109th Congress, 2d Session – – – – – – – – – – – – – House Document 109–136

# FISCAL YEAR 2007 BUDGET REQUEST ACT

## MESSAGE

FROM

# THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

THE DISTRICT OF COLUMBIA'S FISCAL YEAR 2007 BUDGET REQUEST ACT, PURSUANT TO PUB. L. 93–198, SEC. 446 (87 STAT. 806)

SEPTEMBER 29, 2006.—Message and accompanying papers referred to the Committee on Appropriations and ordered to be printed

U.S. GOVERNMENT PRINTING OFFICE

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*To the Congress of the United States:*

Pursuant to my constitutional authority and consistent with section 446 of The District of Columbia Self-Governmental Reorganization Act as amended in 1989, I am transmitting the District of Columbia's 2007 Budget Request Act.

The proposed 2007 Budget Request Act reflects the major programmatic objectives of the Mayor and the Council of the District of Columbia. For 2007, the District estimates total revenues and expenditures of $7.61 billion.

GEORGE W. BUSH.

THE WHITE HOUSE, *September 29, 2006.*

**NOTE.** - The following document reflects the "District of Columbia Appropriations, Fiscal Year 2006" Act and the "District of Columbia Appropriations, Fiscal Year 2007" Request Act. The language enclosed in [ ] indicates language that is to be deleted from the FY 2006 Appropriations Act. The language shown in **italics** indicates new language in the FY 2007 Request Act.

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To approve the request of the District of Columbia government for the fiscal year ending September 30, [2006] *2007*.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year [2006] *2007* Budget Request Act".

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, [2006] *2007*.

**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, [$218,912,000] *$196,629,000*, to be allocated as follows: for the District of Columbia Court of Appeals, [$9,198,000] *$9,401,000*, of which not to exceed $1,500 is for official reception and representation expenses; for the District of Columbia Superior Court, [$87,342,000] *$89,646,000*, of which not to exceed $1,500 is for official reception and representation expenses; for the District of Columbia Court System, [$41,643,000] *$46,653,000*, of which not to exceed $1,500 is for official reception and representation expenses; and [$80,729,000] *$50,929,000*, to remain available until September 30, [2007] *2008*, for capital improvements for District of Columbia courthouse facilities: Provided, [That notwithstanding any other provision of law, a single contract or related contracts for development and construction of facilities may be employed which collectively include the full scope of the project: Provided further, That the solicitation and contract shall contain the clause `availability of Funds' found at 48 CFR 52.232-18: Provided further,] That funds made available for capital improvements shall be expended consistent with the General Services Administration 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, with payroll and financial services to be provided on a contractual basis with the General Services Administration (GSA), and such services shall include the preparation of monthly financial reports, copies of which shall be submitted directly by GSA to the President and to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate: Provided further, That 30 days after providing written notice to the Committees on Appropriations of the House of Representatives and Senate, the District of Columbia

Courts may reallocate not more than $1,000,000 of the funds provided under this heading among the items and entities funded under this heading for operations, and not more than 4 percent of the funds provided under this heading for facilities.

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. Code, and payments for counsel authorized under section 21-2060, D.C. Official Code (relating to representation provided under the District of Columbia Guardianship, Protective Proceedings, and Durable Power of Attorney Act of 1986), [$44,000,000] *$43,475,000*, to remain available until expended: Provided, [That the funds provided in this Act under the heading 'Federal Payment to the District of Columbia Courts' (other than the $80,729,000 provided under such heading for capital improvements for District of Columbia courthouse facilities) may also be used for payments under this heading: Provided further,] That in addition to the funds provided under this heading, the Joint Committee on Judicial Administration in the District of Columbia may use funds provided in this Act under the heading 'Federal Payment to the District of Columbia Courts' (other than the [$80,729,000] *$50,929,000* provided under such heading for capital improvements for District of Columbia courthouse facilities), to make payments described under this heading for obligations incurred during any fiscal year: Provided further, 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, with payroll and financial services to be provided on a contractual basis with the General Services Administration (GSA), and such services shall include the preparation of monthly financial reports, copies of which shall be submitted directly by GSA to the President and to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate.

Federal Payment to the Court Services and Offender Supervision Agency
for the District of Columbia
(Including Transfer of Funds)

For salaries and expenses, including the transfer and hire of motor vehicles, of the Court Services and Offender Supervision Agency for the District of Columbia and the Public Defender Service for the District of Columbia, as authorized by the National Capital Revitalization and Self-Government Improvement Act of 1997, [$201,388,000] *$214,363,000*, of which not to exceed $2,000 is for official receptions and representation expenses related to Community Supervision and Pretrial Services Agency programs; of which not to exceed $25,000 is for dues and assessments relating to the implementation of the Court Services and Offender Supervision Agency Interstate Supervision Act of 2002; *of which not to exceed $400,000 for the Community Supervision program and $160,000 for the Pretrial Services program, both to remain available until September 30, 2008, are for Information Technology infrastructure enhancement acquisitions;* of which [$129,360,000] *$135,457,000* shall be for necessary expenses of Community Supervision and Sex Offender Registration, to include expenses relating to the supervision of adults subject to protection orders or the provision of services for or related to such persons; of which [$42,195,000] *$46,196,000* shall be available to the Pretrial Services Agency; and of

which [$29,833,000] *$32,710,000* shall be transferred to the Public Defender Service for the District of Columbia: Provided, 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 the Director is authorized to accept and use gifts in the form of in-kind contributions of space and hospitality to support offender and defendant programs, and equipment and vocational training services to educate and train offenders and defendants: Provided further, That the Director shall keep accurate and detailed records of the acceptance and use of any gift or donation under the previous proviso, and shall make such records available for audit and public inspection: Provided further, That the Court Services and Offender Supervision Agency Director is authorized to accept and use reimbursement from the D.C. Government for space and services provided on a cost reimbursable basis: Provided further, That for this fiscal year and subsequent fiscal years, the Public Defender Service is authorized to charge fees to cover costs of materials distributed and training provided to attendees of educational events, including conferences, sponsored by the Public Defender Service, and notwithstanding section 3302 of title 31, United States Code, said fees shall be credited to the Public Defender Service account to be available for use without further appropriation.

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, [$33,200,000] *$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 Senate for these funds showing, by object class, the expenditures made and the purpose therefor: Provided further, That not more than [$1,200,000] *$1,300,000* of the total amount appropriated for this program may be used for administrative expenses.

Federal Payment for Emergency Planning and Security Costs in the District of Columbia

For 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, [$13,500,000] *$10,500,000*, to remain available until expended, to reimburse the District of Columbia for the costs of providing public safety at events related to the presence of the national capital in the District of Columbia 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 any amount provided under this heading shall be available only after such amount has been apportioned pursuant to chapter 15 of title 31, United States Code.

Federal Payment to the District of Columbia Water and Sewer Authority

For a Federal payment to the District of Columbia Water and Sewer Authority, $7,000,000, 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 percent match for this payment.

Federal Payment for the Anacostia Waterfront Initiative

For a Federal payment to the District of Columbia Department of Transportation, [$3,000,000] *$5,000,000*, to remain available until September 30, 2007, for design and construction of a continuous pedestrian and bicycle trail system from the Potomac River to the District's border with Maryland.

Federal Payment to the Criminal Justice Coordinating Council

For a Federal payment to the Criminal Justice Coordinating Council, $1,300,000, 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 Transportation Assistance]

[For a Federal payment to the District of Columbia Department of Transportation, $1,000,000, to operate a downtown circulator transit system.]

[Federal Payment for Foster Care Improvements in the District of Columbia]

[For the Federal payment to the District of Columbia for foster care improvements, $2,000,000 to remain available until expended: Provided, That $1,750,000 shall be for the Child and Family Services Agency, of which $1,000,000 shall be for a loan repayment program for social workers; of which $750,000 shall be for post-adoption services: Provided further, That $250,000 shall be for the Washington Metropolitan Council of Governments, to continue a program in conjunction with the Foster and Adoptive Parents Advocacy Center, to provide respite care for and recruitment of foster parents: Provided further, That these Federal funds shall supplement and not supplant local funds for the purposes described under this heading.]

[Federal Payment to the Office of the Chief Financial Officer of the District of Columbia]

[For a Federal payment to the Office of the Chief Financial Officer of the District of Columbia, $29,200,000: Provided, That these funds shall be available for the projects and in the amounts specified in the Statement of the Managers on the conference report accompanying this Act: Provided further, That each entity that receives funding under this heading shall submit to the Office of the Chief Financial Officer of the District of Columbia (CFO) a report on the activities to be carried out with such funds no later than March 15, 2006, and the CFO shall submit a comprehensive report to the Committees on Appropriations of the House of Representatives and the Senate no later than June 1, 2006.]

Federal Payment for School Improvement

For a Federal payment for a school improvement program in the District of Columbia, [$40,000,000] *$40,800,000*, to be allocated as follows: for the District of Columbia Public Schools, $13,000,000 to improve public school education in the District of Columbia; for the State Education Office, $13,000,000 to expand quality public charter schools in the District of Columbia, to remain available until September 30, [2007] *2008*; for the Secretary of the Department of Education, [$14,000,000] *$14,800,000* to provide opportunity scholarships for students in the District of Columbia in accordance with division C, title III of the District of Columbia Appropriations Act, 2004 (Public Law 108-199; 118 Stat. 126), of which up to [$1,000,000] *$1,800,000* may be used to administer and fund assessments.

Federal Payment for [Bioterrorism and Forensics Laboratory]
*Consolidated Laboratory Facility*

For a Federal payment to the District of Columbia, [$5,000,000] *$25,000,000*, to remain available until September 30, 2008, for costs associated with the construction of a [bioterrorism and forensics] *consolidated* laboratory *facility*: Provided, That the District of Columbia shall provide an additional [$1,500,000] *$5,000,000* with local funds as a condition of receiving this payment.

[Federal Payment for the National Guard Youth Challenge Program]

[For a Federal payment for the District of Columbia National Guard Youth Challenge program, $500,000: Provided, That the amount appropriated by this heading shall be transferred to the Secretary of Defense and made available to the Commanding General of the District of Columbia National Guard for activities under the National Guard Youth Challenge Program under section 509 of title 32, United States Code, and shall be in addition to any matching funds otherwise required of the District of Columbia for that Program in fiscal year 2006 under subsection (d)(4) of such section.]

[Federal Payment for Marriage Development and Improvement]

[For a Federal payment for marriage development and improvement in the District of Columbia, $3,000,000, to remain available until expended: Provided, That $1,500,000 shall be for the Capital Area Asset Building Corporation for the establishment of marriage development accounts in accordance with the requirements in the accompanying report, of which $400,000 shall be for program planning, marketing, evaluation, and account administration: Provided further, That $1,500,000 shall be for mentoring, counseling, community outreach, and training and technical assistance, of which $850,000 shall be for the National Center for Fathering and $650,000 shall be for the East Capitol Center for Change to carry out these activities: Provided further, That within 30 days of enactment of this Act, the entities receiving funds under this title shall submit to the Committees on Appropriations of the House and Senate, a detailed expenditure plan and program requirements that comport with the guidance in the accompanying report.]

*Federal Payment for Navy Yard Metro*

*For a Federal payment to the District of Columbia Department of Transportation, $20,000,000, to remain available until expended, for costs associated with upgrading and expanding the capacity of Navy Yard Metro Station.*

*Federal Payment for Central Library and Branch Locations*

*For a Federal payment to the District of Columbia, $30,000,000, to remain available until expended, for the Federal contribution toward costs associated with the construction of a new central library and renovation of neighborhood branches.*

*District of Columbia National Guard*

*For a Federal Payment to the District of Columbia National Guard, $352,000 to provide federal tuition assistance for non-District of Columbia residents under the District of Columbia National Guard Educational Assistance Program.*

*ADMINISTRATIVE PROVISIONS*

*Crime Victims Compensation Fund*

*TREATMENT OF UNOBLIGATED BALANCES.— Section 16(d) of the Victims of Violent Crime Compensation Act of 1996, effective April 9, 1997 (D.C. Law 11-243; D. C. Official Code § 4-515(d)), is amended to read as follows —*

*''(d) Any unobligated balance existing in the Fund as of the end of each fiscal year (beginning with fiscal year 2006) shall be transferred from the Fund to the Crime Victims Assistance Fund established by § 4-515.01 and shall be available for obligation and expenditures without fiscal year limitation. All such expenditures shall be in accordance with a plan developed by the District of Columbia which is submitted to the Committees on Appropriations of the Senate and House of Representatives, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate, except that under such plan*

**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, 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 (D.C. Official Code, section 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 2006 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 [$8,700,158,000] *$9,057,361,000* (of which [$5,007,344,000] *$5,271,162,000* shall be from local funds, [$1,921,287,000] *$2,020,101,000* shall be from Federal grant funds, [$1,754,399,000] *$1,758,214,000* shall be from other funds, and [$17,129,000] *$7,885,000* shall be from private funds), in addition, [$163,116,000] *$170,052,000* from funds previously appropriated in this Act as Federal payments: Provided further, That of the local funds, [$466,894,000] *$284,287,000* shall be derived from the District's general fund balance: Provided further, That of these funds the District's intradistrict authority shall be [$468,486,000] *$539,745,000*: in addition for capital construction projects there is appropriated an increase of [$2,820,637,000] *$2,459,570,000*, of which [$1,072,671,000] *$1,809,754,000* shall be from local funds, [$49,551,000] *$49,867,000* from Highway Trust funds, [$172,183,000] *$52,000,000* from the Local Street Maintenance fund, [$378,000,000 from securitization of future revenue streams, $400,000,000] *$15,000,000 from revenue bonds, $18,200,000* from Certificates of Participation financing, [$534,800,000] *$63,000,000* from financing for construction of a baseball stadium, *$212,000,000 from financing for construction of a new hospital or other health facility,* [$213,432,000] *$239,749,000* from Federal grant funds, and a rescission of [$295,032,000] *$118,395,000* from local funds appropriated under this heading in prior fiscal years, for a net amount of [$2,525,605,000] *$2,341,175,000*, to remain available until expended: Provided further, That the amounts

provided under this heading are to be allocated and expended as proposed under *Title III of this Act* ['Title III--District of Columbia Funds' of the Fiscal Year 2006 Proposed Budget and Financial Plan submitted to the Congress of the United States by the District of Columbia on June 5, 2005]: Provided further, That this amount 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 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 [2006] *2007*, 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, [$512,834,000] *$542,505,000* (including [$296,632,000] *$330,101,000* from local funds, [$171,975,000] *$157,746,000* from Federal grant funds, and [$44,226,000] *$54,658,000* from other funds): Provided, That not to exceed $9,300 for the Mayor, $9,300 for the Chairman of the Council of the District of Columbia, $9,300 for the City Administrator, and $9,300 for the Office of the Chief Financial Officer shall be available from this appropriation for official reception and representation expenses: 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: Provided further, That no revenues from Federal sources shall be used to support the operations or activities of the Statehood Commission and Statehood Compact Commission: Provided further, That the District of Columbia shall identify the sources of funding for Admission to Statehood from its own locally generated revenues*: Provided further, That beginning in fiscal year 2007 and each year thereafter, 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 no less than 3.2 million shall be available from this appropriation to the Office of the Attorney General for the District of Columbia for the purpose of providing civil legal services to low-income people.*

Economic Development and Regulation

Economic development and regulation, [446,468,000] $543,*135,000* (including [$101,629,000] *$194,207,000* from local funds, [$118,187,000] *$133,524,000* from Federal grant funds, [$226,527,000] *$215,186,000* from other funds, and [$125,000] *$217,000* from private funds) of which $13,000,000 collected by the District of Columbia in the form of BID tax revenue shall be paid to the respective BIDs pursuant to the Business Improvement Districts Act of 1996 (D.C. Law 11-134; D.C. Official Code, sec. 2-1215.01 et seq.), and the Business Improvement Districts Amendment Act of 1997 (D.C. Law 12-26; D.C. Official Code, sec. 2-1215.15 et seq.): Provided, That such funds are available for acquiring services provided by the General Services Administration: Provided further, That Business Improvement Districts shall be exempt from taxes levied by the District of Columbia: Provided further, That District is authorized to transfer, either through a grant or as a direct payment, $1,200,000 in local funds to the Excel Institute: *Provided further, That up to one percent of the local funds appropriated for the Department of Employment Services may be deposited into the Integrated Services Fund for At-Risk Children, Youth,*

*and Families, established by Title V of the Fiscal Year 2007 Budget Support Act of 2006, passed on 1st reading on May 9, 2006 (Engrossed version of Bill 16-679), and used for the purposes set forth in Title V: Provided further, That amounts appropriated under this heading may be increased by $115,578,000 to execute a transfer from the District's general funds to establish a special revenue Housing Production Trust fund in accordance with the Housing Production Trust Fund and New Communities Financing Clarification Act of 2006, passed on 1st reading on May 9, 2006 (Engrossed version of Bill 16-679)* [Provided further, That $2,000,000 in local funds shall go to the Washington Performing Arts: provided further, That $1,000,000 in local funds shall go to the Washington Ballet].

Public Safety and Justice

Public safety and justice, [$836,315,000] *$949,393,000* (including [$769,785,000] *$888,003,000* from local funds, [$9,268,000] *$6,084,000* from Federal grant funds, [$57,252,000] *$55,292,000* from other funds, and [$9,000] *$14,000* from private funds) in addition, $1,300,000 from funds previously appropriated in this Act under the heading ``Federal Payment to the Criminal Justice Coordinating Council": Provided, That not to exceed $750,000 shall be available from this appropriation for the Chief of Police for the prevention and detection of crime: Provided further, 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 from this appropriation, and the availability of the sums shall be deemed as constituting payment in advance for emergency services involved.

Public Education System

Public Education System, including the development of national defense education programs, [$1,396,296,000] *$1,415,333,000* (including [$1,177,599,000] *$1,203,492,000* from local funds, [$202,218,000] *$186,577,000* from Federal grant funds, [$11,703,000] *$20,479,000* from other funds, [$4,776,000] *$4,785,000* from private funds), in addition, [33,200,000] *$35,100,000* from funds previously appropriated in this Act under the heading ``Federal Payment for Resident Tuition Support", and $27,050,000 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.— [$979,037,000] *$979,100,000* (including [$794,245,000] *$808,331,000* from local funds, [$173,347,000] *$156,060,000* from Federal grant funds, [$6,780,000] *$10,034,000* from other funds, [$4,666,000] *$4,675,000* from private funds), in addition, [13,525,000] *$13,000,000* from funds previously appropriated in this Act under the heading ``Federal Payment for School Improvement in the District of Columbia" shall be available for District of Columbia Public Schools: *Provided, That the amount appropriated under this heading may be increased by an amount not to exceed $14,000,000 to remain available until expended from local fund balance: Provided further,*, That notwithstanding any other provision of law, rule, or regulation, the evaluation process and instruments for evaluating District of Columbia Public School employees shall be a non-negotiable item for collective bargaining purposes: Provided further, 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 2006 unless the nonresident pays tuition to the District of Columbia at a rate that covers 100 percent of the costs incurred by the District of Columbia that are attributable to the education of the nonresident (as established by the Superintendent of the District of Columbia Public Schools): Provided further, That not to exceed $9,300 for the Superintendent of Schools shall be available from this appropriation for official reception and representation expenses: *Provided further, That no less than $11,000,000 shall be available from this appropriation for the Metropolitan*

*Police Departments provision of security for the District of Columbia Public Schools:* 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, [2006] *2007*, an amount equal to 10 percent 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 [2007] *2008* (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, [2007] *2008*.

[(3)] *(2)* Teachers' Retirement Fund.—[$15,500,000] *$14,600,000* from local funds shall be available for the Teacher's Retirement Fund.

[(4)] *(3)* State Education Office.—[$45,249,000] *$54,023,000* (including [$13,085,000] *$14,507,000* from local funds, [$27,871,000] *$29,727,000* from Federal grant funds, and [$4,293,000] *$9,789,000* from other funds), in addition, [33,200,000] *$35,100,000* from funds previously appropriated in this Act under the heading ``Federal Payment for Resident Tuition Support" shall be available for the State Education Office and [$13,525,000] *$13,000,000* from funds previously appropriated in this Act under the heading ``Federal Payment for School Improvement in the District of Columbia" shall be available for the State Education Office: Provided, That of the amounts provided to the State Education Office, $1,000,000 from local funds shall remain available until June 30, [2007] *2008* for an audit of the student enrollment of each District of Columbia Public School and of each District of Columbia public charter school.

[(5)] *(4)* District of Columbia Public Charter Schools.—[$239,284,000] *$266,066,000* from local funds shall be available for District of Columbia public charter schools: 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 (D.C. Official Code, sec. 38-1804.03(b)(2)): Provided further, That of the amounts made available to District of Columbia public charter schools, $100,000 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 (D.C. Official Code, sec. 38-1804.03(b)(5)): Provided further, That [$975,000]*$1,096,086* of this amount shall be available to the District of Columbia Public Charter School Board for administrative costs: 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, [2006] *2007*, an amount equal to 25 percent 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 [2007] *2008* (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, [2007] *2008*: 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.

[(6) Charter School Investment fund.— $4,200,000 from local funds shall be available for the Charter Schools initiatives.]

[(7)] *(5)* University of the District of Columbia Subsidy.— [$57,873,000] *$59,546,000* from local funds shall be available for the University of the District of Columbia subsidy: 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, [2006] *2007*, 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, [2006] *2007*, an amount equal to 10 percent 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 [2007] *2008* (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, [2007] *2008*: Provided further, That not to exceed $9,300 for the President of the University of the District of Columbia shall be available from this appropriation for official reception and representation expenses.

[(8)] *(6)* District of Columbia Public Libraries.— [$34,153,000] *$41,998,000* (including [$32,412,000] *$40,442,000* from local funds, [$1,000,000] *$790,000* from Federal grant funds, [$631,000] *$656,000* from other funds, and $110,000 from private funds) shall be available for the District of Columbia Public Libraries: Provided, That not to exceed $7,500 for the Public Librarian shall be available from this appropriation for official reception and representation expenses: *Provided further, That not less than $1,000,000 shall be available for the District of Columbia Public Libraries' operating of full-service and interim branch libraries on Sundays.*

Human Support Services

Human support services, [$2,713,349,000] *$2,923,171,000* (including [$1,273,676,000] *$1,369,566,000* from local funds, [$1,394,516,000] *$1,498,898,000* from Federal grant funds, [$33,854,000] *$53,572,000* from other funds, [$11,303,000] *$1,134,000* from private funds): Provided, That [$30,281,000] *$30,280,000* of this appropriation, to remain available until expended, shall be available solely for expenses associated with the District of Columbia employees' disability compensation program: *Provided further, That the funds appropriated in the District of Columbia Appropriations Act, 2006, approved November 30, 2005 (Public Law 109-115; 119 Stat. 2513), for the Grandparent Caregivers Pilot Program shall remain available until September 30, 2007: Provided further, That notwithstanding the provisions restricting the use of the Medicaid and Special Education Reform Fund in the District of Columbia Fiscal Year 2003 Appropriations Act, approved February 20, 2003 (Public Law 108-7; 117 Stat. 117), the remaining balances shall be available for use by any District of Columbia Government agency in fiscal year 2007 and future fiscal years for the purposes established in sections 1553 and 1554 of the Medicaid and Special Education Reform Fund Establishment Act of 2002, effective October 1, 2002 (D.C. Law 14-190; D.C. Official Code §§ 4-204.53 and 4-204.54): Provided further, That the amounts appropriated under this heading may be increased by a District transfer of an amount not to exceed $13,000,000 from its general fund balance into the Medicaid and Special Education Reform Fund: Provided further, That the authority to expend funds transferred to the Medicaid and Special Education Reform Fund shall be effective only after certification by the Office of the Chief Financial Officer that the amount to be transferred is necessary to expend for the purposes established in sections 1553 and 1554 of the Medicaid and Special Education Reform Fund Establishment Act of 2002, effective October 1, 2002 (D.C. Law 14-190; D.C. Official Code §§ 4-204.53 and 4-204.54): Provided further, That up to one percent of the local funds appropriated for the Child Family and Services Agency, the Department of Health, the Department of Human Services, the Department of Mental Health, and the Department of Youth Rehabilitation Services may be deposited into the Integrated Services Fund for At-Risk Children, Youth, and Families, established by Title V of the Fiscal Year 2007 Budget Support Act of 2006, passed on 1st reading (Engrossed version of Bill 16-679), and used for the purposes set forth in Title V: Provided, further, That of the amount appropriated for services to the homeless no less than $300,000 shall be directed to Access Housing for services to homeless veterans.*[: Provided further, That no less than $9,400,000 of local funds, to remain available until expended, shall be deposited in the Addiction Recovery Fund, established pursuant to section 5 of the Choice in Drug Treatment Act of 2000, effective July 8, 2000 (D.C. Law 13-146; D.C. Official Code, sec. 7-3004) ("Act"), to be used exclusively for the purpose of the Choice in Drug Treatment program, established pursuant to section 4 of the Act: Provided further, That no less than $150,000 of local funds, to remain available until expended, shall be made available for substance abuse and prevention and outreach to the Wards on a priority need basis: provided further, That no less than $500,000 of local funds, to remain available until expended, shall be

deposited in the HIV/AIDS Crisis Area Capacity Building Fund established by the HIV/AIDs Crisis Area Capacity Building Fund Act of 2005, passed on 1st reading on May 10, 2005 (Engrossed version of Bill 16-200), to be use exclusively for the purpose of the HIV/AIDs Crisis Area Capacity Building Act of 2005; provided further, That of the amount appropriated for services to the homeless no less than $250,000 shall be directed to Access Housing for services to homeless veterans.]

Public Works

Public works, including rental of one passenger-carrying vehicle for use by the Mayor and three passenger-carrying vehicles for use by the Council of the District of Columbia and leasing of passenger-carrying vehicles, [$374,476,000] *$424,708,000* (including [$316,374,000] *$351,396,000* from local funds, [$8,375,000] *$18,691,000* from Federal funds, *$700,000 from private funds,* and [$49,727,000] *$53,922,000* from other funds)[, in addition, $2,000,000 from funds previously appropriated in this Act under the heading ``Federal Payment for Transportation Assistance"] *in addition, $20,000,000 from funds previously appropriated in this Act under the heading ``Federal Payment for Navy Yard Metro"*: Provided, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business.

[Cash Reserve]

[For the cumulative cash reserve established pursuant to section 202(j)(2) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995 (D.C. Official Code, sec. 47-392.02(j)(2)), $50,000,000 from local funds.]

[Repayment of Loans and Interest]

[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 (D.C. Official Code, secs. 1-204.62, 1-204.75, and 1-204.90), $370,778,000 from local funds.]

[Payment of Interest on Short-Term Borrowing]

[For payment of interest on short-term borrowing, $5,500,000 from local funds.]

[Certificates of Participation]

[For principal and interest payments on the District's Certificates of Participation, issued to finance the ground lease underlying the building located at One Judiciary Square, $11,000,000 from local funds.]

[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, $20,655,000 from local funds: Provided, That this appropriation shall not be construed as modifying or affecting the provisions of section 103 of this Act.]

[Wilson Building]

[For expenses associated with the John A. Wilson building, $3,740,000 from local funds.]

[Workforce Investments

[For workforce investments, $61,110,000 from local funds, to be transferred by the Mayor of the District of Columbia within the various appropriation headings in this Act for which employees are properly payable.]

[Non-Departmental Agency]

[To account for anticipated costs that cannot be allocated to specific agencies during the development of the proposed budget, $36,286,000 (including $12,462,000 from local funds and $23,824,000 from other funds) to be transferred by the Mayor of the District of Columbia within the various appropriations headings in this Act. Provided, That the transfer of $12,462,000 in local funds is subject to the Criteria for Spending Pay-As-You-Go Contingency Funding Act of 2005, passed on 1st reading, May 10, 2005 (Engrossed version of Bill 16-200): Provided further, That expenditures from the local funds shall be subject to the approval of the Council by resolution]

[Emergency Planning and Security Fund]

[For Emergency Planning and Security Fund, $10,500,000 from funds previously appropriated in this Act under the heading ``Federal Payment for Emergency Planning and Security Costs in the District of Columbia".]

[Equipment Lease Operating]

[For Equipment Lease Operating $27,441,000 from local funds: Provided, That for equipment leases, the Mayor may finance $19,453,000 of equipment cost, plus cost of issuance not to exceed 2 percent of the par amount being financed on a lease purchase basis with a maturity not to exceed 5 years.]

[Emergency and Contingency Reserve Funds]

[For the emergency reserve fund and the contingency reserve fund under section 450A of the District of Columbia Home Rule Act (Public Law 98-198, as amended; D.C. Official Code, sec. 1-204.50a), such additional amounts from the District's general fund balance as are necessary to meet the balance requirements for such funds under section 450A.]

[Family Literacy]

[From funds previously appropriated in this Act under the heading ``Federal Payment for the Family Literacy Program", $2,000,000.]

[Pay-As-You-Go Capital]

[For Pay-As-You-Go Capital funds in lieu of capital financing, $260,883,000 from local funds to be transferred to the Capital Fund.]

[Debt Service Issuance Costs]

[For the payment of debt service issuance costs, $40,000,000 from local funds.]

[Schools Modernization Fund]

[For a School Modernization Fund, $12,208,000 from local funds.]

[District Retiree Health Contribution]

[For a District Retiree Health Contribution, $138,000,000 from local funds to be derived from the District's general fund balance.]

*Financing and Other*

*Financing and Other, $772,938,000 (including $749,433,000 from local funds and $23,505,000 from other funds) to be allocated as follows: 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 (D.C. Official Code, secs. 1-204.62, 1-204.75, and 1-204.90), $405,114,000 from local funds; for payment of interest on short-term borrowing, $8,000,000 from local funds; for principal and interest payments on the District's Certificates of Participation, issued to finance the ground lease underlying the building located at One Judiciary Square, $31,225,000 from local funds; for making refunds and for the payment of legal settlements or judgments that have been entered against the District of Columbia government, $15,655,000 from local funds: provided, That this appropriation shall not be construed as modifying or affecting the provisions of section 103 of this Act; for expenses associated with the John A. Wilson building, $4,211,000 from local funds; for workforce investments, $38,500,000 from local funds, to be transferred by the Mayor of the District of Columbia within the various appropriation headings in this Act for which employees are properly payable; to account for anticipated costs that cannot be allocated to specific agencies during the development of the proposed budget, $45,942,000 (including $22,437,000 from local funds and $23,505,000 from other funds) to be transferred by the Mayor of the District of Columbia within the various appropriations headings in this Act; for Emergency Planning and Security Fund, $10,500,000 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; for the cumulative cash reserve established pursuant to section 202(j)(2) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (Pub. L. No. 107-96; D.C. Official Code, sec. 47-392.02(j)(2)), $50,000,000 from local funds; the amounts appropriated herein may be increased by an amount not to exceed $9,710,000 from the District's general fund balance for a Tax Increment Financing program as may be necessary to meet the Tax Increment Financing requirements; for Equipment Lease Operating $43,955,000 from local funds: provided, That for equipment leases, the Mayor may finance $19,453,000 of equipment cost, plus cost of issuance not to exceed 2% of the par amount being financed on a lease purchase basis with a maturity not to exceed 5 years; For the emergency reserve fund and the contingency reserve fund under section 450A of the District of Columbia Home Rule Act (D.C. Official Code, sec. 1-204.50a), such additional amounts from the District's general fund balance as are necessary to meet the balance requirements for such funds under section 450A.; for Pay-As-You-Go Capital funds*

*in lieu of capital financing, $87,987,000 from local funds to be transferred to the Capital Fund; for the payment of debt service issuance costs, $30,000,000 from local funds; for a School Modernization Fund, $1,650,000 from local funds; for a District Retiree Health Contribution, $4,700,000 from local funds to be derived from the District's general fund balance: provided, That amounts placed in the District Retiree Health Contribution account shall be available to make necessary expenditures; beginning in fiscal year 2007 and each year thereafter, such amounts as may be necessary and as are consistent with the Ballpark Omnibus Financing And Revenue Act of 2004, effective April 08, 2005 (D.C. Law 15-320; D.C. Official Code § 10-1601.01 et seq.), to pay debt service, and to maintain and replenish required reserves for baseball revenue bonds; and for the repayment of revenue bonds $6,000,000 from local funds*

Revised Revenue Estimate Contingency Priority

If the Chief Financial Officer of the District of Columbia certifies through a revised revenue estimate that *$74,859,000* is [funds are] available from local funds, the funds shall be allocated in *accordance with the Allocation of Additional Revenue Act of 2006 in the District of Columbia 2007 Budget Support Act of 2006, passed on 1st reading on May 9, 2006 (Engrossed version of Bill 16-679).Appropriation of Additional Revenue Act of 2006 in the District of Columbia 2007 Budget Support Act of 2006.* [in the following priority: (1) $300,000 for completion of the Comprehensive Plan Revision project in fiscal year 2006, (2) $1,000,000 for Non-Departmental associated with the Department of Corrections, (3) $300,000 for the Lamond Riggs Environmental Remediation, (4) $500,000 for Lincoln Theatre for capital improvements, (5) $2,400,000 for the Addiction Prevention and Recovery Administration, and (6) $340,000 for the Department of Mental Health for the conversion of hospitals to acute care facilities for the treatment of persons with mental illness.]

ENTERPRISE AND OTHER FUNDS

Water and Sewer Authority

For operation of the Water and Sewer Authority, [$295,710,000] *$311,642,000* from other funds, of which [$8,600,272] *$73,090,000* shall be apportioned for repayment of loans and interest incurred for capital improvement projects and payable to the District's debt service fund. For construction projects, [$529,994,000] *$285,791,000*, to be distributed as follows: [$120,130,000] *$136,424,000* for the Blue Plains Wastewater Treatment Plant, [$21,485,000] *18,834,000* for the sewer program, [$107,146,000] *50,000,000* for the combined sewer program, [$224,634,000] *37,524,000* for the water program, [$34,463,000] *$41,252,000* for the Washington Aqueduct capital program and, [$22,136,000] *1,757,000* for the capital equipment program; in addition, [$30,000,000] *$7,000,000* 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, [$50,512,000] *$143,174,000* from other funds.

Stormwater Permit Compliance Enterprise Fund

For operation of the Stormwater Permit Compliance Enterprise Fund, [$6,673,000] *$7,000,000* from other funds.

Lottery and Charitable Games Enterprise Fund

For the Lottery and Charitable Games Enterprise Fund, established by the District of Columbia Appropriation Act, 1982, 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 (D.C. Law 3-172; D.C. Official Code, sec. 3-1301 et seq. and sec. 22-1716 et seq.), [$251,000,000] *$256,000,000* 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 the Lottery and Charitable Games Enterprise Fund is hereby authorized to make transfers to the general fund of the District of Columbia, in excess of this appropriation, if such funds are available for transfer.

Sports and Entertainment Commission

For the Sports and Entertainment Commission, [$339,630,000] *$195,314,000* from other funds *to remain available until expended* [: Provided, That $317,200,000 shall remain available until expended].

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 (D.C. Official Code, sec. 1-711), [$30,078,000] *$34,423,000* 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 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, [$78,900,000] *$80,238,000* from other funds.

National Capital Revitalization Corporation

For the National Capital Revitalization Corporation, [$52,731,000] *51,592,000* from other funds.

University of the District of Columbia

For the University of the District of Columbia, [$96,470,000] *$100,095,000* (including, [$57,873,000] *$59,546,000* from local funds, [$16,747,000] *$18,580,000* from Federal funds, [$20,934,000] *$20,934,000* from other funds, and [$916,000] *$1,035,000* from private 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, [2006] *2007*, 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.

District of Columbia of Personnel Agency Trust Fund

For the District of Columbia of Personnel Agency Trust Fund, [$1,100,000] *$1,265,000* from other 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, $180,000,000 from other funds.

*Anacostia Waterfront Corporation*

*For the Anacostia Waterfront Corporation, $36,000,000 from local funds, of which $31,000,000 shall remain available until expended for capital expenditures.*

*Housing Production Trust Fund*

*For the Housing Production Trust Fund, $120,418,000 in local 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.).*

CAPITAL OUTLAY

For capital construction projects, an increase of [$2,820,637,000] *$2,459,570,000* , of which [$1,072,671,000] *$1,809,754,000* shall be from local funds, [$49,551,000] *$49,867,000* from Highway Trust funds, [$172,183,000] *$52,000,000* from the Local Street Maintenance fund, [$378,000,000 from securitization of future revenue streams, $400,000,000] *$15,000,000 from revenue bonds, $18,200,000* from Certificates of Participation financing, [$534,800,000] *$63,000,000* from financing for construction of a baseball stadium, *$212,000,000 from financing for construction of a new hospital or other health facility,* [$213,432,000] *$239,749,000* from Federal grant funds, and a rescission of [$295,032,000] *$118,395,000* from local funds appropriated under this heading in prior fiscal years, for a net amount of [$2,525,605,000] *$2,341,175,000,* to remain available until expended; in addition, $5,000,000 from funds previously appropriated in this Act under the heading ``Federal Payment for the Anacostia Waterfront Initiative"*and $25,000,000 to remain available until expended from funds previously appropriated in this Act under the heading "Federal Payment for Consolidated Laboratory Facility"* [, $10,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for Fire and Emergency Medical Services and Special Operations Facility", and $25,000,000 from funds previously appropriated in this Act under the heading ``Federal Payment for Bioterrorism and Forensics Laboratory"]: Provided, That funds for use of each capital project implementing agency shall be managed and controlled in accordance with all procedures and limitations established under the Financial Management System: Provided further, That all funds provided by this appropriation title shall be available only for the specific projects and purposes intended: Provided further, That the Office of the Chief Technology Officer of the

District of Columbia shall continue to implement the following information technology projects through completion of each such project on behalf of the District of Columbia Public Schools: Student Information System (project number T2240), Student Information System PCS (project number T2241), Enterprise Resource Planning (project number T2242), E-Rate (project number T2243), and SETS Expansion PCS (project number T2244): Provided further, That renovation of the office space of the Office of Attorney General at One Judiciary Square is authorized, subject to approval of financing for that purpose in accordance with laws enacted by the Council.

**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 therefor.

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. (a) Except as provided in subsection (b), no part of this appropriation shall be used for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any State legislature.

(b) The District of Columbia may use local funds provided in this title to carry out lobbying activities on any matter other than--

(1) the promotion or support of any boycott; or

(2) statehood for the District of Columbia or voting representation in Congress for the District of Columbia.

(c) Nothing in this section may be construed to prohibit any elected official from advocating with respect to any of the issues referred to in subsection (b).

SEC. 105. (a) None of the funds provided under this title to the agencies funded by this title, both Federal and District government agencies, that remain available for obligation or expenditure in fiscal year [2006] *2007*, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this title, shall be available for obligation or expenditures for an agency through a reprogramming of funds which--

(1) creates new programs;

(2) eliminates a program, project, or responsibility center;

(3) establishes or changes allocations specifically denied, limited or increased under this Act;

(4) increases funds or personnel by any means for any program, project, or responsibility center for which funds have been denied or restricted;

(5) reestablishes any program or project previously deferred through reprogramming;

(6) augments any existing program, project, or responsibility center through a reprogramming of funds in excess of $3,000,000 or 10 percent, whichever is less; or

(7) increases by 20 percent or more personnel assigned to a specific program, project or responsibility center,

unless, *in the case of federal funds,* the Committees on Appropriations of the House of Representatives and Senate are notified in writing 15 days in advance of the reprogramming *and in the case of local funds, the Committees on Appropriations of the House of Representatives and Senate are provided summary reports on April 1, 2007 and October 1, 2007, setting forth detailed information regarding each such local funds reprogramming conducted subject to this subsection.*

(b) None the local funds contained in this Act may be available for obligation or expenditure for an agency through a transfer of any local funds in excess of $3,000,000 from one appropriation heading to another unless the Committees on Appropriations of the House of Representatives and Senate are [notified in writing 15 days in advance of the transfer] *provided summary reports on April 1, 2007 and October 1, 2007, setting forth detailed information regarding each reprogramming conducted subject to this subsection*, except that in no event may the amount of any funds transferred exceed 4 percent of the local funds in the appropriations.

*(c) The District of Columbia Government is hereby authorized to approve and execute reprogramming and transfer requests of local funds under this Title through December 01, 2007.*

SEC. 106. Consistent with the provisions of section 1301(a) of title 31, United States Code, appropriations under this Act shall be applied only to the objects for which the appropriations were made except as otherwise provided by law.

SEC. 107. Notwithstanding any other provisions of law, the provisions of the District of Columbia Government Comprehensive Merit Personnel Act of 1978 (D.C. Law 2-139; D.C. Official Code, section 1-601.01 et seq.), enacted pursuant to section 422(3) of the District of Columbia Home Rule Act (D.C. Official Code, section 1-204l.22(3)), shall apply with respect to the compensation of District of Columbia employees. For pay purposes, employees of the District of Columbia government shall not be subject to the provisions of title 5, United States Code. *Provided That notwithstanding any other law (or 5 USC §8344(a)), the District Government Reemployed Annuitant Offset Amendment Act of 2004, effective December 7, 2004 (D.C. Law 15-207; 51 DCR 8799), shall apply to any individual employed in an appointive or elective position with the District of Columbia government after December 7, 2004.*

SEC. 108. No later than 30 days after the end of the first quarter of fiscal year [2006] *2007*, the Mayor of the District of Columbia shall submit to the Council of the District of Columbia and the Committees on Appropriations of the House of Representatives and Senate the new fiscal year [2006] *2007* revenue estimates as of the end of such quarter. These estimates shall be used in the budget request for fiscal year [2007] *2008*. The officially revised estimates at midyear shall be used for the midyear report.

[SEC. 109. No sole source contract with the District of Columbia government or any agency thereof may be renewed or extended without opening that contract to the competitive bidding process as set forth in section 303 of the District of Columbia Procurement Practices Act of 1985 (D.C. Law 6-85; D.C. Official Code, section 2-303.03), except that the District of Columbia government or any agency thereof may renew or extend sole source contracts for which competition is not feasible or practical, but only if the determination as to whether to invoke the competitive bidding process has been made in accordance with duly promulgated rules and procedures and has been reviewed and certified by the Chief Financial Officer of the District of Columbia.]

SEC. [110] *109.* None of the Federal funds provided in this Act may be used by the District of Columbia to provide for salaries, expenses, or other costs associated with the offices of United States Senator or United States Representative under section 4(d) of the District of Columbia Statehood Constitutional Convention Initiatives of 1979 (D.C. Law 3-171; D.C. Official Code, section 1-123).

SEC. [111] *110.* None of the Federal funds made available in this Act may be used to implement or enforce the Health Care Benefits Expansion Act of 1992 (D.C. Law 9-114; D.C. Official Code, section 32-701 et seq.) or to otherwise implement or enforce any system of registration of unmarried, cohabiting couples, including but not limited to registration for the purpose of extending employment, health, or governmental benefits to such couples on the same basis that such benefits are extended to legally married couples.

SEC. [112] *111.* (a) Notwithstanding any other provision of this Act, the Mayor, in consultation with the Chief Financial Officer of the District of Columbia may accept, obligate, and expend Federal, private, and other grants received by the District government that are not reflected in the amounts appropriated in this Act.

(b)(1) No such Federal, private, or other grant may be obligated, or expended pursuant to subsection (a) until--

(A) the Chief Financial Officer of the District of Columbia submits to the Council a report setting forth detailed information regarding such grant; and

(B) the Council has reviewed and approved the obligation, and expenditure of such grant.

(2) For purposes of paragraph (1)(B), the Council shall be deemed to have reviewed and approved the obligation, and expenditure of a grant if--

(A) no written notice of disapproval is filed with the Secretary of the Council within 14 calendar days of the receipt of the report from the Chief Financial Officer under paragraph (1)(A); or

(B) if such a notice of disapproval is filed within such deadline, the Council does not by resolution disapprove the obligation, or expenditure of the grant within 30 calendar days of the initial receipt of the report from the Chief Financial Officer under paragraph (1)(A).

(c) No amount may be obligated or expended from the general fund or other funds of the District of Columbia government in anticipation of the approval or receipt of a grant under subsection (b)(2) or in anticipation of the approval or receipt of a Federal, private, or other grant not subject to such subsection.

(d) The Chief Financial Officer of the District of Columbia may adjust the budget for Federal, private, and other grants received by the District government reflected in the amounts appropriated in this title, or approved and received under subsection (b)(2) to reflect a change in the actual amount of the grant.

(e) The Chief Financial Officer of the District of Columbia shall prepare a quarterly report setting forth detailed information regarding all Federal, private, and other grants subject to this section. Each such report shall be submitted to the Council of the District of Columbia [and] to the Committees on Appropriations of the House of Representatives and Senate, *and to the President* not later than 15 days after the end of the quarter covered by the report.

SEC. [113] *112*. (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 purposes of this paragraph, 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 is otherwise designated by the Chief of the Department;

(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) the Mayor of the District of Columbia; and

(4) the Chairman of the Council of the District of Columbia.

(b) The Chief Financial Officer of the District of Columbia shall submit by March 1, [2006] *2007*, an inventory, as of September 30, [2005] *2006*, of all vehicles owned, leased or operated by the District of Columbia government. The inventory shall include, but not be limited to, the department to which the vehicle is assigned; the year and make of the vehicle; the acquisition date and cost; the general condition of the vehicle; annual operating and maintenance costs; current mileage; and whether the vehicle is allowed to be taken home by a District officer or employee and if so, the officer or employee's title and resident location.

SEC. [114] *113*. None of the funds contained in this Act may be used for purposes of the annual independent audit of the District of Columbia government for fiscal year [2006] *2007* unless--

(1) the audit is conducted by the Inspector General of the District of Columbia, in coordination with the Chief Financial Officer of the District of Columbia, pursuant to section 208(a)(4) of the District of Columbia Procurement Practices Act of 1985 (D.C. Official Code, section 2-302.8); and

(2) the audit includes as a basic financial statement a comparison of audited actual year-end results with the revenues submitted in the budget document for such year and the appropriations enacted into law for such year using the format, terminology, and classifications contained in the law making the appropriations for the year and its legislative history.

SEC. [115] *114*. (a) None of the *federal* funds contained in this Act may be used by the District of Columbia Corporation Counsel or any other officer or entity of the District government to provide assistance for any petition drive or civil action which seeks to require Congress to provide for voting representation in Congress for the District of Columbia.

(b) Nothing in this section bars the District of Columbia Corporation Counsel from reviewing or commenting on briefs in private lawsuits, or from consulting with officials of the District government regarding such lawsuits.

SEC. [116] *115.* (a) None of the *federal* funds contained in this Act may be used for any program of distributing sterile needles or syringes for the hypodermic injection of any illegal drug.

(b) Any individual or entity who receives any funds contained in this Act and who carries out any program described in subsection (a) shall account for all funds used for such program separately from any funds contained in this Act.

SEC. [117] *116.* None of the funds contained in this Act may be used after the expiration of the 60-day period that begins on the date of the enactment of this Act to pay the salary of any chief financial officer of any office of the District of Columbia government (including any independent agency of the District of Columbia) who has not filed a certification with the Mayor and the Chief Financial Officer of the District of Columbia that the officer understands the duties and restrictions applicable to the officer and the officer's agency as a result of this Act (and the amendments made by this Act), including any duty to prepare a report requested either in the Act or in any of the reports accompanying the Act and the deadline by which each report must be submitted: Provided, That the Chief Financial Officer of the District of Columbia shall provide to the Committees on Appropriations of the House of Representatives and Senate by April 1, [2006] *2007* and October 1, [2006] *2007*, a summary list showing each report, the due date, and the date submitted to the Committees.

SEC. [118] *117.* Nothing in this Act may be construed to prevent the Council or Mayor of the District of Columbia from addressing the issue of the provision of contraceptive coverage by health insurance plans, but it is the intent of Congress that any legislation enacted on such issue should include a `conscience clause' which provides exceptions for religious beliefs and moral convictions.

[SEC. 119. The Mayor of the District of Columbia shall submit to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate quarterly reports addressing--

(1) crime, including the homicide rate, implementation of community policing, the number of police officers on local beats, and the closing down of open-air drug markets;

(2) access to substance and alcohol abuse treatment, including the number of treatment slots, the number of people served, the number of people on waiting lists, and the effectiveness of treatment programs;

(3) management of parolees and pre-trial violent offenders, including the number of halfway houses escapes and steps taken to improve monitoring and supervision of halfway house residents to reduce the number of escapes to be provided in consultation with the Court Services and Offender Supervision Agency for the District of Columbia;

(4) education, including access to special education services and student achievement to be provided in consultation with the District of Columbia Public Schools and the District of Columbia public charter schools;

(5) improvement in basic District services, including rat control and abatement;

(6) application for and management of Federal grants, including the number and type of grants for which the District was eligible but failed to apply and the number and type of grants awarded to the District but for which the District failed to spend the amounts received; and

(7) indicators of child well-being.]

SEC. [120] *118.* (a) No later than 30 calendar days after the date of the enactment of this Act, the Chief Financial Officer of 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 (D.C. Official Code, section 1-204.42), for all agencies of the District of Columbia government for fiscal year [2006] *2007* 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 *and its reporting requirement* shall apply only to an agency where the Chief Financial Officer of the District of Columbia certifies that a reallocation is required to address unanticipated changes in program requirements.

SEC. [122] *119.* (a) None of the funds contained in this Act may be made available to pay--

(1) the fees of an attorney who represents a party in an action or an attorney who defends an action brought against the District of Columbia Public Schools under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) in excess of $4,000 for that action; or

(2) the fees of an attorney or firm whom the Chief Financial Officer of the District of Columbia determines to have a pecuniary interest, either through an attorney, officer, or employee of the firm, in any special education diagnostic services, schools, or other special education service providers.

(b) In this section, the term 'action' includes an administrative proceeding and any ensuing or related proceedings before a court of competent jurisdiction.

SEC. [123] *120.* The Chief Financial Officer of the District of Columbia shall require attorneys in special education cases brought under the Individuals with Disabilities Education Act (IDEA) in the District of Columbia to certify in writing that the attorney or representative rendered any and all services for which they receive awards, including those received under a settlement agreement or as part of an administrative proceeding, under the IDEA from the District of Columbia. As part of the certification, the Chief Financial Officer of the District of Columbia shall require all attorneys in IDEA cases to disclose any financial, corporate, legal, memberships on boards of directors, or other relationships with any special education diagnostic services, schools, or other special education service providers to which the attorneys have referred any clients as part of this certification. The Chief Financial Officer shall prepare and submit quarterly reports to the Committees on Appropriations of the House of Representatives and Senate on the certification of and the amount paid by the government of the District of Columbia, including the District of Columbia Public Schools, to attorneys in cases brought under IDEA. The Inspector General of the District of Columbia may conduct investigations to determine the accuracy of the certifications.

SEC. [124] *121.* The amount appropriated by this Act may be increased by no more than $42,000,000 from funds identified in the comprehensive annual financial report as the District's fiscal year 2005 unexpended general fund surplus. The District may obligate and expend these amounts only in accordance with the following conditions:

(1) The Chief Financial Officer of the District of Columbia shall certify that the use of any such amounts is not anticipated to have a negative impact on the District's long-term financial, fiscal, and economic vitality.

(2) The District of Columbia may only use these funds for the following expenditures:

(A) One-time expenditures.

(B) Expenditures to avoid deficit spending.

(C) Debt Reduction.

(D) Program needs.

(E) Expenditures to avoid revenue shortfalls.

(3) The amounts shall be obligated and expended in accordance with laws enacted by the Council in support of each such obligation or expenditure.

(4) The amounts may not be used to fund the agencies of the District of Columbia government under court ordered receivership.

(5) The amounts may not be obligated or expended unless the Mayor notifies the Committees on Appropriations of the House of Representatives and Senate not fewer than 30 days in advance of the obligation or expenditure.

[SEC. 125. (a) The fourth proviso in the item relating to `Federal Payment for School Improvement' in the District of Columbia Appropriations Act, 2005 (Public Law 108-335; 118 Stat. 1327) is amended--

(1) by striking `$4,000,000' and inserting `$4,000,000, to remain available until expended,'; and

(2) by striking `$2,000,000 shall be for a new incentive fund' and inserting `$2,000,000, to remain available until expended, shall be for a new incentive fund'.

(b) The amendments made by subsection (a) shall take effect as if included in the enactment of the District of Columbia Appropriations Act, 2005.]

SEC. [126] *122*. (a) To account for an unanticipated growth of revenue collections, the amount appropriated as District of Columbia Funds pursuant to this Act may be increased--

(1) by an aggregate amount of not more than 25 percent, in the case of amounts proposed to be allocated as `Other-Type Funds' in the Fiscal Year [2006] *2007* Proposed Budget and Financial Plan submitted to Congress by the District of Columbia [on June 6, 2005]; and

(2) by an aggregate amount of not more than 6 percent, in the case of any other amounts proposed to be allocated in such Proposed Budget and Financial Plan.

(b) The District of Columbia may obligate and expend any increase in the amount of funds authorized under this section only in accordance with the following conditions:

(1) The Chief Financial Officer of the District of Columbia shall certify--

(A) the increase in revenue; and

(B) that the use of the amounts is not anticipated to have a negative impact on the long-term financial, fiscal, or economic health of the District.

(2) The amounts shall be obligated and expended in accordance with laws enacted by the Council of the District of Columbia in support of each such obligation and expenditure, consistent with the requirements of this Act.

(3) The amounts may not be used to fund any agencies of the District government operating under court-ordered receivership.

(4) The amounts may not be obligated or expended unless the Mayor has notified the Committees on Appropriations of the House of Representatives and Senate not fewer than 30 days in advance of the obligation or expenditure.

SEC. [127] *123*. The Chief Financial Officer for the District of Columbia may, for the purpose of cash flow management, conduct short-term borrowing from the emergency reserve fund and from the contingency reserve fund established under section 450A of the District of Columbia Home Rule Act (Public Law 98-198): Provided, That the amount borrowed shall not exceed 50 percent of the total amount of funds contained in both the emergency and contingency reserve funds at the time of borrowing: Provided further, That the borrowing shall not deplete either fund by more than 50 percent: Provided further, That 100 percent of the funds borrowed shall be replenished within 9 months of the time of the borrowing or by the end of the fiscal year, whichever occurs earlier: Provided further, That in the event that short-term borrowing has been conducted and the emergency or the contingency funds are later depleted below 50 percent as a result of an emergency or contingency, an amount equal to the amount necessary to restore reserve levels to 50 percent of the total amount of funds contained in both the emergency and contingency reserve fund must be replenished from the amount borrowed within 60 days.

SEC. [128] *124*. (a) None of the *federal* funds contained in this Act may be used to enact or carry out any law, rule, or regulation to legalize or otherwise reduce penalties associated with the possession, use, or distribution of any schedule I substance under the Controlled Substances Act (21 U.S.C. 802) or any tetrahydrocannabinols derivative.

(b) The Legalization of Marijuana for Medical Treatment Initiative of 1998, also known as Initiative 59, approved by the electors of the District of Columbia on November 3, 1998, shall not take effect.

SEC. [129] *125*. None of the *federal* funds appropriated under this Act shall be expended for any abortion except where the life of the mother would be endangered if the fetus were carried to term or where the pregnancy is the result of an act of rape or incest.

[SEC. 130. Section 7 of the District of Columbia Stadium Act of 1957 (Public Law 85-300, 71 Stat. 619), as amended, is further amended by inserting after paragraph (d)(4) the following:

'(e)(1) Upon receipt of a written description from the District of Columbia of not more than 15 contiguous acres (hereinafter referred to as 'the 15 acres'), within the area designated 'D' on the revised map entitled 'Map to Designate Transfer of Stadium and Lease of Parking Lots to the District' and bound by 21st Street, NE, Oklahoma Avenue, NE, Benning Road, NE, the Metro line, and C Street, NE, and execution of a long-term lease by the Mayor of the District of Columbia that is contingent upon the

Secretary's conveyance of the 15 acres and for the purpose consistent with this paragraph, the Secretary shall convey the 15 acres described land to the District of Columbia for the purpose of siting, developing, and operating an educational institution for the public welfare, with first preference given to a pre-collegiate public boarding school.

`(2) Upon conveyance, the portion of the stadium lease that affects the 15 acres on the property and all the conditions associated therewith shall terminate, and the 15 acres property shall be removed from the `Map to Designate Transfer of Stadium and Lease of Parking Lots to the District', and the long-term lease described in paragraph (1) shall take effect immediately. The Mayor of the District of Columbia shall execute and deliver a quitclaim deed to effectuate the District's responsibilities under this section.'.]

SEC. [131] *126.* The authority that the Chief Financial Officer of the District of Columbia exercised with respect to personnel and the preparation of fiscal impact statements during a control period (as defined in Public Law 104-8) shall remain in effect until September 30, [2006] *2007.*

SEC. [132] *127.* The entire process used by the Chief Financial Officer to acquire any and all kinds of goods, works and services by any contractual means, including but not limited to purchase, lease or rental, shall be exempt from all of the provisions of the District of Columbia's Procurement Practices Act: Provided, That provisions made by this subsection shall take effect as if enacted in D.C. Law 11-259 and shall remain in effect until September 30, [2006] *2007.*

[SEC. 133. Section 4013 of the Uniform Per Student Funding Formula for Public Schools and Public Charter Schools Amendment Act of 2005, passed on first reading on May 10, 2005 (engrossed version of Bill 16-200), is hereby enacted into law.]

[SEC. 134. The Chief Financial Officer of the District is hereby authorized to transfer $5,000,000 from the local funds appropriated for the Deputy Mayor for Economic Development to the Anacostia Waterfront Corporation and to reallocate the appropriation authority for such funds to a heading to be entitled `Anacostia Waterfront Corporation' in addition, an amount of $3,200,000 is hereby appropriated from the local funds made available to the Anacostia Waterfront Corporation in fiscal year 2005. Provided, That all of the funds made available herein to the Anacostia Waterfront Corporation shall remain available until expended.]

[SEC. 135. Amounts appropriated in the Act for the Department of Health may be increased by $250,000 in local funds to remain available until expended to conduct a health study in Spring Valley.]

[SEC. 136. Notwithstanding section 602(c)(1) of the District of Columbia Home Rule Act, amendments to the Ballpark Technical Amendments Act of 2005 and the Ballpark Fee Rebate Act of 2005 shall take effect on the date of the enactment by the District of Columbia.]

*SEC. 128. The Federal Payment for School Improvement appropriation under Division B of the District of Columbia Appropriations Act, 2006, approved November 30, 2005 (Pub. L. No. 109-115; 119 Stat. 2512), is amended by striking the phrase "$13,000,000 to expand quality public charter schools in the District of Columbia, to remain available until September 30, 2007;" and inserting the phrase "$13,000,000 to expand quality public charter schools in the District of Columbia, of which $7,000,000 to remain available until September 30, 2007, and $4,000,000, which shall be for the direct loan fund, and $2,000,000, which shall be for credit enhancement, shall remain available until expended;" in its place.*

*SEC. 129. There is hereby appropriated such additional other type funds as may be necessary to conduct expenditures authorized to be made from the District of Columbia Commodities Cost Reserve*

*Fund, established by section 47-368.04 of the District of Columbia Official Code and the Leasing Fees Working Fund, established by section 5 of the District of Columbia Appropriations Act, 1955, approved July 1, 1956 (68 Stat. 393; D.C. Official Code 10-701).*

*SEC. 130. 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.*

SEC. [137] *131*. 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.

This *division* [Act] may be cited as the "District of Columbia Appropriations Act, *2007* [2006]".

**DIVISION – B**[1]

**DISTRICT OF COLUMBIA AUTHORIZATION REQUEST**

SEC. [121] *201*. The following proviso under the heading "Lottery and Charitable Games Enterprise Fund" in the District of Columbia Appropriations Act, 1982, approved December 4, 1981 (95 Stat. 1174; Public Law 97-91), 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. 122. The Preservation of School-Based Staff Positions Act of 2005, passed on 1st reading on May 10, 2005 (Engrossed version of Bill 16-200), is hereby enacted into law.]

SEC. [123] *202*. Section 115(a)(2) of Title III of the District of Columbia Appropriations Act, 2003, approved February 20, 2003 (Pub. L. No. 108-7; 117 Stat. 11), is amended to read as follows:

"(2) EXCEPTION FOR COUNCIL, PUBLIC LIBRARY, AND COURTS.– The Council of the District of Columbia, the District of Columbia Public Library, and the District of Columbia Courts may accept and use gifts without prior approval by the Mayor.".

SEC. [124] *203*. 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

[1] General Provisions included under Division B shall be transmitted by the Mayor to the House Committee on Government Reform and the Senate Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia for enactment.

"(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. [125] *204*. Notwithstanding any other law, the Smithsonian Institution shall be subject to the general sales tax of the District of Columbia for sales to the public in gift shops, restaurants, and similar facilities.

This Act may be cited as the "District of Columbia Omnibus Authorization Act, [2006] *2007*".

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