

Public Law 102-106
102d Congress

An Act

To permit the Mayor of the District of Columbia to reduce the budgets of the Board of Education and other independent agencies of the District, to permit the District of Columbia to carry out a program to reduce the number of employees of the District Government, and for other purposes.

Aug. 17, 1991
[H.R. 2969]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

District of
Columbia
Emergency
Deficit
Reduction
Act of 1991.

SECTION 1. SHORT TITLE.

This Act may be cited as the "District of Columbia Emergency Deficit Reduction Act of 1991".

SEC. 2. PERMITTING MAYOR TO REDUCE BUDGETS OF BOARD OF EDUCATION AND OTHER INDEPENDENT AGENCIES.

(a) IN GENERAL.—Title IV of the District of Columbia Self-Government and Governmental Reorganization Act is amended by inserting after section 452 the following new section:

"REDUCTIONS IN BUDGETS OF INDEPENDENT AGENCIES

"SEC. 453. (a) In accordance with subsection (b) and except as provided in subsection (c), the Mayor may reduce amounts appropriated or otherwise made available to independent agencies of the District of Columbia (including the Board of Education) for a fiscal year if the Mayor determines that it is necessary to reduce such amounts to balance the District's budget for the fiscal year.

"(b)(1) The Mayor may not make any reduction pursuant to subsection (a) unless the Mayor submits a proposal to make such a reduction to the Council and the Council approves the proposal.

"(2) A proposal submitted by the Mayor under paragraph (1) shall be deemed to be approved by the Council—

"(A) if no member of the Council files a written objection to the proposal with the Secretary of the Council before the expiration of the 10-day period that begins on the date the Mayor submits the proposal; or

"(B) if a member of the Council files such a written objection during the period described in subparagraph (A), if the Council does not disapprove the proposal prior to the expiration of the 45-day period that begins on the date the member files the written objection.

"(3) The periods described in subparagraphs (A) and (B) of paragraph (2) shall not include any days which are days of recess for the Council (according to the Council's rules).

"(c) Subsection (a) shall not apply to amounts appropriated or otherwise made available to the District of Columbia courts or the Council."

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to budgets for fiscal years beginning on or after October 1, 1990.

SEC. 3. PERMITTING DISTRICT OF COLUMBIA TO CARRY OUT EMPLOYEE SEPARATION PROGRAM.

Section 422(3) of the District of Columbia Self-Government and Governmental Reorganization Act (sec. 1-242(3), D.C. Code) is amended by striking the period at the end of the fourth sentence and inserting the following: “, except that nothing in this Act shall prohibit the District from separating an officer or employee subject to such system pursuant to procedures established by the Council for the separation of officers and employees whose positions are determined to be excess positions if the separation of such officer or employee is carried out during the 18-month period that begins on the date of the enactment of the District of Columbia Government Comprehensive Merit Personnel Act of 1978 Emergency Amendment Act of 1991.”.

SEC. 4. PERMITTING DISTRICT OF COLUMBIA TO ISSUE BONDS FOR FINANCING EXISTING GENERAL FUND DEFICIT.

(a) **IN GENERAL.**—Section 461(a) of the District of Columbia Self-Government and Governmental Reorganization Act (sec. 47-321(a), D.C. Code) is amended—

(1) by striking “(a)” and inserting “(a)(1)”;

(2) by striking “outstanding” and inserting “outstanding, to finance the outstanding accumulated operating deficit of the general fund of the District of \$331,589,000, existing as of September 30, 1990,”; and

(3) by adding at the end the following new paragraph:

“(2) The District may not issue any general obligation bonds to finance the operating deficit described in paragraph (1) after September 30, 1992.”.

(b) **WAIVER OF 30-DAY CONGRESSIONAL REVIEW PERIOD FOR DISTRICT ACT AUTHORIZING ISSUANCE OF BONDS.**—Notwithstanding section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, the General Fund Recovery Act of 1991 (D.C. Act 9-64) shall take effect on the date of the enactment of such Act or the date of the enactment of this Act, whichever is later.

Approved August 17, 1991.

LEGISLATIVE HISTORY—H.R. 2969:

HOUSE REPORTS: No. 102-170 (Comm. on the District of Columbia).
CONGRESSIONAL RECORD, Vol. 137 (1991):

July 29, considered and passed House.
Aug. 2, considered and passed Senate.