

113TH CONGRESS
1ST SESSION

H. R. 1196

To amend the District of Columbia Home Rule Act to make local funds of the District of Columbia for a fiscal year available for use by the District at the beginning of the fiscal year at the rate of operations provided under the local budget act for the fiscal year if the regular District of Columbia appropriation bill for a fiscal year does not become law prior to the beginning of such fiscal year.

IN THE HOUSE OF REPRESENTATIVES

MARCH 14, 2013

Ms. NORTON introduced the following bill; which was referred to the Committee on Oversight and Government Reform

A BILL

To amend the District of Columbia Home Rule Act to make local funds of the District of Columbia for a fiscal year available for use by the District at the beginning of the fiscal year at the rate of operations provided under the local budget act for the fiscal year if the regular District of Columbia appropriation bill for a fiscal year does not become law prior to the beginning of such fiscal year.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “District of Columbia
3 Local Funds Continuation Act”.

4 **SEC. 2. AVAILABILITY OF DISTRICT OF COLUMBIA LOCAL**
5 **FUNDS UPON FAILURE BY CONGRESS TO**
6 **ENACT LOCAL BUDGET.**

7 (a) IN GENERAL.—Subpart 1 of part D of title IV
8 of the District of Columbia Home Rule Act is amended
9 by inserting after section 446B the following new section:

10 “AVAILABILITY OF LOCAL FUNDS UPON FAILURE BY
11 CONGRESS TO ENACT BUDGET

12 “SEC. 446C. (a) AVAILABILITY OF LOCAL FUNDS AT
13 RATE ESTABLISHED BY LOCAL LAW IF NO BUDGET EN-
14 ACTED PRIOR TO BEGINNING OF FISCAL YEAR.—

15 “(1) IN GENERAL.—If the regular District of
16 Columbia appropriation bill for a fiscal year does not
17 become law prior to the beginning of such fiscal
18 year, there is appropriated, out of any moneys of the
19 government of the District of Columbia not other-
20 wise appropriated, and out of applicable corporate or
21 other revenues, receipts, and funds, the amount pro-
22 vided for any project or activity for which funds are
23 provided in the local budget act for such fiscal year.

24 “(2) RATE OF FUNDING.—An appropriation
25 and funds made available or authority granted for a
26 project or activity for a fiscal year pursuant to this

1 section shall be at the rate of operations provided
2 for such project or activity under the local budget
3 act for such fiscal year.

4 “(3) PERIOD OF AVAILABILITY.—An appropria-
5 tion and funds made available or authority granted
6 for a project or activity for a fiscal year pursuant to
7 this section shall be available for the period—

8 “(A) beginning with the first day of the
9 fiscal year; and

10 “(B) ending with the date on which the
11 regular District of Columbia appropriation bill
12 for such fiscal year becomes law.

13 “(b) TERMS AND CONDITIONS.—An appropriation
14 and funds made available or authority granted for a
15 project or activity for a fiscal year pursuant to this section
16 shall be subject to the terms and conditions imposed with
17 respect to the appropriation made and funds made avail-
18 able for the preceding fiscal year, or the authority granted
19 for such project or activity under the applicable law in ef-
20 fect at the time.

21 “(c) PERIOD OF COVERAGE.—An appropriation and
22 funds made available or authority granted for a project
23 or activity for a fiscal year pursuant to this section shall
24 cover all obligations or expenditures incurred for such

1 project or activity during the portion of such fiscal year
2 for which this section applies to such project or activity.

3 “(d) RESTRICTIONS ON PROGRAMS OR ACTIVITIES
4 SUBJECT TO OTHER APPROPRIATIONS ACTS.—This sec-
5 tion shall not apply to a project or activity during any
6 period of a fiscal year if any other provision of law (other
7 than an authorization of appropriations)—

8 “(1) makes an appropriation, makes funds
9 available, or grants authority for such project or ac-
10 tivity to continue for such period, or

11 “(2) specifically provides that no appropriation
12 shall be made, no funds shall be made available, or
13 no authority shall be granted for such project or ac-
14 tivity to continue for such period.

15 “(e) PROTECTION OF OTHER OBLIGATIONS.—Noth-
16 ing in this section shall be construed to effect obligations
17 of the government of the District of Columbia mandated
18 by other law.

19 “(f) DEFINITIONS.—In this section—

20 “(1) the term ‘local budget act’ means, with re-
21 spect to a fiscal year, the act of the Council adopt-
22 ing the annual budget for the District of Columbia
23 government for such fiscal year, as submitted by the
24 Mayor to the President for transmission to Congress
25 pursuant to section 446; and

1 “(2) the term ‘regular District of Columbia ap-
2 propriation bill’ means an annual appropriation bill
3 making appropriations, otherwise making funds
4 available, or granting authority, for the government
5 of the District of Columbia and other activities
6 chargeable in whole or in part against the revenues
7 of the District.

8 “(g) EFFECTIVE DATE.—This section shall apply
9 with respect to fiscal year 2014 and each succeeding fiscal
10 year.”.

11 (b) CONFORMING AMENDMENT.—Section 446 of
12 such Act (sec. 1–204.46, D.C. Official Code) is amended
13 by inserting “section 446C,” after “section 446B,”.

14 (c) CLERICAL AMENDMENT.—The table of contents
15 of subpart 1 of part D of title IV of the District of Colum-
16 bia Home Rule Act is amended by inserting after the item
17 relating to section 446B the following:

“446C. Availability of local funds upon failure by Congress to enact budget.”.

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