

107TH CONGRESS
2D SESSION

H. RES. 364

Providing for the concurrence of the House with amendment in the Senate amendments to the bill H.R. 1499.

IN THE HOUSE OF REPRESENTATIVES

MARCH 12, 2002

Mrs. MORELLA submitted the following resolution; which was considered under suspension of the rules and agreed to

RESOLUTION

Providing for the concurrence of the House with amendment in the Senate amendments to the bill H.R. 1499.

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

1 **SECTION 1. SHORT TITLE.**

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

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

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

9 “(A)(i) in the case of an individual who be-
10 gins an undergraduate course of study within 3
11 calendar years (excluding any period of service
12 on active duty in the armed forces, or service
13 under the Peace Corps Act (22 U.S.C. 2501 et
14 seq.) or subtitle D of title I of the National and
15 Community Service Act of 1990 (42 U.S.C.
16 12571 et seq.)) of graduation from a secondary
17 school, or obtaining the recognized equivalent of
18 a secondary school diploma, was domiciled in
19 the District of Columbia for not less than the
20 12 consecutive months preceding the com-
21 mencement of the freshman year at an institu-
22 tion of higher education;

23 “(ii) in the case of an individual who grad-
24 uated from a secondary school or received the
25 recognized equivalent of a secondary school di-
26 ploma before January 1, 1998, and is currently

1 enrolled at an eligible institution as of the date
2 of enactment of the District of Columbia Col-
3 lege Access Improvement Act of 2002, was
4 domiciled in the District of Columbia for not
5 less than the 12 consecutive months preceding
6 the commencement of the freshman year at an
7 institution of higher education; or

8 “(iii) in the case of any other individual
9 and an individual re-enrolling after more than
10 a 3-year break in the individual’s post-sec-
11 ondary education, has been domiciled in the
12 District of Columbia for at least 5 consecutive
13 years at the date of application;

14 “(B)(i) graduated from a secondary school
15 or received the recognized equivalent of a sec-
16 ondary school diploma on or after January 1,
17 1998;

18 “(ii) in the case of an individual who did
19 not graduate from a secondary school or receive
20 a recognized equivalent of a secondary school
21 diploma, is accepted for enrollment as a fresh-
22 man at an eligible institution on or after Janu-
23 ary 1, 2002; or

24 “(iii) in the case of an individual who
25 graduated from a secondary school or received

the recognized equivalent of a secondary school diploma before January 1, 1998, is currently enrolled at an eligible institution as of the date of enactment of the District of Columbia College Access Improvement Act of 2002;

“(C) meets the citizenship and immigration status requirements described in section 484(a)(5) of the Higher Education Act of 1965 (20 U.S.C. 1091(a)(5));”.

SEC. 3. PRIVATE SCHOOL PROGRAM.

Section 5(c)(1)(B) of the District of Columbia College Access Act of 1999 (sec. 38–2704(c)(1)(B), D.C. Official Code) is amended by striking “the main campus of which is located in the State of Maryland or the Commonwealth of Virginia”.

SEC. 4. GENERAL REQUIREMENTS.

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

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

“(b) ADMINISTRATIVE EXPENSES.—

“(1) IN GENERAL.—The Mayor of the District of Columbia may not use more than 7 percent of the total amount of Federal funds appropriated for the

1 program, retroactive to the date of enactment of this
2 Act (the District of Columbia College Access Act of
3 1999), for the administrative expenses of the pro-
4 gram.

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

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

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

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

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

19 “(h) DEDICATED ACCOUNT FOR PROGRAMS.—

20 “(1) ESTABLISHMENT.—The District of Colum-
21 bia government shall establish a dedicated account
22 for the programs under sections 3 and 5 consisting
23 of the following amounts:

1 “(A) The Federal funds appropriated to
2 carry out such programs under this Act or any
3 other Act.

4 “(B) Any District of Columbia funds ap-
5 propriated by the District of Columbia to carry
6 out such programs.

7 “(C) Any unobligated balances in amounts
8 made available for such programs in previous
9 fiscal years.

10 “(D) Interest earned on balances of the
11 dedicated account.

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

15 **SEC. 5. CONTINUATION OF CURRENT AGGREGATE LEVEL**
16 **OF AUTHORIZATION OF APPROPRIATIONS.**

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

1 **“SEC. 7. LIMIT ON AGGREGATE AMOUNT OF FEDERAL**
 2 **FUNDS FOR PUBLIC SCHOOL AND PRIVATE**
 3 **SCHOOL PROGRAMS.**

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

7 “(1) \$17,000,000, in the case of the aggregate
 8 amount for fiscal year 2003;

9 “(2) \$17,000,000, in the case of the aggregate
 10 amount for fiscal year 2004; or

11 “(3) \$17,000,000, in the case of the aggregate
 12 amount for fiscal year 2005.”.

13 (b) CONFORMING AMENDMENTS.—

14 (1) PUBLIC SCHOOL PROGRAM.—Section 3(i) of
 15 such Act (sec. 38–2702(i), D.C. Official Code) is
 16 amended by striking “and such sums” and inserting
 17 “and (subject to section 7) such sums”.

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

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