A means for a remote-vendor to determine the current District sales and use tax rate and taxability;

(4)(A) A formula and procedure that permits a remote-vendor to deduct reasonable compensation for expenses incurred in the administration, collection, and remittance of remote sales taxes, other than remote sales taxes paid by the remote-vendor for goods or services purchased for its own consumption.

(B) The compensation authorized by subparagraph (A) of this paragraph may be claimed by a third-party service provider that the remote-vendor has contracted with to perform the responsibilities related to the administration, collection, and remittance of remote sales taxes;

(5) The date that the collection of remote sales taxes shall commence;

(6) A small-vendor exemption, including a process for an exempted vendor to apply for a certificate of exemption;

(7) Subject to subsection (c) of this section, the products and types of products that shall be exempt from the remote sales taxes;

(8) Rules:

(A) For accounting for bad debts and rounding;

(B) That address refunds and credits for remote sales taxes relating to:

(i) Customer returns;

(ii) Restocking fees;

(iii) Discounts; and

(iv) Coupons;

(C) For allocating shipping and handling and discounts that apply to multiple items;

(D) Regarding notice and procedural requirements for registry enrollment by remote-vendors; and

(E) That the Mayor determines are necessary or appropriate to further the purposes of this section; and

(9) A plan to substantially reduce the administrative burdens associated with sales and use taxes, including remote sales taxes.

(b) Every remote-vendor that does not qualify as an exempted vendor shall register with the District pursuant to subsection (a)(1) of this section, in accordance with local law or rules issued pursuant to local law or this section.

(c) Nothing in this section shall require the District to exempt or to impose a tax on any product or to adopt any particular type of tax, or to impose the same rate of tax as any other taxing jurisdiction that collects remote sales taxes.

(d) Nothing in this section permits or prohibits the District from:

(A) Licensing or regulating a person;

(B) Requiring a person to qualify to transact remote selling;

(C) Subjecting a person to District taxes not related to the sale of goods or services; or

(D) Exercising authority over matters of interstate commerce.

(e) For the purposes of this section, the term:

(1) "Exempted vendor" means a remote-vendor that in accordance with local law has a specified level of cumulative gross receipts from internet sales to purchasers in the District that exempts it from the requirement to collect remote sales taxes pursuant to this section.

(2) "Person" means an individual, trust, estate, fiduciary, partnership, corporation, limited liability company, or any other legal entity.

(3) "Remote-vendor" means a seller, whether or not it has a physical presence or other nexus within the District of Columbia, selling via the internet property or rendering a service to a purchaser in the District.

(4) "Remote sales taxes" means District sales and use taxes when applied to a property or service sold by a vendor via the internet to a purchaser in the District

(5) "Vendor" means a person or retailer, including a remote-vendor, selling property or rendering a service to a purchaser in the District of Columbia, the receipts from which a sales and use tax may be imposed pursuant to District law or this section.

(f) This section may be cited as the "District of Columbia Main Street Tax Fairness Act of 2012".

SEC. 220. BUDGET AUTONOMY.

(a) *Fiscal Year for District of Columbia.* Section 441(b) of the District of Columbia Home Rule Act (sec. 1-204.41(b), D.C. Official Code) is amended to read as follows:

"(b) Authorization To Establish Fiscal Year by Act of Council - The District may change the fiscal year of the District by an Act of the Council. If a change occurs, such fiscal year shall also constitute the budget and accounting year.".

(b) *Enactment of District of Columbia Local Budget.*

(1) In General- Section 446 of the District of Columbia Home Rule Act (sec. 1-204.46, D.C. Official Code) is amended to read as follows:

"ENACTMENT OF LOCAL BUDGET BY DISTRICT OF COLUMBIA

"Sec. 446. (a) Adoption of Budgets and Supplements - The Council, within 70 calendar days after receipt of the budget proposal from the Mayor, and after public hearing, and by a vote of a majority of the members present and voting, shall by Act adopt the annual budget for the District of Columbia government. Any supplements thereto shall also be adopted by Act of the Council after public hearing by a vote of a majority of the members present and voting.

"(b) Transmission to President During Control Years - In the case of a budget for a fiscal year which is a control year, the budget so adopted shall be submitted by the Mayor to the President for transmission by the President to the Congress; except, that the Mayor shall not transmit any such budget, or amendments or supplements thereto, to the President until the completion of the budget procedures contained in this Act and the District of Columbia Financial Responsibility and Management Assistance Act of 1995.

"(c) Prohibiting Obligations and Expenditures Not Authorized Under Budget- Except as provided in section 445A(b), section 446B, section 467(d), section 471(c), section 472(d)(2), section 475(e)(2), section 483(d), and subsections (f), (g), (h)(3), and (i)(3) of section 490, no amount may be obligated or expended by any officer or employee of the District of Columbia government unless--

"(1) such amount has been approved by an Act of the Council (and then only in accordance with such authorization) and such Act has been transmitted by the Chairman to the Congress and has completed the review process under section 602(c)(3); or

"(2) in the case of an amount obligated or expended during a control year, such amount has been approved by an Act of Congress (and then only in accordance with such authorization).

"(d) Restrictions on Reprogramming of Amounts - After the adoption of the annual budget for a fiscal year (beginning with the annual budget for fiscal year 1995), no reprogramming of amounts in the budget may occur unless the Mayor submits to the Council a request for such reprogramming and the Council approves the request, but and only if any additional expenditures provided under such request for an activity are offset by reductions in expenditures for another activity.

"(e) Definition - In this part, the term "control year" has the meaning given such term in section 305(4) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995.".

(2) Conforming Amendments- (A) Sections 467(d), 471(c), 472(d)(2), 475(e)(2), and 483(d), and subsections (f), (g)(3), (h)(3), and (i)(3) of section 490 of such Act are each amended by striking "The fourth sentence of section 446" and inserting "Section 446(c)".

-(B) Section 202(c)(2) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (sec. 47-392.02(c)(2), D.C. Official Code) is amended by striking "the first sentence of section 446" and inserting "section 446(a)".

(C) Section 202(c)(4)(A)(ii) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (sec. 47-392.02 (c)(4)(A)(ii), D.C. Official Code) is amended by striking "446" and inserting "446(b)".

(D) Section 202(c)(5)(C)(ii) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (sec. 47-392.02 (c)(5)(C)(ii), D.C. Official Code) is amended by striking "446" and inserting "446(b)".

(E) Section 202(d)(3)(A) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (sec. 47-392.02(d)(3)(A), D.C. Official Code) is amended by striking "the first sentence of section 446" and inserting "section 446(a)".

(F) Section 11206 of the National Capital Revitalization and Self-Government Improvement Act of 1997 (sec. 24-106, D.C. Official Code) is amended by striking "the fourth sentence of section 446" and inserting "section 446(c)".

(3) Clerical Amendment- The item relating to section 446 in the table of contents of such Act is amended to read as follows:

"Sec. 446. Enactment of local budget by District of Columbia.".

(c) *Action by Council of District of Columbia on Line-Item Vetoes by Mayor of Provisions of Budget Acts.* Section 404(f) of the District of Columbia Home Rule Act (sec. 1-204.04(f), D.C. Official Code) is amended by striking "transmitted by the Chairman to the President of the United States" both places it appears and inserting "incorporated in such Act".

(d) *Permitting Employees to be Hired if Position Authorized by Act of the Council.* Section 447 of the District of Columbia Home Rule Act (sec. 1-204.47, D.C. Official Code) is amended--

(1) by striking "Act of Congress" each place it appears and inserting "act of the Council (or Act of Congress, in the case of a year which is a control year)"; and

(2) by striking "Acts of Congress" and inserting "acts of the Council (or Acts of Congress, in the case of a year which is a control year)".

(e) *Other Conforming Amendments To Home Rule Act Relating To Changes In Federal Role In Budget Process.* Section 603 of the District of Columbia Home Rule Act (sec. 1-206.03, D.C. Official Code) is amended--

(1) in subsection (a), by inserting before the period at the end the following: "for a fiscal year which is a control year, as defined in section 305(4) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995"; and

(2) by striking subsection (d) and inserting the following:

"(d) Except as provided in subsection (f), the Council shall not transmit an Act under section 446(a) which is not balanced according to the provisions of subsection (c).".

(f) *Congressional Review.* Section 602(c) of the District of Columbia Home Rule Act (sec. 1-206.02, D.C. Official Code) is amended--

(1) by striking "paragraph (2) of this subsection" and inserting "paragraphs (2) and (3) of this subsection";

(2) by redesignating paragraph (3) as paragraph (4); and

(3) by inserting after paragraph (2) the following:

"(3) In the case of any Act transmitted under the first sentence of paragraph (1) to which section 446 applies and for which the fiscal year involved is not a control year, such Act shall take effect upon the expiration of the 30-calendar-day period beginning on the day such Act is transmitted, or upon the date prescribed by such Act, whichever is later, except as follows:

"(A) If such 30-day period expires and if either chamber has not been in session for at least 5 calendar days during such period, the effective date period applicable under this paragraph shall be extended for 5 additional days.

"(B) If during the period described in subparagraph (A), a joint resolution disapproving such Act has passed both Houses of Congress and has been transmitted to the President, such resolution, upon becoming law, subsequent to the expiration of such period, shall be deemed to have repealed such Act, as of the date such resolution becomes law. The provisions of section 604 shall apply with respect to any joint resolution disapproving any Act pursuant to this subparagraph.".

(g) *Conforming Amendments Relating to Federally Authorized Adjustments to Local Appropriations.*

(1) Acceptance of Grants Not Included in Adopted Budget-

(A) *Authority to Accept Amounts* - Section 446B(a) of the District of Columbia Home Rule Act (sec. 1-204.46b(a), D.C. Official Code) is amended--

(i) by striking "the fourth sentence of section 446" and inserting "section 446(c)"; and

(ii) by striking "approved by Act of Congress".

(B) *Reports to Congress* - Section 446B(e) of such Act (sec. 1-204.46b(e), D.C. Official Code) is amended by striking "submitted to the Council and to the" and inserting "submitted to the Council, the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the".

(2) Authority To Increase Spending in Case of General Fund Surplus - Section 816 of the Financial Services and General Government Appropriations Act, 2009 (sec. 47-369.01, D.C. Official Code), is amended--

(A) by striking "the amount appropriated to the District of Columbia" and inserting the following: "the amount of local funds under the budget of the District of Columbia"; and

(B) in paragraph (5), by striking "the Mayor notifies" and inserting the following: "the Mayor notifies the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and".

(3) Authority To Increase Spending in Case of Increased Revenue Collections -

(A) *Authority to Increase Spending* - Section 817(a) of such Act (sec. 47-369.02(a), D.C. Official Code) is amended--

(i) in the matter preceding paragraph (1), by striking 'the amount appropriated as District of Columbia funds' and inserting the following: "the amount of local funds under the budget for the District of Columbia";

(ii) in paragraph (1), by striking "in the annual Proposed Budget and Financial Plan submitted to Congress by the District of Columbia" and inserting the following: "in such budget (or, in the case of a fiscal year which is a control year, as defined in section 305(4) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, in the annual Proposed Budget and Financial Plan submitted to Congress by the District of Columbia)"; and

(iii) in paragraph (2), by striking "in such Proposed Budget and Financial Plan" and inserting "in such budget (or such Proposed Budget and Financial Plan)".

(B) REPORTS TO CONGRESS - Section 817(b)(4) of such Act (sec. 47-369.02(b)(4), D.C. Official Code) is amended by striking "the Mayor has notified" and inserting the following: "the Mayor has notified the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and".

(h) *Effective date*. The amendments made by this section shall apply with respect to fiscal year 2013 (as described in section 441(a) of the District of Columbia Home Rule Act, as amended by subsection (a) of this section), and each succeeding fiscal year.

SEC. 221. Section 446A(c) of the District of Columbia Home Rule Act, approved October 16, 2006 (120 Stat. 2020; D.C. Official Code § 1-204.46a(c)), is amended by striking the phrase "fiscal years 2006 through 2007" and inserting the phrase "fiscal year 2006 and each fiscal year thereafter" in its place.

SEC. 222. The District of Columbia Legislative Autonomy Act of 2011, H.R. 506, 112th Cong., 1st Sess. (2011), as introduced by Congresswomen Norton, is enacted into law.

SEC. 223. Title IV of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; 59 DCR 1862), is enacted into law.

SEC. 224. Any interest accumulated on the funds that the District of Columbia received pursuant to the District of Columbia Appropriations Act, 2000, approved November 29, 1999 (113 Stat. 1501; Pub. L. No. 106-113), under the heading "Federal Payment for the Incentives for Adoption of Children" and for the establishment of a scholarship fund for District of Columbia children without parents due to the September 11, 2001 terrorist attack under this same heading, pursuant to the District of Columbia Appropriations Act, 2001, approved December 21, 2001 (115 Stat. 923; Pub. L. No. 107-96), shall be available to the District of Columbia until expended.

SEC. 225. Congressional Review Streamlining.

(a) Section 602(c)(1) of the District of Columbia Home Rule Act (sec. 1–206.02(c)(1), D.C. Official Code) is amended by striking the phrase "(excluding Saturdays, Sundays, and holidays, and any day on which neither House is in session because of an adjournment sine die, a recess of more than 3 days, or an adjournment of more than three days)."

(b) The amendments made by this section shall apply with respect to each act of the District of Columbia—

(1) passed by the Council of the District of Columbia and signed by the Mayor of the District of Columbia;

(2) vetoed by the Mayor and repassed by the Council; or

(3) passed by the Council and allowed to become effective without the Mayor's signature, on or after the effective date of this section.

This division may be cited as the "District of Columbia Omnibus Authorization Act, 2013".

ENROLLED ORIGINAL

Sec. 3. Effective date.

This act shall take effect as provided in section 446 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 801; D.C. Official Code § 1-204.46).

Chairman Pro Tempore
Council of the District of Columbia

Mayor
District of Columbia
APPROVED
June 15, 2012

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