

ENROLLED ORIGINAL

AN ACT

D.C. ACT 18-445

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010

*Codification
District of
Columbia
Official Code*

2001 Edition

2010 Fall
Supp.

West Group
Publisher

To amend the Uniform Classification and Commercial Driver's License Act of 1990 to allow the issue of age-restricted commercial driver's licenses to qualified operators less than 21 years of age; and to amend Chapter 13 of Title 18 of the District of Columbia Municipal Regulations to make conforming amendment and to provide for a 180-day license disqualification for a violation of the terms of an age-restricted commercial driver's license.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Commercial Driver's License Minimum Age Requirement Amendment Act of 2010".

Sec. 2. Section 3 of the Uniform Classification and Commercial Driver's License Act of 1990, effective September 20, 1990 (D.C. Law 8-161; D.C. Official Code § 50-402), is amended by adding a new paragraph (6A) to read as follows:

Amend
§ 50-402

"(6A) Not issue a commercial driver's license to a person who is less than 21 years of age, except that a commercial driver's license may be issued to a person who is at least 18 years of age and has at least 2 years driving experience; provided, that a commercial driver's license issued to a person who is less than 21 years of age shall not be valid for:

- "(A) Operation of a school bus;
- "(B) Operation of a vehicle designed to transport 16 or more people, including the driver;
- "(C) Operation of a vehicle that is more than 26,001 pounds;
- "(D) The transportation of hazardous material; or
- "(E) Commercial interstate operation in accordance with the minimum federal standards."

Sec. 3. Chapter 13 of Title 18 of the District of Columbia Municipal Regulations is amended as follows:

DCMR

(a) Section 1302.2 (18 DCMR § 1302.2) is amended to read as follows:

"1302.2 A commercial driver's instruction license shall be issued only to an individual

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who is twenty-one (21) years of age or older, except that a commercial driver's instruction license may be issued to a person who is at least 18 years of age and has at least 2 years drivers experience; provided, that a commercial driver's instruction license issued to a person who is less than 21 years of age shall not be valid for:

“(a) Operation of a school bus;

“(b) Operation of a vehicle designed to transport 16 or more people, including the driver;

“(c) Operation of a vehicle that is more than 26,001 pounds;

“(d) Transportation of hazardous material; or

“(e) Commercial interstate operation in accordance with the minimum federal standards.”.

(b) Section 1306 (18 DCMR § 1306) is amended as follows:

(1) Subsection 1306.1 is amended as follows:

(A) Paragraph (l) is amended by striking the phrase “out-of-service order; or” and inserting the phrase “out-of-service order;” in its place.

(B) Paragraph (m) is amended by striking the phrase “three (3) year period.” and inserting the phrase “three (3) year period; or” in its place.

(C) A new paragraph (n) is added to read as follows:

“(n) Operating a school bus, operating a vehicle designed to transport 16 or more people, including the driver, operating any vehicle that is more than 26,001 pounds, transporting hazardous material, or engaging in commercial interstate operation while under 21 years of age.”.

(2) The existing subsection 1306.11 is renumbered as subsection 1306.12.

(3) A new subsection 1306.11 is added to read as follows:

“1306.11 The Director shall disqualify, for one hundred and eighty (180) days, any commercial driver convicted of violating § 1306.1(n).”.

(4) The existing subsection 1306.12 is renumbered subsection 1306.13.

(5) The existing subsection 1306.13 is renumbered subsection 1306.14.

Sec. 4. Applicability.

This act shall apply 90 calendar days after the effective date of this act.

Note,
§ 50-402

Sec. 5. Fiscal impact statement.

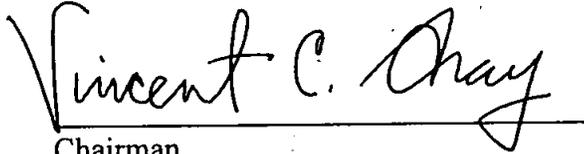
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 6. Effective date.

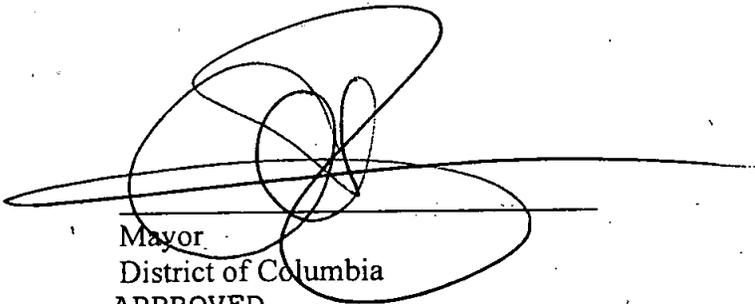
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as

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provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
June 28, 2010

ENROLLED ORIGINAL

AN ACT

D.C. ACT 18-446

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010

*Codification
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To amend Chapter 19 of Title 23 of the District of Columbia Official Code to permit the submission of a community impact statement prior to the imposition of sentence and to require the court to consider the statement in determining an appropriate sentence; to amend the Office of Administrative Hearings Establishment Act of 2001 to assign adjudication of the impoundment of a vehicle being used in furtherance of a prostitution-related offense to the Office of Administrative Hearings; to amend An Act For the suppression of prostitution in the District of Columbia to specify notice requirements, authorize the imposition of fines and penalties for outstanding infractions, and establish the Anti-Prostitution Vehicle Impoundment Proceeds Fund; to amend section 25-301 of the District of Columbia Official Code to authorize the Alcoholic Beverage Control Board to conduct criminal background checks on applicants for new retailer or wholesaler licenses; and to amend the Drug-Related Nuisance Abatement Act of 1998 to add the presence, use, or display of firearms to the definition of drug-related nuisance.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Community Impact Statement Amendment Act of 2010".

Sec. 2. Chapter 19 of Title 23 of the District of Columbia Official Code is amended as follows:

(a) Section 23-1904 is amended by adding a new subsection (f) to read as follows:

"(f)(1) In addition to a crime victim, a representative of a community affected by the crime of which the defendant has been convicted shall have the right to submit, prior to imposition of sentence, a community impact statement and the court shall consider the community impact statement in determining the appropriate sentence to be imposed on the defendant. If more than one community is affected, each may submit a statement pursuant to this paragraph.

"(2) Sentencing in a misdemeanor case shall not be continued solely because a community impact statement has not been submitted.

Amend
§ 23-1904

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“(3) The Chief Judge of the Superior Court shall establish reasonable procedures with respect to time and manner in which community impact statements are submitted to the court.”.

(b) Section 23-1905 is amended as follows:

Amend
§ 23-1905

(1) Designate existing paragraph (1) as paragraph (1B).

(2) Add new paragraphs (1) and (1A) to read as follows:

“(1) The term “community” means a formal or informal association or group of people living, working, or attending school in the same place or neighborhood and sharing common interests arising from social, business, religious, governmental, scholastic, or recreational associations.

“(1A) The term “community impact statement” means a written statement that provides information about the social, financial, emotional, and physical effects of the defendant or crime on the community.”.

Sec. 3. Section 6 of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002 (D.C. Law 14-76; D.C. Official Code § 2-1831.03), is amended by adding a new subsection (b-4) to read as follows:

Amend
§ 23-1831.03

“(b-4) In addition to those adjudicated cases listed in subsections (a), (b), (b-1), (b-2), and (b-3) of this section, this act shall apply to all adjudicated cases involving the impoundment of a vehicle pursuant to section 6(a) of An Act For the suppression of prostitution in the District of Columbia, effective April 24, 2007 (D.C. Law 16-306; D.C. Official Code § 22-2724(a)).”.

Sec. 4. An Act For the suppression of prostitution in the District of Columbia, approved August 15, 1935 (49 Stat. 651; D.C. Official Code § 22-2701 *et seq.*), is amended as follows:

(1) Section 6 (D.C. Official Code § 22-2724) is amended as follows:

Amend
§ 22-2724

(A) Subsection (c) is amended by striking the second sentence and inserting the sentence “If the owner of record of the vehicle is not available to receive such notice at the time of the seizure, the notice shall be mailed by first class mail, no later than 5 days after the vehicle is received at an impoundment or storage facility, to the last known address of the owner or owners of record of the vehicle, as that information is indicated in the records of the Department of Motor Vehicles or in the records of the appropriate agency of the jurisdiction where the vehicle is registered.” in its place.

(B) Subsection (d) is amended by striking the phrase “a booting fee, if applicable,” and inserting the phrase “a booting fee, if applicable, all outstanding fines and penalties for infractions for which liability has been admitted, deemed admitted, or sustained after hearing,” in its place.

(2) Subsection 7(a) (D.C. Official Code § 22-2725(a)) is amended to read as follows:

Amend
§ 22-2725

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“(a) There is established as a nonlapsing fund the Anti-Prostitution Vehicle Impoundment Proceeds Fund (“Fund”), which shall be used for the purpose set forth in subsection (b) of this section. All funds collected from the assessment of civil penalties, booting, towing, impoundment, and storage fees pursuant to section 5, and any and all interest earned on those funds, shall be deposited into the Fund, and shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available for the uses and purposes set forth in subsection (b) of this section with regard to fiscal year limitation, subject to authorization by Congress.”

Sec. 5. Section 2(3)(A)(iii) of An Act To prohibit the introduction of contraband into the District of Columbia penal institutions, approved December 15, 1941 (55 Stat. 800; D.C. Official Code § 22-2603), is amended by striking the word “telephone” and inserting the phrase “telephone, cell phone accessories,” in its place.

Amend
§ 22-2603

Sec. 6. Section 25-301 of the District of Columbia Official Code is amended by adding new subsections (c), (d), (e), (f), and (g) to read as follows:

Amend
§ 25-301

“(c) To determine whether an applicant for a new retailer or wholesaler license meets the criteria of subsection (a)(3) and (4) of this section, the Board may obtain criminal history records of criminal convictions maintained by the Federal Bureau of Investigation and the Metropolitan Police Department. The Board shall:

“(1) Inform the applicant that a criminal background check will be conducted;
“(2) Obtain written approval from the applicant to conduct a criminal background check;

“(3) Coordinate with the Metropolitan Police Department to obtain a set of qualified fingerprints from the applicant; and

“(4) Obtain any additional identifying information from the applicant that is required for the Metropolitan Police Department and the Federal Bureau of Investigation to complete a criminal background check.

“(d) The Board shall coordinate with the Metropolitan Police Department to adopt procedures necessary to facilitate this objective.

“(e) The fingerprint card shall not be maintained by the Board or by the Metropolitan Police Department and shall be returned to the applicant after the completion of the criminal background check.

“(f) Once notified, the Board shall seal, set aside, expunge, and otherwise maintain any record received pursuant to this section so that the record is in compliance with any order issued by the Superior Court of the District of Columbia pursuant to a sealing, set aside, or expungement statute, including Chapter 8 of Title 16 and Chapter 9 of Title 24 of the District of Columbia Official Code. Once notified, the Board shall also seal, set aside, expunge, and

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otherwise maintain any record received pursuant to this section so that the record is in compliance with any court order or official government request or statement from the jurisdiction that is the source of that record.

“(g) The Board shall maintain the confidentiality of any information returned from the Metropolitan Police Department and the Federal Bureau of Investigation and use such information only for the purpose of determining whether the applicant satisfies the criteria set forth in subsection (a)(3) and (4) of this section.

Sec. 7. The Drug-Related Nuisance Abatement Act of 1998, effective March 26, 1999 (D.C. Law 12-194; D.C. Official Code § 42-3101 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 42-3101) is amended as follows:

Amend
§ 42-3101

(1) Paragraph (1) is amended as follows:

(A) Subparagraph (A) is amended by striking the phrase “value that is related to prostitution” and inserting the phrase “value that is related to prostitution, the presence, use, or display of firearms,” in its place.

(B) Subparagraph (B) is amended by striking the phrase “due to prostitution” and inserting the phrase “due to prostitution, the presence, use, or display of firearms,” in its place.

(C) Subparagraph (C) is amended by striking the phrase “that is related to prostitution” and inserting the phrase “that is related to prostitution, the presence, use, or display of firearms,” in its place.

(D) Subparagraph (D) is amended by striking the phrase “that are related to prostitution” and inserting the phrase “that are related to prostitution, the presence, use, or display of firearms,” in its place.

(E) Subparagraph (F) is amended by striking the phrase “The display of dangerous weapons” and inserting the phrase “The presence, use, or display of firearms” in its place.

(F) Subparagraph (G) is amended by striking the phrase “controlled substances or drug paraphernalia” and inserting the phrase “controlled substances or drug paraphernalia, the presence, use, or display of firearms,” in its place.

(G) Subparagraph (H) is amended by striking the phrase “relating to prostitution” and inserting the phrase “relating to prostitution, the presence, use, or display of firearms,” in its place.

(H) Subparagraph (I) is amended by striking the phrase “relating to prostitution or the use” and inserting the phrase “relating to prostitution, the presence, use, or display of firearms, or the use” in its place.

(I) Subparagraph (J) is amended by striking the phrase “associated with prostitution” and inserting the phrase “associated with prostitution, the presence, use, or display of firearms,” in its place.

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(J) Subparagraph (K) is amended by striking the phrase "The discharge of a firearm at the property" and inserting the phrase "The presence, use, display, or discharge of a firearm at the property" in its place.

(2) Paragraph (2) is amended by striking the phrase "drug or prostitution-related" both times it appears and inserting the phrase "drug-, firearm-, or prostitution-related" in its place.

(3) Paragraph (5) is amended as follows:

(A) The lead-in text is amended by striking the phrase "Drug or prostitution-related" and inserting the phrase "Drug-, firearm-, or prostitution-related" in its place.

(B) Subparagraph (B) is amended to read as follows:

"(B) Any real property, in whole or in part, used, or intended to be used, to facilitate prostitution, or that is used or intended to be used to unlawfully store or otherwise keep one or more firearms, or that is used or intended to be used for the sale or manufacture of controlled substances or drug paraphernalia, that has an adverse impact on the community."

(4) A new paragraph (5A) is added to read as follows:

"(5A) "Firearm" shall have the same meaning as provided in section 101(9) of the Firearms Control Regulations Act of 1975, effective September 24, 1976 (D.C. Law 1-85; D.C. Official Code § 7-2501.01(9), except that it shall not include the lawful possession of a firearm by a person who is licensed or otherwise permitted by law to possess the weapon."

(5) Paragraph (7) is amended by striking the phrase "drug or prostitution-related" and inserting the phrase "drug-, firearm-, or prostitution-related" in its place.

(b) Sections 3; 4, 5, 6, 7, 9, 10, 11, 12, 13, and 14 (D.C. Official Code §§ 42-3102 through 42-3106 and 42-3108 through 42-3113) are amended by striking the phrase "drug or prostitution-related" wherever it appears and inserting the phrase "drug-, firearm-, or prostitution-related" in its place.

Amend
§§ 42-3102 -
42-3106,
42-3108 - 42-
3113

Sec. 8. Fiscal impact statement.

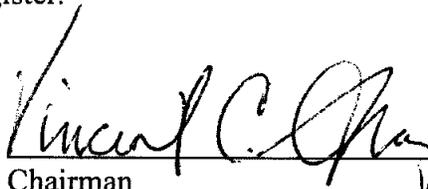
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 9. Effective date.

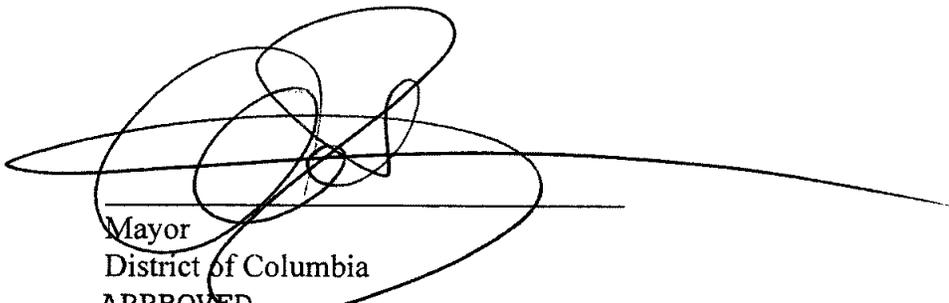
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 60-day period of Congressional review as provided in section 602(c)(2) of the District of Columbia Home Rule Act, approved December

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(2)), and publication in the District of Columbia Register.



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
June 28, 2010

ENROLLED ORIGINAL

AN ACT

D.C. ACT 18-447

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010

To adjust certain allocations requested in the Fiscal Year 2010 Budget Request Act to maintain a balanced budget for the fiscal year ending September 30, 2010, and to approve an increase of fiscal year 2010 appropriation authority and the use of funds available in the fiscal year 2009 year-end fund balance and in the Community Healthcare Finance Fund.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2010 Revised Budget Request Act of 2010".

Sec. 2. The fiscal year 2010 budgets for the following agencies shall be adjusted by the following amounts:

Governmental Direction and Support

Governmental direction and support, \$2,350,000 from local funds; to be allocated as follows:

- (1) Office of the District of Columbia Auditor. - \$250,000 from local funds.
- (2) Medical Liability Captive Insurance Agency. - \$2,100,000 from local funds.

Economic Development and Regulation

Economic development and regulation, \$1,713,000 (including \$5,400,000 from local funds and (\$3,687,000) from other funds), to be allocated as follows:

- (1) Deputy Mayor for Economic Development. - (\$442,000) (including \$200,000 from local funds and (\$642,000) from other funds);
- (2) Department of Housing and Community Development. - \$6,536,000 (including \$5,200,000 from local funds and \$1,336,000 from other funds);
- (3) Department of Consumer and Regulatory Affairs. - (\$1,959,000) from other funds);
- (4) Office of the Tenant Advocate. - (\$793,000) from other funds;
- (5) Alcohol Beverage Regulation Administration. - (\$232,000) from other funds;
- (6) Department of Insurance, Securities and Banking. - (\$546,000) from other funds; and

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(7) Office of Cable Television and Telecommunications. – (\$851,000) from other funds.

Public Safety and Justice

Public safety and justice, \$8,789,000 (including (\$225,000) from local funds and \$9,014,000 from other funds), to be allocated as follows:

- (1) Metropolitan Police Department. – \$3,539,000 from other funds;
- (2) Office of Unified Communications. – \$6,000,000 from other funds; and
- (3) Motor Vehicle Theft Prevention Commission. – (\$750,000) (including (\$225,000) from local funds and (\$525,000) from other funds).

Public Education System

Public education system, including the development of national defense education programs, \$2,278,000 from other funds, to be allocated as follows:

- (1) District of Columbia Public Schools. – \$1,159,000 from other funds;
- (2) Office of the State Superintendent of Education. – \$392,000 from other funds;
- (3) District of Columbia Public Libraries. – \$305,000 from other funds; and
- (4) Office of Public Education Facilities Modernization – \$422,000 from other funds.

Human Support Services

Human support services, \$20,678,000 (including \$19,009,000 from local funds (including \$19,009,000 from dedicated taxes), and \$1,669,000 from other funds), to be allocated as follows; provided, that in addition to the funds otherwise appropriated for expenditure in fiscal year 2010, the Department of Mental Health may expend any funds that are paid by the United States Virgin Islands to the District in fiscal year 2010 to compensate the District for care previously provided by the District to patients at St. Elizabeth's hospital and are not otherwise appropriated under this act; provided further, that the availability of such funds is certified by the Chief Financial Officer prior to any such expenditure; provided further, that such funds shall be expended in a manner determined by the Director of the Department of Mental Health:

- (1) Department of Mental Health. – \$890,000 from other funds;
- (2) Department of Health. – (\$277,000) from other funds; and
- (3) Department of Healthcare Finance. – \$20,065,000 (including \$19,009,000 from local funds (including \$19,009,000 from dedicated taxes), and \$1,056,000 from other funds).

Public Works

Public works, \$7,007,000 (including \$1,700,000 from local funds and \$6,007,000 from other funds), to be allocated as follows:

- (1) Department of Public Works. \$1,700,000 from local funds;

ENROLLED ORIGINAL

- (2) Department of Transportation. - \$5,986,000 from other funds;
- (3) Department of Motor Vehicles. - (\$1,042,000) from other funds;
- (4) Department of the Environment. - \$1,038,000 from other funds; and
- (5) Taxicab Commission. - \$25,000 from other funds.

Financing and Other

Financing and other, \$23,124,000 from local funds, to be allocated as follows:

- (1) Repayment of Loans and Interest. - (\$200,000) from local funds;
- (2) Repayment of Interest on Short-Term Borrowing. - (\$186,000) from local funds;
- (3) Cash Reserve. - \$3,210,000 from local funds; and
- (4) Emergency and Contingency Reserve Funds. - \$20,300,000 from local funds.

Enterprise and Other

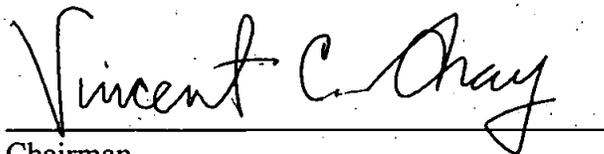
Enterprise and other, \$11,283,000 from other funds, to be allocated as follows:
University of the District of Columbia. - \$11,283,000 from other funds.

Capital Improvements

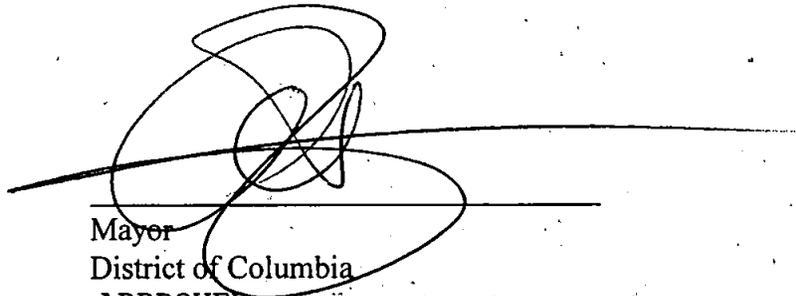
Capital improvements, \$60,641,000, from interest earnings, loan repayments, and other resources in the Community Healthcare Finance Fund; to be allocated as follows: Department of Health. - \$60,641,000.

Sec. 3. Effective date.

This act shall take effect as provided in section 817 of the District of Columbia Appropriations Act, 2009, approved March 13, 2009 (123 Stat. 699; D.C. Official Code § 47-369.02).



Chairman
Council of the District of Columbia



Mayer
District of Columbia

APPROVED
June 28, 2010

ENROLLED ORIGINAL

AN ACT
D.C. ACT 18-448

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010

To approve the request of the District of Columbia government for appropriation and authorization for the fiscal year ending September 30, 2011.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2011 Budget Request Act of 2010".

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, 2011.

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

THE DISTRICT OF COLUMBIA COURT SYSTEM

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA COURTS

For salaries and expenses for the District of Columbia Courts, \$247,400,000, to be allocated as follows: for the District of Columbia Court of Appeals, \$12,998,000, of which not to exceed \$1,500 is for official reception and representation expenses; for the District of Columbia Superior Court, \$110,149,000, of which not to exceed \$1,500 is for official reception and representation expenses; for the District of Columbia Court System, \$65,253,000, of which not to exceed \$1,500 is for official reception and representation expenses; and \$59,000,000, to remain available until September 30, 2012, for capital improvements for District of Columbia courthouse facilities, including structural improvements to the District of Columbia cell block at the Moultrie Courthouse, of which \$13,670,000 is for renovation of courtrooms and chambers in the Moultrie Courthouse; provided, that funds made available for capital improvements shall be expended consistent with the General Services Administration ("GSA") master plan study and building evaluation report; provided further, that, notwithstanding any other provision of law, all

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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 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 the Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate; provided further, that 30 days after providing written notice to the President and to the Committees on Appropriations of the House of Representatives and the 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% 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. Official 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), \$55,000,000, to remain available until expended; provided, that funds provided under this heading shall be administered by the Joint Committee on Judicial Administration in the District of Columbia; provided further, that, notwithstanding any other provision of law, this appropriation shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for expenses of other Federal agencies, with payroll and financial services to be provided on a contractual basis with the 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 the Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate.

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DISTRICT OF COLUMBIA GENERAL AND SPECIAL PAYMENTS**FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT**

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

FEDERAL PAYMENT TO JUMP-START PUBLIC SCHOOL REFORM

For a Federal payment to jump-start public school reform in the District of Columbia, \$20,000,000; 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 FOR SCHOOL IMPROVEMENT

For a Federal payment for a school improvement program in the District of Columbia, \$52,400,000, to be allocated as follows: for the District of Columbia Public Schools, \$23,000,000 to improve public school education in the District of Columbia; for the Office of the State Superintendent of Education, \$20,000,000 to expand quality public charter schools in the District of Columbia, to remain available until expended; for the Secretary of the Department of Education, \$9,400,000 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, approved January 23, 2004 (Pub. L. No. 108-199; 118 Stat. 126), to remain available until expended, of which up to \$1,000,000 may be used to administer and fund assessments, and of which up to \$1,000,000 may be used to administer testing of students to determine and compare academic performance of the schools enrolling students participating in the opportunity scholarship program; provided, that, notwithstanding the second proviso under this heading in

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Pub. L. No. 111-8, funds provided herein may only be used to provide opportunity scholarships to students who received scholarships in the 2010–2011 school year; provided further, that funds available under this heading for opportunity scholarships, including from prior-year appropriations acts, may be made available only for scholarships to students who received scholarships in the 2010–2011 school year; provided further, that none of the funds provided in this Act or any other act for opportunity scholarships may be used by an eligible student to enroll in a participating school under the D.C. School Choice Incentive Act of 2003 unless (1) the participating school has and maintains a valid certificate of occupancy issued by the District of Columbia; (2) the core subject-matter teachers of the eligible student hold 4-year bachelor's degrees; and (3) the participating school is in compliance with the accreditation and other standards prescribed under the District of Columbia compulsory school attendance laws that apply to educational institutions not affiliated with the District of Columbia Public Schools; provided further, that the Secretary of Education shall submit a report to Congress no later than June 15, 2010, detailing the academic rigor and quality of each participating school and that for the purposes of submitting the report the Secretary shall administer to eligible students participating in the program the same tests of academic performance as those administered to students enrolled in the District of Columbia Public Schools in the 2009–2010 school year and the Secretary shall utilize the performance of scholarship recipients on that test as well as other metrics of academic quality considered appropriate by the Secretary to evaluate the academic rigor and quality of participating schools and include in this report comparative data on District of Columbia Public Schools and Public Charter Schools; provided further, that the Secretary of Education shall ensure that site inspections of participating schools are conducted at least twice annually.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

For a Federal payment to the District of Columbia Water and Sewer Authority, \$25,000,000, to remain available until expended, to continue implementation of the Combined Sewer Overflow long-term control plan; provided, that the District of Columbia Water and Sewer Authority provides a 100% match for this payment.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING COUNCIL

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

FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

For a Federal payment, to remain available until September 30, 2012, to the Commission on Judicial Disabilities and Tenure, \$295,000, and for the Judicial Nomination Commission, \$205,000.

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For a Federal payment to the District of Columbia National Guard, \$2,000,000, to remain available until expended for the District of Columbia National Guard retention and college access programs, which shall hereafter be known as the "Major General David F. Wherley, Jr. District of Columbia National Guard Retention and College Access Program".

FEDERAL PAYMENT FOR HOUSING FOR THE HOMELESS

For a Federal payment to the District of Columbia, \$10,000,000, to remain available until September 30, 2012, to support permanent supportive-housing programs in the District.

FEDERAL PAYMENT FOR REDEVELOPMENT OF THE SAINT ELIZABETHS HOSPITAL CAMPUS

For a Federal payment to the District of Columbia, \$2,000,000, for planning activities to support redevelopment efforts at the site of the former Saint Elizabeths Hospital.

FEDERAL PAYMENT FOR HIV/AIDS PREVENTION

For a Federal payment to the District of Columbia, \$5,000,000, to support initiatives designed to reduce the incidence of human immunodeficiency virus and acquired immunodeficiency syndrome in the District of Columbia.

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

For a Federal payment of necessary expenses, as determined by the Mayor of the District of Columbia in written consultation with the elected county or city officials of surrounding jurisdictions, \$15,000,000, to remain available until expended and in addition any funds that remain available from prior year appropriations under this heading for the District of Columbia Government, for the costs of providing public safety at events related to the presence of the national capital in the District of Columbia, including support requested by the Director of the United States Secret Service Division in carrying out protective duties under the direction of the Secretary of Homeland Security, and for the costs of providing support to respond to immediate and specific terrorist threats or attacks in the District of Columbia or surrounding jurisdictions.

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

The following amounts are appropriated for the District of Columbia for the current fiscal year out of the General Fund of the District of Columbia ("General Fund"), except as otherwise specifically provided; provided, that, notwithstanding any other provision of law, except as provided in section 450A of the District of Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code § 1-204.50a), and provisions of this Act, the total amount appropriated in this Act for operating expenses for the District of Columbia for fiscal

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year 2011 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 \$10,441,303,000 (of which \$5,788,584,000 shall be from local funds (including \$402,685,000 from dedicated taxes), \$2,611,497,000 shall be from Federal grant funds, \$1,899,946,000 shall be from other funds, and \$6,877,000 shall be from private funds, and \$134,400,000 shall be from funds previously appropriated in this Act as Federal payments, which does not include funds appropriated under the American Recovery and Reinvestment Act of 2009, approved February 17, 2009 (123 Stat. 115; 26 U.S.C. § 1, note)); provided further, that of the local funds, such amounts as may be necessary may be derived from the District's General Fund balance; provided further, that of these funds the District's intra-District authority shall be \$567,683,000; in addition, for capital construction projects, an increase of \$1,386,420,000, of which \$1,117,090,000 shall be from local funds, \$46,350,000 from the District of Columbia Highway Trust fund, \$32,523,000 from the Local Street Maintenance fund, \$190,458,000 from Federal grant funds, a rescission of \$741,735,000 from local funds and a rescission of \$145,874,000 from Local Street Maintenance funds appropriated under this heading in prior fiscal years, for a net amount of \$498,811,000, to remain available until expended; provided further, that the amounts provided under this heading are to be available, allocated, and expended as proposed under Title III of this Act, at the rate set forth under "District of Columbia Funds Division of Expenses" as included in the Fiscal Year 2011 Proposed Budget and Financial Plan submitted to the Congress by the District of Columbia; 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, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-201.01 *et seq.*), as amended by this Act; provided further, that the Chief Financial Officer of the District of Columbia shall take such steps as are necessary to assure that the District of Columbia meets these requirements, including the apportioning by the Chief Financial Officer of the appropriations and funds made available to the District during fiscal year 2011; 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, \$507,242,000 (including \$415,024,000 from local funds, \$27,804,000 from Federal grant funds, \$64,276,000 from other funds, and \$139,000 from private funds); provided, that there are appropriated such amounts as may be necessary to account for vendor fees that are paid as a fixed percentage of revenue recovered from third parties on behalf of the District under contracts that provide for payments of fees based upon

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such revenue as may be collected by the vendor; provided further, that any program fees collected from the issuance of debt shall be available for the payment of expenses of the debt management program of the District of Columbia, to be allocated as follows:

- (1) Council of the District of Columbia. – \$19,434,000 from local funds; provided, that not to exceed \$10,600 shall be available for the Chairman of the Council of the District of Columbia from this appropriation for official reception and representation expenses;
- (2) Office of the District of Columbia Auditor. – \$4,084,000 from local funds;
- (3) Advisory Neighborhood Commission. – \$968,000 from local funds;
- (4) Office of the Mayor. – \$4,544,000 from local funds; provided, that not to exceed \$10,600 shall be available for the Mayor from this appropriation for official reception and representation expenses;
- (5) Office of Community Affairs. – \$2,232,000 from local funds;
- (6) Serve DC. – \$4,470,000 (including \$302,000 from local funds and 4,168,000 from Federal grant funds);
- (7) Office of the Secretary. – \$2,856,000 (including \$2,157,000 from local funds and \$699,000 from other funds); provided, that, beginning in fiscal year 2010, such amounts on deposit and any such future deposits into the Emancipation Day Fund, established by section 4 of the District of Columbia Emancipation Parade and Fund Act of 2004, effective March 17, 2005 (D.C. Law 15-240; D.C. Official Code § 1-183), shall be available upon deposit and shall remain available until expended, consistent with the purposes set forth in that section;
- (8) City Administrator. - \$5,239,000 (including \$5,105,000 from local funds and \$133,000 from Federal grant funds); provided, that not to exceed \$10,600 shall be available for the City Administrator from this appropriation for official reception and representation expenses;
- (9) Office of Risk Management. – \$783,000 from local funds;
- (10) Department of Human Resources. – \$8,466,000 (including \$8,189,000 from local funds and \$277,000 from other funds);
- (11) Office of Disability Rights. – \$1,613,000 (including \$1,069,000 from local funds and \$544,000 from Federal grant funds);
- (12) Medical Liability Captive Insurance Agency. - \$2,500,000 from local funds;
- (13) Office of Finance and Resource Management. – \$21,149,000 (including \$20,878,000 from local funds and \$271,000 from other funds);
- (14) Office of Partnership and Grants Services. – \$0 from local funds;
- (15) Office of Contracting and Procurement. – \$10,593,000 (including \$9,299,000 from local funds and \$1,294,000 from other funds);
- (16) Office of Chief Technology Officer. – \$36,537,000 (including \$32,784,000 from local funds, \$438,000 from Federal grant funds; and \$3,315,000 from other funds);
- (17) Department of Real Estate Services. – \$26,313,000 (including \$11,227,000 from local funds and \$15,086,000 from other funds); provided, that amounts on deposit in, and any such future deposits to, the Commodities Cost Reserve Fund established under D.C. Official

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Code § 47-368.04 shall be available upon deposit and shall remain available until expended consistent with the purposes established under D.C. Official Code § 47-368.04(b);

(18) Contract Appeals Board. – \$790,000 from local funds;

(19) Board of Elections and Ethics. – \$4,283,000 (including \$4,133,000 from local funds, \$150,000 from federal funds);

(20) Office of Campaign Finance. – \$1,443,000 (including \$1,353,000 from local funds, and \$90,000 from other funds);

(21) Public Employee Relations Board. – \$879,000 from local funds;

(22) Office of Employee Appeals. – \$1,307,000 from local funds;

(23) Metropolitan Washington Council of Governments. – \$396,000 from local funds;

(24) Municipal Facilities: Non-Capital. - \$124,021,000 (including \$123,456,000 from local funds, \$565,000 from other funds);

(25) Office of the Attorney General. – \$80,934,000 (including \$52,103,000 from local funds, \$20,053,000 from Federal grant funds, \$139,000 from private grant funds, and \$8,639,000 from other funds); provided further, that not less than \$221,000 of this appropriation shall be available to fund the District of Columbia Poverty Lawyer Loan Assistance Program, established by the District of Columbia Poverty Lawyer Loan Assistance Repayment Program Act of 2006, effective March 2, 2007 (D.C. Law 16-203; D.C. Official Code § 1-308.21 *et seq.*);

(26) Access to Justice Initiative. – \$3,279,000 from local funds; provided, that the entire appropriation shall be made available to award a grant to the District of Columbia Bar Foundation for the purpose of providing support to nonprofit organizations that deliver civil legal services to low-income and under-served District residents pursuant to the Access to Justice Initiative Establishment Act of 2010, passed on 1st reading on May 26, 2010 (Engrossed version of Bill 18-731).

(27) Office of the Inspector General. – \$16,243,000 (including \$13,925,000 from local funds and \$2,318,000 from Federal grant funds); and

(28) Office of the Chief Financial Officer. – \$121,887,000 (including \$87,847,000 from local funds, and \$34,040,000 from other funds); provided, that not to exceed \$10,600 shall be available for the Chief Financial Officer of the District from this appropriation for official reception and representation expenses; provided further, that amounts appropriated by this Act may be increased by the amount required to pay banking fees for maintaining the funds of the District of Columbia.

Economic Development and Regulation

Economic development and regulation, \$405,381,000 (including \$127,432,000 from local funds (including \$21,177,000 from dedicated taxes), \$136,504,000 from Federal grant funds, \$139,364,000 from other funds, \$80,000 from private funds, and \$2,000,000 from funds

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previously appropriated from this Act under the heading "Federal Payment for Redevelopment of the St. Elizabeths Hospital Campus"); to be allocated as follows:

(1) Deputy Mayor for Planning and Economic Development. – \$22,966,000 (including \$9,088,000 from local funds (including \$6,793,000 from dedicated taxes), \$7,878,000 from other funds, \$5,000,000 from Federal grant funds) and \$1,000,000 from funds previously appropriated from this Act under the heading "Federal Payment for Redevelopment of the St. Elizabeths Hospital Campus"); provided, that up to \$11,100,000 of funds available under this heading received from Louis Dreyfus Property Group, LLC, or one of its affiliates or assigns approved by the Mayor, for the purchase of the real property and airspace constituting the Center Leg Freeway PILOT Area to be paid to The Washington Development Group, Inc., or its assigns, to settle the lawsuit regarding the Center Leg Freeway PILOT Area;

(2) Office of Planning. – \$7,589,000 (including \$6,122,000 from local funds, \$449,000 from Federal grant funds, \$18,000 from other funds, and \$1,000,000 from funds previously appropriated from this Act under the heading "Federal Payment for Redevelopment of the St. Elizabeths Hospital Campus"); provided, that the local funds provided to the Office of Planning in previous fiscal years for Neighborhood Historic Preservation, including the Targeted Homeowner Grant funds authorized by section 11b(k) of the Historic Landmark and Historic District Protection Act of 1978, effective March 2, 2007 (D.C. Law 16-189; D.C. Official Code § 6-1110.02(k)), shall remain available until expended; provided further, that any funds deposited into the Historic Landmark-District Protection Fund, established by section 11a of the Historic Landmark and Historic District Protection Act of 1978, effective November 16, 2006 (D.C. Law 16-185; D.C. Official Code § 6-1110.01), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(3) Department of Small and Local Business Development. – \$4,955,000, (including \$4,599,000 from local funds, and \$356,000 from Federal grant funds; provided, that any funds deposited into the Small Business Micro Loan Fund, established by section 2375 of the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005; effective September 18, 2007 (D.C. Law 17-20; D.C. Official Code § 2-218.75), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

(4) Office of Motion Pictures and Television Development. – \$602,000 (including \$555,000 from local funds and \$46,000 from other funds); provided, that any funds deposited into the Film DC Economic Incentive Fund, established by section 2 of the Film DC Economic Incentive Act of 2006, effective March 14, 2007 (D.C. Law 16-290; D.C. Official Code § 39-501), and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available until expended;

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- (5) Office of Zoning. – \$2,660,000 from local funds;
- (6) Department of Housing and Community Development. – \$104,113,000 (including \$12,064,000 from local funds, \$83,635,000 from Federal grant funds, and \$8,414,000 from other funds);
- (7) Department of Employment Services. – \$119,115,000 (including \$36,630,000 from local funds, \$45,911,000 from Federal grant funds, \$36,494,000 from other funds, and \$80,000 from private funds); provided, that, of the local funds appropriated, up to 1% may be deposited into the Integrated Services Fund for At-Risk Children, Youth, and Families, established by section 5203 of the Integrated Funding and Services for At-Risk Children, Youth, and Families Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 4-1345.02), and used for the purposes set forth in section 5204 (D.C. Official Code § 4-1345.03) of that act; provided further, that funds deposited into the Integrated Services Fund shall remain available until expended; provided further, that the District is authorized to transfer, either through a grant or as a direct payment, \$1,200,000 in local funds to an educational institution with an automotive workforce development training program that provides vocational training in the field of automotive technology for at-risk youth and adults; provided further, that \$1,024,000 shall be transferred to the Office of Administrative Hearings for hearing appeals related to unemployment insurance benefits;
- (8) Board of Real Property Assessments and Appeals. – \$1,310,000 from local funds;
- (9) Department of Consumer and Regulatory Affairs. – \$25,734,000 (including \$8,203,000 from local funds and \$17,531,000 from other funds);
- (10) Office of the Tenant Advocate. – \$2,224,000 (including \$654,000 from local funds and \$1,570,000 from other funds);
- (11) Commission on Arts and Humanities. – \$5,862,000 (including \$4,940,000 from local funds, \$751,000 from Federal grant funds, and \$170,000 from other funds);
- (12) Alcoholic Beverage Regulation Administration. – \$5,539,000 (including \$400,000 from local funds and \$5,139,000 from other funds);
- (13) Public Service Commission. – \$9,971,000 (including \$402,000 from Federal grant funds and \$9,569,000 from other funds);
- (14) Office of the People's Counsel. – \$5,229,000 from other funds;
- (15) Department of Insurance, Securities, and Banking. – \$16,674,000 from other funds;
- (16) Office of Cable Television. – \$7,631,000 from other funds;
- (17) Housing Authority Subsidy Payment. – \$25,823,000 from local funds;
- (18) Housing Production Trust Fund Subsidy Payment. – \$14,384,000 from dedicated taxes; and
- (19) Business Improvement District Transfer. - \$23,000,000 from other funds.

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Public Safety and Justice

Public safety and justice, \$1,220,312,000 (including \$899,384,000 from local funds, \$222,214,000 from Federal grant funds, \$94,393,000 from other funds, \$20,000 from private funds, \$2,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for the D.C. National Guard", \$1,800,000 from funds previously appropriated in this Act under the heading "Federal Payment to the Criminal Justice Coordinating Council", and \$500,000 from funds previously appropriated in this Act under the heading "Federal Payment for Judicial Commissions"); to be allocated as follows:

(1) Metropolitan Police Department. – \$454,266,000 (including \$412,847,000 from local funds, \$5,529,000 from Federal grant funds, \$35,871,000 from other funds, and \$20,000 from private funds);

(2) Fire and Emergency Medical Services Department. – \$197,050,000 (including \$195,530,000 from local funds and \$1,520,000 from other funds);

(3) Police Officers and Firefighters Retirement System. – \$127,200,000 from local funds;

(4) Department of Corrections. – \$135,898,000 (including \$110,089,000 from local funds, \$25,545,000 from other funds, and \$265,000 from Federal grant funds); provided, that \$24,021,000 of this appropriation shall be made available and used for the sole purpose of contracting for delivery of health care for inmates in the custody of the Department of Corrections at the D.C. Jail and Correctional Treatment Facility under a community-oriented correctional health services model pursuant to the Delivery of Health Care to Inmates Act of 2010, passed on 1st reading on May 26, 2010 (Engrossed version of Bill 18-731), unless the Council of the District of Columbia provides for another use for the funds, in whole or in part, by act;

(5) District of Columbia National Guard. – \$8,482,000 (including \$2,553,000 from local funds, \$3,929,000 from Federal grant funds, and \$2,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for the District of Columbia National Guard"); provided, that the Mayor shall reimburse the District of Columbia National Guard for expenses incurred in connection with services that are performed in emergencies by the National Guard in a militia status and are requested by the Mayor, in amounts that shall be jointly determined and certified as due and payable for these services by the Mayor and the Commanding General of the District of Columbia National Guard; provided further, that such sums as may be necessary for reimbursement to the District of Columbia National Guard under the preceding proviso shall be available pursuant to this Act, and the availability of the sums shall be deemed as constituting payment in advance for emergency services involved;

(6) Homeland Security and Emergency Management Agency. – \$198,906,000 (including \$1,994,000 from local funds and \$196,913,000 from Federal grant funds);

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

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

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

(9) Office of Police Complaints. – \$2,116,000 from local funds;

(10) District of Columbia Sentencing and Criminal Code Review Commission. – \$798,000 from local funds;

(11) Office of the Chief Medical Examiner. – \$7,668,000 (including \$7,400,000 from local funds and \$268,000 from other funds);

(12) Office of Administrative Hearings. – \$7,102,000 (including \$7,093,000 from local funds and \$8,000 from other funds);

(13) Corrections Information Council. - \$130,000 from local funds;

(14) Criminal Justice Coordinating Council. – \$1,999,000 (including \$199,000 from local funds; \$1,620,000 from Federal grant funds, and \$1,800,000 from funds previously appropriated in this Act under the heading "Federal Payment to the Criminal Justice Coordinating Council");

(15) Forensic Laboratory Technician Training Program. – \$1,624,000 from local funds;

(16) Office of Unified Communications. – \$50,895,000 (including \$27,097,000 from local funds and \$23,798,000 from other funds);

(17) Office of Victims Services. – \$13,014,000 (including \$2,643,000 from local funds, \$3,236,000 from Federal grant funds, and \$7,134,000 from other funds);

(18) Office of Justice Grants Administration. – \$12,415,000 (including \$72,000 from local funds and \$12,343,000 from Federal grant funds); and

(19) Motor Vehicle Theft Prevention Commission. - \$250,000 from other funds;

Public Education System

Public education system, including the development of national defense education programs, \$1,828,627,000 (including \$1,514,886,000 from local funds, \$192,205,000 from Federal grant funds, \$19,444,000 from other funds, and, \$3,992,000 from private funds, \$35,100,000 from funds previously appropriated in this Act under the heading "Federal Payment for Resident Tuition Support", \$43,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement in the District of Columbia", and \$20,000,000 from funds previously appropriated in this Act under the heading "Federal Payment to Jump-Start Public School Reform"); in addition \$9,400,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement" to provide opportunity scholarships for students in the District of Columbia; to be allocated as follows:

(1) District of Columbia Public Schools.— \$623,274,000 (including

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\$563,538,000 from local funds, \$8,238,000 from Federal grant funds, \$4,506,000 from other funds, \$3,992,000 from private funds, \$23,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement", and \$20,000,000 from funds previously appropriated in this Act under the heading "Federal Payment to Jump-Start Public School Reform"); in addition \$9,400,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement" to provide opportunity scholarships for students in the District of Columbia; provided, that this appropriation shall not be available to subsidize the education of any nonresident of the District of Columbia at any District of Columbia public elementary or secondary school during fiscal year 2010 unless the nonresident pays tuition to the District of Columbia at a rate that covers 100% of the costs incurred by the District of Columbia that are attributable to the education of the nonresident (as established by the Chancellor of the District of Columbia Public Schools); provided further, that not to exceed \$10,600 for the Chancellor shall be available from this appropriation for official reception and representation expenses; provided further, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the District of Columbia Public Schools on July 1, 2010, an amount equal to 10% of the total amount of the local funds appropriations request provided for the District of Columbia Public Schools in the proposed budget of the District of Columbia for fiscal year 2011 (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, 2011;

(2) Teachers Retirement System. - \$3,000,000 from local funds;

(3) Office of the State Superintendent of Education.— \$364,267,000 (including \$115,813,000 from local funds, \$183,028,000 from Federal grant funds, \$10,326,000 from other funds, \$35,100,000 from funds previously appropriated in this Act under the heading "Federal Payment for Resident Tuition Support," and \$20,000,000 from funds previously appropriated in this Act under the heading "Federal Payment for School Improvement" to expand quality public charter schools in the District of Columbia, shall be available for the Office of the State Superintendent of Education); provided, that of the amounts provided to the Office of the State Superintendent of Education, \$1,000,000 from local funds shall remain available until June 30, 2011, for an audit of the student enrollment of each District of Columbia public school and of each District of Columbia public charter school; provided further, that \$5,000,000 in fiscal year 2010 unexpended local funds shall remain available until expended for the Blackman and Jones v. District of Columbia consent decree;

(4) District of Columbia Public Charter Schools.— \$434,661,000 from local funds; provided, that there shall be quarterly disbursement of funds to the District of Columbia public charter schools, with the first payment to occur within 15 days of the beginning of the fiscal year; provided further, that if the entirety of this allocation has not been provided as payments to any public charter schools currently in operation through the per pupil funding

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formula, the funds shall remain available until expended for public education in accordance with section 2403(b)(2) of the District of Columbia School Reform Act of 1995, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(b)(2)); provided further, that of the amounts made available to District of Columbia public charter schools, \$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, approved April 26, 1996 (110 Stat. 1321; D.C. Official Code § 38-1804.03(b)(5)); provided further, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the District of Columbia public charter schools on July 1, 2010, an amount equal to 25% of the total amount of the local funds appropriations request provided for payments to public charter schools in the proposed budget of the District of Columbia for fiscal year 2011 (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, 2011; provided further, that the annual financial audit for the performance of an individual District of Columbia public charter school shall be funded by the charter school;

(5) University of the District of Columbia Subsidy.— \$62,920,000 from local funds; provided, that this appropriation shall not be available to subsidize the education of nonresidents of the District of Columbia at the University of the District of Columbia, unless the Board of Trustees of the University of the District of Columbia adopts, for the fiscal year ending September 30, 2010, 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, 2010, an amount equal to 10% of the total amount of the local funds appropriations request provided for the University of the District of Columbia in the proposed budget of the District of Columbia for fiscal year 2011 (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, 2011; provided further, that not to exceed \$10,600 for the President of the University of the District of Columbia shall be available from this appropriation for official reception and representation expenses;

(6) District of Columbia Public Libraries.— \$38,340,000 (including \$36,407,000 from local funds, \$940,000 from Federal grant funds, and \$993,000 from other funds); provided, that not to exceed \$8,500 for the Public Librarian shall be available from this appropriation for official reception and representation expenses;

(7) Public Charter School Board. — \$3,637,000 (including \$1,468,000 from local funds and \$2,169,000 from other funds);

(8) Office of the Deputy Mayor for Education. — \$1,273,000 from local funds; provided, that amounts on deposit as of September 30, 2009, within the Integrated Services Fund

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for At-Risk Children, Youth, and Families, established by section 5203 of the Integrated Funding and Services for At-Risk Children, Youth, and Families Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 4-1345.02), shall be available and shall remain available until expended;

(9) Office of Public Education Facilities Modernization – \$28,193,000 (including \$26,743,000 from local funds and \$1,450,000 from other funds);

(10) Non-Public Tuition. - \$179,891,000 from local funds; and

(11) Special Education Transportation – \$89,171,000 from local funds; provided, that, notwithstanding the amounts otherwise provided under this heading or any other provision of law, there shall be appropriated to the Special Education Transportation agency under the direction of the Office of the State Superintendent of Education, on July 1, 2010, an amount equal to 10% of the total amount of the local funds appropriations request provided for the Special Education Transportation agency in the proposed budget of the District of Columbia for fiscal year 2011 (as submitted to Congress), and the amount of such payment shall be chargeable against the final amount provided for the Special Education Transportation agency under the District of Columbia Appropriations Act, 2011; provided further, that amounts appropriated under this heading may be used to offer financial incentives as necessary to reduce the number of routes serving 2 or fewer students.

Human Support Services

Human support services, \$3,400,117,000 (including \$1,404,466,000 from local funds including \$53,050,000 from dedicated taxes), \$1,947,596,000 from Federal grant funds, \$32,602,000 from other funds, \$453,000 from private funds, \$10,000,000 to remain available until September 30, 2012, from funds previously appropriated in this Act under the heading “Federal Payment for Permanent Supportive Housing”, and \$5,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for HIV/AIDS Prevention”); provided further, that up to 1% 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 section 5203 of the Integrated Funding and Services for At-Risk Children, Youth, and Families Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 4-1345.02) (“Integrated Services Fund”), and used for the purposes set forth in section 5204 (D.C. Official Code § 4-1345.03) of that act; provided further, that funds deposited into the Integrated Services Fund shall remain available until expended; to be allocated as follows:

(1) Department of Human Services. – \$304,270,000 (including \$144,096,000 from local funds, \$148,223,000 from Federal grant funds, \$1,950,000 from other funds, and \$10,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for Permanent Supportive Housing”, to remain available until September 30, 2012,;

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(2) Child and Family Services Agency. – \$260,005,000 (including \$198,189,000 from local funds, \$61,048,000 from Federal grant funds, \$750,000 from other funds, and \$17,000 from private funds); in addition, in addition to the funds otherwise appropriated under this Act, the Department of Mental Health may expend any funds that are or were paid by the United States Virgin Islands to the District in fiscal year 2010 or fiscal year 2011 to compensate the District for care previously provided by the District to patients at the St. Elizabeths hospital and are not otherwise appropriated under this act or used in fiscal year 2010 pursuant to the third paragraph under the heading Human Support Services in section 2 of the Fiscal Year 2010 Revised Budget Request Act of 2010, passed on 1st reading on May 26, 2010 (Enrolled version of Bill 18-727); provided, that the availability of the funds is certified by the Chief Financial Officer prior to any expenditure; provided further, that the funds shall be expended in a manner determined by the Director of the Department of Mental Health;

(3) Department of Mental Health. – \$179,198,000 (including \$168,451,000 from local funds, \$6,002,000 from Federal grant funds, \$4,628,000 from other funds, and \$117,000 from private funds);

(4) Department of Health. – \$244,666,000 (including \$74,472,000 from local funds, \$149,223,000 from Federal grant funds, \$15,652,000 from other funds, \$319,000 from private funds, and \$5,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for HIV/AIDS Prevention”); provided further, that any funds deposited into the Health Professional Recruitment Fund, established by section 16a of the District of Columbia Health Professionals Recruitment Program Act of 2005, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 7-751.15a), including unspent funds from prior fiscal years, shall remain available until expended;

(5) Department of Parks and Recreation. – \$39,480,000 (including \$38,081,000 from local funds, and \$1,399,000 from other funds);

(6) Office on Aging. – \$22,944,000 (including \$15,944,000 from local funds and \$6,999,000 from Federal grant funds);

(7) District of Columbia Unemployment Compensation Fund. – \$18,512,000 from local funds;

(8) Disability Compensation Fund. – \$28,169,000 from local funds, to remain available until expended;

(9) Office of Human Rights. – \$2,556,000 (including \$2,279,000 from local funds and \$277,000 from Federal grant funds);

(10) Office of Latino Affairs. – \$2,889,000 from local funds;

(11) Children Investment Trust Fund Subsidy Payment. – \$7,200,000 from local funds;

(12) Office of Asian and Pacific Islander Affairs. - \$815,000 from local funds;

(13) Office on Veterans Affairs. - \$392,000 from local funds;

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(14) Department of Youth Rehabilitation Services. – \$90,938,000 (including \$90,681,000 from local funds and \$258,000 from Federal grants); provided, that amounts appropriated herein may be expended to implement the provisions of section 105(k) of the Department of Youth Rehabilitation Services Establishment Act of 2004, effective April 12, 2005 (D.C. Law 15-335; D.C. Official Code § 2-1515.05(k)); provided further, that of the local funds appropriated for the Department of Youth Rehabilitation Services, \$12,000 shall be used to fund the requirements of the Interstate Compact for Juveniles.

(15) Department on Disability Services. – \$92,059,000 (including \$56,808,000 from local funds, \$29,051,000 from Federal grant funds, and \$6,200,000 from other funds); and

(16) Department of Healthcare Finance. – \$2,106,024,000 (including \$557,487,000 from local funds (including \$53,050,000 from dedicated taxes), \$1,546,514,000 from Federal grant funds, and \$2,024,000 from other funds); provided, that any funds deposited into the Healthy DC Fund, established by section 15b of the Hospital and Medical Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 31-3514.02), including unspent funds from prior fiscal years, shall remain available until expended; provided further, that any funds deposited into the Nursing Facility Quality of Care Fund, established by D.C. Official Code § 47-1262, including unspent funds from prior fiscal years, shall remain available until expended.

Public Works

Public works, including rental of one passenger-carrying vehicle for use by the Mayor and 3 passenger-carrying vehicles for use by the Council of the District of Columbia and leasing of passenger-carrying vehicles, \$612,678,000 (including \$409,872,000 from local funds (including \$15,000,000 from dedicated taxes), \$56,542,000 from Federal grant funds, \$293,000 from private funds, and \$145,971,000 from other funds), to be allocated as follows:

(1) Department of Public Works. – \$105,847,000 (including \$100,360,000 from local funds and \$5,487,000 from other funds);

(2) Department of Transportation. – \$102,241,000 (including \$17,951,000 from local funds (including \$15,000,000 from dedicated taxes), \$3,800,000 from Federal grant funds, and \$80,490,000 from other funds);

(3) Department of Motor Vehicles. – \$36,673,000 (including \$24,379,000 from local funds and \$12,294,000 from other funds);

(4) Department of the Environment. – \$101,834,000 (including \$13,636,000 from local funds, \$52,742,000 from Federal grant funds, \$35,164,000 from other funds, and \$293,000 from private funds);

(5) Taxi Cab Commission. – \$1,634,000 (including \$1,097,000 from local funds and \$537,000 from other funds);

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(6) Washington Metropolitan Area Transit Commission. – \$123,000 from local funds;

(7) Washington Metropolitan Area Transit Authority. – \$258,268,000 (including \$246,268,000 from local funds, and \$12,000,000 from other funds); and

(8) School Transit Subsidies. – \$6,058,000 from local funds.

Financing and Other

Financing and Other, \$911,853,000 (including \$883,776,000 from local funds (including \$242,634,000 from dedicated taxes, \$13,077,000 from other funds, and \$15,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for Emergency Planning and Security Costs in the District of Columbia”), to be allocated as follows:

(1) Repayment of Loans and Interest - \$410,909,000 (including \$401,905,000 from local funds (including \$4,800,000 from dedicated taxes), and \$4,204,000 from other funds); for payment of principal, interest, and certain fees directly resulting from borrowing by the District of Columbia to fund District of Columbia capital projects as authorized by sections 462, 475, and 490 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code §§ 1-204.62, 1-204.75, and 1-204.90);

(2) Short-Term Borrowing – \$9,000,000 from local funds for payment of interest on short-term borrowing;

(3) Certificates of Participation - for lease payments representing principal and interest on the District’s Certificates of Participation, issued to finance land and buildings located at One Judiciary Square, and for the Unified Communications Center and Office of Unified Communications, located on the St. Elizabeths Campus, \$33,045,000 from local funds;

(4) Debt Issuance Costs - for the payment of debt service issuance costs, \$15,000,000 from local funds;

(5) Schools Modernization Fund - for the Schools Modernization Fund, established by section 4042 of the Schools Modernization Amendment Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 1-325.41), \$8,613,000 from local funds;

(6) Revenue Bonds - for the repayment of revenue bonds, \$7,574,000 from local funds (including \$7,574,000 from dedicated taxes);

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

(8) Wilson Building - for expenses associated with the John A. Wilson building, \$3,598,000 from local funds;

(9) Non-Departmental - to account for anticipated costs that cannot be allocated to specific agencies during the development of the proposed budget, \$973,000 from other funds, to

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be transferred by the Mayor of the District of Columbia within the various appropriations headings in this Act;

(10) Emergency Planning and Security Costs – \$15,000,000 from funds previously appropriated in this Act under the heading “Federal Payment for Emergency Planning and Security Costs in the District of Columbia”; provided, that, notwithstanding any other law, the District of Columbia may charge obligations and expenditures that are pending reimbursement under the heading “Federal Payment for Emergency Planning and Security Costs in the District of Columbia” to this local appropriations heading;

(11) Equipment Lease Operating - \$49,804,000 from local funds;

(12) Pay-As-You-Go Capital funds – in lieu of capital financing, \$7,900,000 from other funds to be transferred to the Capital Fund; provided, that the Office of the Chief Financial Officer reconcile the capital budgets recorded in the District’s Financial Accounting System of Record (“SOAR”), with budgets approved by the Council annually and provide the Mayor with a report on the reconciliation at the project level by February 1, following the end of every fiscal year;

(13) District Retiree Health Contribution - for a District Retiree Health Contribution, \$98,700,000 from local funds;

(14) Baseball Revenue- \$29,582,000 from local funds derived from a dedicated tax to account for the inflows and outflows of both operating and capital dollars; in addition, the amounts appropriated herein may be increased by such amounts as may be necessary and as are consistent with the Ballpark Omnibus Financing And Revenue Act of 2004, effective April 8, 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;

(15) Convention Center Transfer. - \$101,696,000 from local funds (including \$101,696,000 from dedicated taxes);

(16) Highway Trust Fund Transfer. - \$37,678,000 from local funds (including \$37,678,000 from dedicated taxes);

(17) Tax Increment Financing - the amounts appropriated herein may be increased by an amount not to exceed \$61,304,000 from local funds for a Tax Increment and PILOT Financing program. The amounts appropriated may be increased by an amount not to exceed \$9,708,000 as may be necessary to meet the Tax Increment Financing and PILOT financing requirements; and

(18) Emergency and Contingency Funds - \$0 from local funds for the emergency reserve fund and the contingency reserve fund under section 450A of the District of Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code § 1- 204.50a); the amounts appropriated herein may be increased by such additional amounts from the funds of the District government as are necessary to meet the balance requirements for such funds under section 450A.

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ENTERPRISE AND OTHER FUNDS

The amount of \$1,555,093,000 shall be provided to enterprise funds as follows; provided, that, in the event that certain dedicated revenues exceed budgeted amounts, the District may increase its General Fund budget authority as needed to transfer all such revenues, pursuant to local law, to the Highway Trust Fund, the Washington Convention Center, the TIF and PILOT debt service agencies, the Ballpark Fund, and the Housing Production Trust Fund.

Business Improvement District Revenue

For Business Improvement Districts - \$0 collected by the District of Columbia in the form of Business Improvement District ("BID") tax revenue shall be paid to the respective BIDs pursuant to the Business Improvement Districts Act of 1996, effective May 29, 1996 (D.C. Law 11-134; D.C. Official Code § 2-1215.01 *et seq.*); provided, that such funds are available for acquiring services provided by the Government Services Administration; provided further, that BIDs shall be exempt from taxes levied by the District of Columbia.

Water and Sewer Authority

Pursuant to section 445a of the District of Columbia Home Rule Act, approved August 6, 1996 (110 Stat. 1698; D.C. Official Code § 1-204.45a), which provides that the Council may comment and make recommendations concerning such annual estimates but shall have no authority to revise the budget for the District of Columbia Water and Sewer Authority, the Council forwards this non-appropriated budget request: For operation of the Water and Sewer Authority, \$408,093,000 from other funds, of which \$293,476,000 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, \$382,267,000 to be distributed as follows: \$22,968,000 for the Blue Plains Wastewater Treatment Plant, \$142,591,000 for the Sanitary Sewer System, \$201,666,000 for the Combined Sewer Overflow Program, \$4,328,000 for the Stormwater System, \$5,108,000 for the Washington Aqueduct, and \$5,606,000 for the capital equipment program; in addition, \$25,000,000 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, \$58,399,000 from other funds.

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Lottery and Charitable Games Enterprise Fund

For the Lottery and Charitable Games Enterprise Fund, established by the District of Columbia Appropriations Act, 1982, approved December 4, 1981 (Pub. L. No. 97-91; 95 Stat. 1174), for the purpose of implementing the Law to Legalize Lotteries, Daily Numbers Games, and Bingo and Raffles for Charitable Purposes in the District of Columbia, effective March 10, 1981 (D.C. Law 3-172; D.C. Official Code § 3-1301 *et seq.* and § 22-1716 *et seq.*), \$260,250,000 from other funds; provided, that the District of Columbia shall identify the source of funding for this appropriation title from the District's own locally generated revenues; provided further, that no revenues from Federal sources shall be used to support the operations or activities of the Lottery and Charitable Games Control Board; provided further, that, after notification to the Mayor, amounts appropriated herein may be increased by an amount necessary for the Lottery and Charitable Games Enterprise Fund to make transfers to the General Fund of the District of Columbia and to cover prizes, agent commissions, and gaming related fees directly associated with unanticipated excess lottery revenues not included in this appropriation.

District of Columbia Retirement Board

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

Washington Convention Center Enterprise Fund

For the Washington Convention Center Enterprise Fund, including for functions previously performed by the District of Columbia Sports and Entertainment Commission, \$98,079,000 from other funds.

Housing Finance Agency

For the Housing Finance Agency, \$9,339,000 from other funds.

University of the District of Columbia

For the University of the District of Columbia, \$149,450,000 (including, \$62,920,000 from local funds, \$28,631,000 from Federal grant funds, \$55,999,000 from other funds, and

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\$1,900,000 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, 2010, 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 the Board of Trustees of the University of the District of Columbia is authorized to use the Municipal University Fund, established for depositing all revenues and receipts derived from tuition and fees, for the University purposes as the Board of Trustees may approve, in compliance with all applicable regulations.

District of Columbia Public Library Trust Fund

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

Unemployment Insurance Trust Fund

For the Unemployment Insurance Trust Fund, \$400,000,000 from other funds.

Housing Production Trust Fund

For the Housing Production Trust Fund, \$26,793,000 (including \$26,793,000 from dedicated taxes), to remain available until expended for purposes identified by the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2801 *et seq.*).

Tax Increment Financing

For Tax Increment Financing, \$49,029,000 from other funds.

Baseball Fund

For the Baseball Fund, \$53,031,000 (including \$44,031,000 from local funds (including \$44,031,000 from dedicated taxes), and \$9,000,000 from other funds).

Repayment of Payment in Lieu of Taxes Financing

For Repayment of Payment in Lieu of Taxes Financing, \$12,275,000 from other funds.

Capital Outlay

For capital construction projects, an increase of \$1,386,420,000, of which \$1,117,090,000 shall be from local funds, \$32,523,000 from the Local Street Maintenance fund, \$46,350,000 from the District of Columbia Highway Trust fund, \$190,458,000 from Federal grant funds, and a rescission of \$741,735,000 from local funds and a rescission of \$145,874,000 from Local Street Maintenance funds appropriated under this heading in prior fiscal years for a net amount of

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\$498,811,000; to remain available until expended; 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 amounts appropriated under this heading may be increased by the amount transferred from funds appropriated in this Act as Pay-As-You-Go Capital funds.

TITLE IV--GENERAL PROVISIONS

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

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

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

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

SEC. 105. The District of Columbia government is authorized to approve and execute reprogramming and transfer requests of local funds under this title through November 1, 2011.

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

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

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

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

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

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

SEC. 108. 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. 109. (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, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-204.42), for all agencies of the District of Columbia government for fiscal year 2011 that is in the total amount of the approved appropriation and that realigns all budgeted data for personal services and other-than personal-services, respectively, with anticipated actual expenditures.

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

SEC. 110. 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 for the District of Columbia Public Schools that aligns schools budgets to actual enrollment. The revised appropriated funds budget shall be in the format of the budget that the District of Columbia government submitted pursuant to section 442 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-204.42).

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SEC. 111. The remaining, unused funds appropriated to the District in section 168 of the District of Columbia Appropriations Act, 2000, approved November 29, 1999 (113 Stat. 1531; Pub. L. No. 106-113), are re-appropriated, to remain available until expended, to the District of Columbia for commercial and neighborhood revitalization purposes, such purposes to include providing financial inducements, including loans, grants, offsets to local taxes, and other instruments, that promote commercial revitalization in enterprise zones and low- and moderate-income areas in the District of Columbia.

SEC. 112.(a) The Mayor may implement, effective October 1, 2010, through September 30, 2011, a freeze on within-grade increases, cost-of-living adjustments, and salary and benefits levels on District government employees, including employees subject to collective bargaining agreements, in accordance with the Within-Grade Salary Increases, Cost-of-Living Adjustments, and Salary and Benefits Schedules Act of 2010, passed on 1st reading on May 26, 2010 (Engrossed version of Bill 18-731).

(b) Congress hereby ratifies and approves the Within-Grade Salary Increases, Cost-of-Living Adjustments, and Salary and Benefits Schedules Act of 2010, passed on 1st reading on May 26, 2010 (Engrossed version of Bill 18-731), to freeze within grade increases, cost-of-living adjustments, and salary and benefits levels effective October 1, 2010, through September 30, 2011, and such legislation shall be deemed to have been ratified and approved by the Congress effective retroactively to October 1, 2010.

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

SEC. 114. Except as expressly provided otherwise, any reference to "this Act" contained in this division shall be treated as referring only to the provisions of this division.

SEC. 115. This division may be cited as the "District of Columbia Appropriations Act, 2011".

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DIVISION – B

DISTRICT OF COLUMBIA AUTHORIZATION REQUEST

SEC. 201. The remaining, unused funds appropriated to the District in section 168 of the District of Columbia Appropriations Act, 2000, approved November 29, 1999 (113 Stat. 1531; Pub. L. No. 106-113), are re-appropriated, to remain available until expended, to the District of Columbia for commercial and neighborhood revitalization purposes, such purposes to include providing financial inducements, including loans, grants, offsets to local taxes, and other instruments, that promote commercial revitalization in enterprise zones and low- and moderate-income areas in the District of Columbia.

SEC. 202.(a) The Mayor may implement, effective October 1, 2010, through September 30, 2011, a freeze on within-grade increases, cost of living adjustments, and salary and benefits levels on District government employees, including certain employees subject to collective bargaining agreements, in accordance with the Within-Grade Salary Increases, Cost of Living Adjustments, and Salary and Benefits Schedules Act of 2010, passed on 1st reading on May 26, 2010 (Engrossed version of Bill 18-731).

(b) Congress hereby ratifies and approves the Within-Grade Salary Increases, Cost of Living Adjustments, and Salary and Benefits Schedules Act of 2010, passed on 1st reading on May 26, 2010 (Engrossed version of Bill 18-731), to freeze within grade increases, cost of living adjustments, and salary and benefits levels effective October 1, 2010, through September 30, 2011, and such legislation shall be deemed to have been ratified and approved by the Congress effective retroactively to October 1, 2010.

SEC. 203. Any interest accumulated on the funds that the District of Columbia received pursuant to the District of Columbia Appropriations Act, 2000, approved November 29, 1999 (113 Stat. 1501; Pub. L. No. 106-113), under the heading “Federal Payment for the Incentives for Adoption of Children” and for the establishment of a scholarship fund for District of Columbia children without parents due to the September 11, 2001 terrorist attack under this same heading, pursuant to the District of Columbia Appropriations Act, 2001, approved December 21, 2001 (115 Stat. 923; Pub. L. No. 107-96), shall be available to the District of Columbia until expended.

SEC. 204. 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

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date of sentencing until transfer to a penal or correctional facility operated or contracted for by the Bureau of Prisons;

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

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

SEC. 205. The following proviso under the heading “Lottery and Charitable Games Enterprise Fund” in the District of Columbia Appropriations Act, 1982, approved December 4, 1981 (Pub. L. No. 97-91; 95 Stat. 1174;), is repealed:

“Provided further, that the advertising, sale, operation, or playing of the lotteries, raffles, bingos, or other games authorized by D.C. Law 3-172 is prohibited on the Federal enclave, and in adjacent public buildings and land controlled by the Shipstead-Luce Act as amended by 53 Stat. 1144, as well as in the Old Georgetown Historic District:”

SEC. 206. Notwithstanding any other law, the following sales shall be subject to the sales and use taxes of the District of Columbia:

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

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

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

(2) Sales of goods and services by government-sponsored enterprises and corporations, institutions, and organizations established by federal statute or regulation (collectively, “federal enterprises and organizations”), including, but not limited to, the Smithsonian Institution, National Gallery of Art, National Building Museum, Federal National Mortgage Association, and Federal Home Loan Mortgage Corporation, if the federal enterprise or organization is otherwise exempt from such taxation, to the extent such sales would otherwise be subject to the sales and use taxes of the District of Columbia if the federal enterprise or organization were organized as a nonprofit corporation established pursuant to the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 265; D.C. Official Code § 29-301.01 *et seq.*), and exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2085; 26 U.S.C. § 501(c)(3)).

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SEC. 207. Section 424b of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 774; D.C. Official Code § 1-204.26), is amended by striking the phrase "Procurement Practices Act of 1986" and inserting the phrase "Procurement Practices Act of 1985" in its place.

SEC. 208. Sections 107(b) and 109 of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 136; D.C. Official Code §§ 47-392.07(b) and 47-392.09), are repealed.

SEC. 209. An Act to authorize the Commissioners of the District of Columbia on behalf of the United States to transfer from the United States to the District of Columbia Redevelopment Land Agency title to certain real property in said District, approved September 8, 1960 (74 Stat. 871; D.C. Official Code § 6-321.01 *et seq.*), is amended as follows:

(a) Section 4 (D.C. Official Code § 6-321.04) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) Strike the phrase "to lease to a redevelopment company or other lessee" and insert the phrase "to lease or sell to a redevelopment company or other lessee or purchaser" in its place.

(B) Strike the phrase "this Act but may not otherwise dispose of such property except to the United States or any department or agency thereof, or to the District of Columbia, in accordance with section 5 of this Act." and insert the phrase "this Act." in its place.

(2) Subsections (b) and (c) are repealed.

(b) Section 5 (D.C. Official Code § 6-321.05) is repealed.

SEC. 210. (a) Notwithstanding any other provision of law or other requirement:

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

(A) Previous agreements with HUD (including the District of Columbia Urban Renewal Closeout agreements);

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

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

ENROLLED ORIGINAL

of the District government;

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

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

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

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

ENROLLED ORIGINAL

SEC. 211. An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes, approved August 24, 1912 (37 Stat. 444; 40 U.S.C. § 8106), is amended by adding a new section 12 to read as follows:

“Sec. 12. This Act shall not apply to the portions of Fort Dupont Park (United States Reservation 405), the areas known as the Benning Recreation Center and Benning Stoddert Park (United States Reservation 706), or the area currently known as the Walter Reed Army Medical Center (Parcel 319), or to other parks or playgrounds or land on which municipal facilities are located in the District of Columbia that are, or hereafter may be, under the jurisdiction of the government of the District of Columbia.”

SEC. 212. An Act Authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes, approved August 30, 1935 (Pub. L. No. 74-409; 49 Stat. 1028), is amended by adding a new section 15 to read as follows:

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

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

SEC. 213. (a) Within 90 days after the effective date of this section, the director of each federal agency with jurisdiction over the following properties in the District of Columbia shall transfer all right, title, and interest of the United States in each property to the government of the District of Columbia. If jurisdiction over a property is held by the District of Columbia, the District of Columbia may execute a quitclaim deed on behalf of the United States to transfer all

ENROLLED ORIGINAL

right, title, and interest of the United States in the property to the government of the District of Columbia:

- (1) Parcel 255, Lots 13, 15, and 24 (Southwest Waterfront), including the riparian area designated as Pier 5;
- (2) Square 473, Lots 819, 846, 847, 848, 849, 850, 884 (Southwest Waterfront);
- (3) Square 503, Lot 884 (Southwest Waterfront);
- (4) Square 390, Lot 54 (Southwest Waterfront);
- (5) Square 391, Lots 804, 805, and 806 (Southwest Waterfront);
- (6) Square 471, Lot 810 (Southwest Waterfront);
- (7) Square 472, Lot 827 (Southwest Waterfront)
- (8) Square 473, Lots 814, 815, 819, 837, 839, 843, and 844 (Southwest Waterfront);
- (9) Square 503, Lots 883 and 884 (Southwest Waterfront);
- (10) Reservation 277A (North Capitol Street and Florida Avenue, N.W.);
- (11) Square 2558, Lot 0810 (a portion of the Marie H. Reed Community Learning Center, a District of Columbia Public School);
- (12) Square 2901, Lot 0816 (Raymond Recreation Center, a portion of the Raymond Elementary School campus);
- (13) Square 2901, Lot 0815 (a portion of the Raymond Elementary School campus);
- (14) Square 0364, Lot 0837 (a portion of the Shaw Junior High School campus);
- (15) Parcel 246, Lot 0051 (P.R. Harris School);
- (16) Square 2864, Lot 0830 (Meyer Elementary School, closed);
- (17) Square 3327, Lot 0800 (Rudolph Elementary, closed);
- (18) Square 0511, Lot 0822 (fields and parking of Bundy School, closed);
- (19) Square 0767, Lot 0829 (Canal Park, north parcel);
- (20) Square 0769, Lot 0821 (Canal Park, south parcel);
- (21) Square 0768, Lot 0810 (Canal Park, center parcel);
- (22) Square 2882, Lot 0936 (Banneker Senior High School campus, western portion);
- (23) Square 2880, Lot 0859 (Banneker Senior High School, eastern portion);
- (24) Square 0336, Lot 0828 (Shaw Jr. High School recreation fields);
- (25) Square 0593, Lot 0823 (portion of Bowen Elementary School campus);
- (26) Square 0593, Lot 0822 (portion of Bowen Elementary School campus);
- (27) Square 0595, Lot 0810 (portion of Bowen Elementary School campus);
- (28) Square 0593, Lot 0826 (portion of Bowen Elementary School campus);
- (29) Square 0595, Lot 0807 (portion of Bowen Elementary School campus);
- (30) Square 0647, Lot 0802 (portion of Bowen Elementary School campus);
- (31) Square 0595, Lot 0809 (portion of Bowen Elementary School campus);

ENROLLED ORIGINAL

- (32) Square 0645, Lot 0816 (portion of Bowen Elementary School campus);
- (33) Square 0650N, Lot 0808 (portion of Bowen Elementary School campus);
- (34) Square 0647, Lot 0803 (portion of Bowen Elementary School campus);
- (35) Square 0645W, Lot 0808 (portion of Bowen Elementary School campus);
- (36) Square 0593, Lot 0050 (portion of Bowen Elementary School campus);
- (37) Square 0593, Lot 0051 (portion of Bowen Elementary School campus);
- (38) Square 0542, Lot 0085 (Southwest Library site);
- (39) All of Reservation 542 between Albermale Street, N.W., and Chesapeake Street, N.W., including Lots 800 and 801 in Square 1772 and Lot 0807 in Square 1768, and Fort Drive, N.W. in Reservation 542 (Wilson Senior High School and Wilson Aquatic Center);
- (40) The northern corner portion of Reservation 470 containing approximately 31,000 square feet, abutting both the east property line of Lot 0811 in Square 1759 and Fessenden Street, N.W. (Deal Middle School);
- (41) Howard Street, N.W. in Reservation 470 (Deal Middle School);
- (42) Fort Drive, N.W. in Reservation 515 (Deal Middle School);
- (43) All of Reservation 519 in Square 5876 and Square 5884, including Lot 940 in Square 5876 (Johnson Middle School);
- (44) The play field portion of Reservation 360 in Square 23 (Francis Middle School);
- (45) The area described in unnumbered section 1 of An Act To authorize the Commissioners of the District of Columbia on behalf of the United States to transfer from the United States to the District of Columbia Redevelopment Land Agency title to certain real property in said District, approved September 8, 1960 (74 Stat. 871; Pub. L. 86-736; D.C. Official Code § 6-321.01) (Southwest Waterfront), to the extent not previously conveyed to the District; and
- (46) Square 2673, Lot 890 (offices of the District of Columbia Department of Parks and Recreation).

SEC. 214. Section 485 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 807; D.C. Official Code § 1-204.85), is amended to read as follows:

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

SEC. 215. Section 424(b)(2)(E) of the District of Columbia Home Rule Act, approved April 17, 1995 (109 Stat. 142; D.C. Official Code § 1-204.24b(b)(5)), is amended by striking the phrase “equal” and inserting the phrase “at least equal” in its place.

ENROLLED ORIGINAL

SEC. 216. Sections 2, 3, and 4 of the Domestic Partnership Police and Fire Amendment Act of 2008, effective January 16, 2008 (D.C. Act 17-278; 55 DCR 1530), are enacted into law.

SEC. 217. Section 2 of the Special Election Amendment Act of 2008, effective March 19, 2008 (D.C. Law 17-156; 55 DCR 3694), is enacted into law.

SEC. 218. Section 602(a)(5) of the District of Columbia Home Rule Act, approved on December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(a)(5)), is amended by striking the phrase "of the District" the first time it appears and inserting the phrase "of the District, unless his or her source of income derives from District locally appropriated funds" in its place.

SEC. 219. (a)(1) IN GENERAL.--The District of Columbia is authorized to renew or enter into a new Interstate Compact for Juveniles for the purposes of placing youth in appropriate therapeutic settings and providing and receiving supervision for youth in other jurisdictions.

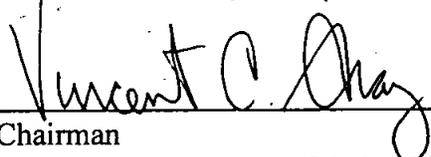
(2) DELEGATION.--Any compact for juveniles that the Council of the District of Columbia authorizes the Mayor to execute on behalf of the District may contain provisions that delegate the requisite power and authority to the Interstate Commission for Juveniles to achieve the purposes for which the interstate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

(b) Section 406 of An Act to reorganize the courts of the District of Columbia, to revise the procedures for juveniles in the District of Columbia, to codify title 23 of the District of Columbia Code, and for other purposes, approved July 29, 1970 (84 Stat. 678; D.C. Official Code § 24-1106), is repealed.

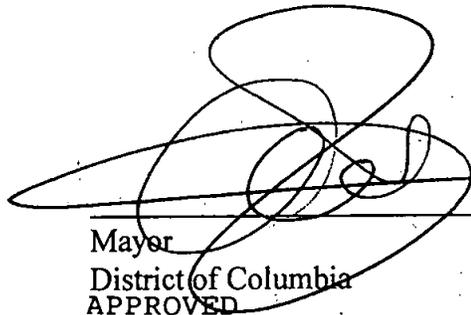
This division may be cited as the "District of Columbia Omnibus Authorization Act, 2011".

Sec. 3. Effective date.

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



Chairman
Council of the District of Columbia



Mayer
District of Columbia
APPROVED

June 28, 2010

ENROLLED ORIGINAL

AN ACT
D.C. ACT 18-449

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010

*Codification
 District of
 Columbia
 Official Code*

2001 Edition

2010 Fall
 Supp.

West Group
 Publisher

To amend, on a temporary basis, the Neighborhood Investment Act of 2004 to provide that the Georgia Avenue Main Street functions may be performed by an organization currently providing business services for the commercial corridor designated as Georgia Avenue Main Street or may be managed directly by the Department of Small and Local Business Development for commercial corridor improvement activities.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Georgia Avenue Main Street Authorization Temporary Amendment Act of 2010".

Sec. 2. Section 2(j)(2)(E) of the Neighborhood Investment Act of 2004, effective March 30, 2004 (D.C. Law 15-131; D.C. Official Code § 6-1071(j)(2)(E)), is amended by striking the phrase "to Georgia Avenue, N.W." and inserting the phrase "to an organization currently providing business services for the commercial corridor designated as Georgia Avenue Main Street or for direct service delivery managed through the Department of Small and Local Business Development for the commercial corridor designated as Georgia Avenue Main Street" in its place.

Note,
 § 6-1071

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

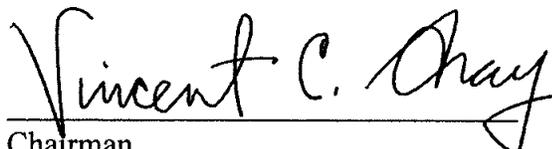
Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

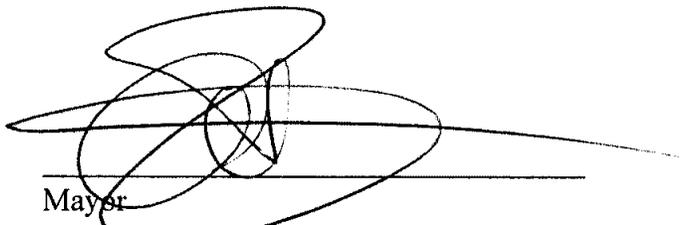
ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
June 28, 2010

RE-ENROLLED ORIGINAL

AN ACT
D.C. ACT 18-450IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
JUNE 28, 2010

To amend, on an emergency basis, the District of Columbia Appropriations Act, 1955, to direct that lease income from certain former school buildings shall be deposited into the District of Columbia Leasing Fees Working Fund; to amend An Act To establish a code of law for the District of Columbia establish and revise fees and charges for services rendered by the Surveyor; to amend the Construction Codes Approval and Amendments Act of 1986 to authorize the Mayor to establish and revise fees and additional charges regarding the Construction Codes, building permits, and certificates of occupancy, without submission of the proposed rules to the Council for its prior review and approval; to amend the District of Columbia Business Corporation Act, to provide that the Mayor may establish and revise the fees and additional charges; to amend the District of Columbia Nonprofit Corporation Act to require the Mayor to establish certain fees and charges and to authorize the Mayor to revise those fees and charges; to amend the District of Columbia Cooperative Association Act to require the Mayor to submit proposed rules the Council; to amend the Limited Liability Company Act of 1940 to authorize the Mayor to establish and revise certain fees and charges; to amend the Uniform Partnership Act of 1996 to authorize the Mayor to establish and revise fees and charges and to submit the proposed rules to the Council; to amend the Uniform Limited Partnership Act of 1987 to authorize the Mayor to establish fees and additional charges; to amend section 47-2851.04 to authorize the Mayor to adjust, by rule, certain fees; Title 17 of the District of Columbia to establish the rate of certain fees and surcharges for the filing of corporation and other entity documents; to amend the Housing Production Trust Fund Act of 1988 to modify the limit on the percentage of funds in the Housing Production Trust Fund that may be used for administrative costs; to authorize the Mayor to issue grants in furtherance of the Mayor's planning authority; to amend the Department of Transportation Establishment Act of 2002 to modify the amount of funds that will be transferred from the District Department of Transportation Unified Fund to the General Fund; to transfer certain special purpose account balances and revenue to local funds; to modify the allocations of funding to certain existing and new capital projects; to amend the Anacostia River Clean Up and Protection Act of 2009 to clarify the permissible uses of the Anacostia River Clean Up and Protection Fund; to amend the District Department of the Environment

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Establishment Act of 2005 to clarify the permissible uses of the Storm Water Permit Compliance Enterprise Fund; to amend the Medicaid Benefits Protection Act of 1994 consistent with the requirements of the Deficit Reduction Act of 2005 to require health insurers that are legally responsible for the payment of a claim for a health care item or service to provide, as a condition of doing business in the District, information about individuals who were eligible for or received medical assistance and to amend the requirements for health insurers to reimburse the District for medical assistance it provided; to impose an assessment on hospitals, to establish a nonlapsing account into which the assessments shall be deposited, and to establish the authorized uses of funds in the account; to amend the District of Columbia Municipal Regulations to increase the fee associated with the filing of pharmaceutical marketing cost reports; to require that no fiscal year 2010 funds may be expended on any indefinite-delivery indefinite-quantity option contract for construction services that has task orders over \$1 million that has not been submitted to and approved by the Council; to amend section 16-1059 of the District of Columbia Official Code to extend the sunset date for the Domestic Violence Fatality Review Board; to allow the University of the District of Columbia to have exclusive use of the closed Patricia R. Harris Educational Center School building; to provide that \$4.6 million from the Department of employment Services to remain available to fund a request for proposals related to adult job training; to clarify that the district of Columbia Public Library is authorized to issue grants and execute contracts pursuant to the Reserve for African-American Civil War Records Act of 2009; to amend the District of Columbia Campaign Finance Reform and Conflict of Interest Act of 1974 to establish a nonlapsing fund for the purpose of administration and enforcement of Title V of the act; and to provide that of the capital funds allocate for a specified streetcar project, \$34.5 million shall be subject to Council approval of a comprehensive plan on the financing, operations, and capital facilities of the project.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Fiscal Year 2010 Balanced Budget Support Emergency Act of 2010".

TITLE I. WASHINGTON CENTER ON AGING LEASE INCOME

Sec. 101. Short title.

This title may be cited as the "Washington Center on Aging Lease Income Emergency Amendment Act of 2010".

Sec. 102. Section 5(a) of the District of Columbia Appropriations Act, 1955, approved July 1, 1954 (68 Stat. 393; D.C. Official Code § 10-701(a)), is amended by striking the phrase "Fund." and inserting the phrase "Fund; provided, that the income received from the lease of the Washington Center for Aging Service building and property, located at 2601 18th Street, N.E., shall be deposited in, and credited to the unrestricted fund balance of, the General Fund of the

RE-ENROLLED ORIGINAL

District of Columbia." in its place.

TITLE II. LICENSING, PERMITTING, AND CORPORATE FILINGS

Sec. 201. Short title.

This title may be cited as the "Licensing, Permitting, and Corporate Filings Emergency Amendment Act of 2010".

Sec. 202: Section 1593 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1426; D.C. Official Code § 1-1329), is amended as follows:

(a) Subsection (a) is amended to read as follows:

"(a)(1) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish and revise the fees and additional charges for services rendered by the Surveyor of the District of Columbia. The fees shall be established by the Mayor in such amounts as, in the Mayor's judgment, will be commensurate with the cost to the District of Columbia for providing the services rendered by the Office of the Surveyor. The schedule of fees established by the Mayor shall be available for inspection in the Office of the Surveyor.

"(2) The proposed rules issued pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

(b) Subsection (a-1) is repealed.

Sec. 203. Section 6a of the Construction Codes Approval and Amendments Act of 1986, effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code § 6-1405.01), is amended by adding a new subsection (e) to read as follows:

"(e) To the extent not authorized by paragraph 7 of the General Expenses titles of An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirteenth, nineteen hundred and ten, and for other purposes, approved March 3, 1909 (35 Stat. 689; D.C. Official Code § 6-661.01), and notwithstanding section 10(a), the Mayor, from time to time, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish and revise fees and additional charges regarding the Construction Codes, building permits, and certificates of occupancy, without submission of the proposed rules to the Council for its prior review and approval."

Sec. 204. Section 121 of the District of Columbia Business Corporation Act, approved June 8, 1954 (68 Stat. 228; D.C. Official Code § 29-101.121), is amended as follows:

RE-ENROLLED ORIGINAL

(a) Subsection (a) is amended to read as follows:

"(a) The Mayor shall impose on every corporation organized under the laws of the District fees and charges for the following:

"(1) Fees for filing, furnishing, or issuing any document or certificate;

"(2) License fees; and

"(3) Miscellaneous fees and charges."

(b) Subsection (b) is amended to read as follows:

"(b)(1) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish and revise the fees and additional charges described in subsection (a) of this section.

"(2) The proposed rules issued pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

Sec. 205. Section 92 of the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 300; D.C. Official Code § 29-301.92), is amended to read as follows:

"Sec. 92. Fees and charges.

"(a) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), shall establish, and may revise, the following fees and charges:

"(1) Fees for filing, issuing, or furnishing any document or certificate;

"(2) License fees; and

"(3) Miscellaneous fees and charges.

"(b) The proposed rules issued pursuant to subsection (a) of this section shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

Sec. 206. Section 44(a) of the District of Columbia Cooperative Association Act, approved June 19, 1940 (54 Stat. 490; D.C. Official Code § 29-944(a)), is amended by striking the phrase "of \$10." and inserting the phrase "in an amount established by the Mayor by rule. The proposed rules issued pursuant to this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved." in its place.

RE-ENROLLED ORIGINAL

Sec. 207. Section 64 of the Limited Liability Company Act of 1940, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1063), is amended to read as follows:

"Sec. 64. Fees and charges.

"(a) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish and revise the following fees and charges:

"(1) Fees for filing, issuing, or furnishing any document or certificate;

"(2) License fees; and

"(3) Miscellaneous fees and charges.

"(b) The proposed rules issued pursuant to subsection (a) of this section shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

Sec. 208. The Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-101.01 *et seq.*), is amended as follows:

(a) Section 105(f) (D.C. Official Code § 33-101.05(f)) is amended to read as follows:

"(f)(1) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish and revise fees and charges for the filing of documents and issuance of certificates and other documents, providing certified copies of statements, recording statements, and for taking other actions under this act.

"(2) The proposed rules issued pursuant to paragraph (1) of this subsection shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

(b) Section 1004 (D.C. Official Code § 33-110.04) is amended as follows:

(1) Subsection (a) is amended to read as follows:

"(a) The Mayor may require that a limited liability partnership file a statement of qualification or statement of foreign qualification, or cancellation thereof or amendment thereto, a biennial report, and other relevant statements or documents, on forms provided by the Mayor."

(2) Subsection (b) is amended to read as follows:

"(b)(1) The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish and revise fees and charges for the filing of documents and issuance of certificates and other documents, providing certified copies of statements, recording statements, and for taking other actions under this act.

"(2) The proposed rules issued pursuant to paragraph (1) of this subsection shall

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be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

Sec. 209. Section 1102(b) of the Uniform Limited Partnership Act of 1987, effective December 10, 1987 (D.C. Law 7-49; D.C. Official Code § 33-211.02(b)), is amended to read as follows:

"(b) The Mayor, pursuant to Title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may establish fees and additional charges as necessary for the implementation of this act."

Sec. 210. Section 47-2851.04(c)(1) of the District of Columbia Official Code is amended as follows:

(a) The existing text is designated as subparagraph (A)

(b) A new subparagraph (B) is added to read as follows:

"(B) The Director, pursuant to subchapter I of Chapter 5 of Title 2, may revise such fees as are established by this subchapter. The proposed rules issued pursuant to this subparagraph shall be submitted to the Council for a 90-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 90-day review period, the proposed rules shall be deemed disapproved."

Sec. 211. Title 17 of the District of Columbia Municipal Regulations is amended as follows:

(a) A new Chapter 6 is added to read as follows:

"CHAPTER 6 DCRA CORPORATIONS DIVISION SCHEDULE OF FEES

"Sec.

"600 General Provisions

"601 Corporations Filing Fees

"602 Nonprofit Corporations Filing Fees

"603 Limited Liability Company Filing Fees

"604 General Partnership Filing Fees

"605 Limited Liability Partnership Filing Fees

"606 Limited Partnership Filing Fees

"607 Cooperative Association Filing Fees

"608 Trade Name Filing Fees

"600 GENERAL PROVISIONS

"600.1 This chapter establishes the fees and charges for filings, certifications, and reports submitted to or requested of the Corporations Division of the Department of Consumer and

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Regulatory Affairs.

"600.2 For each of the filings required by the Corporations Division, the Director shall offer the following optional services:

"(a) Expedited same-day service: \$100, in addition to all other fees required by statute or regulation; and

"(b) Expedited 3-day service: \$50, in addition to all other fees required by statute or regulation.

"600.3 Beginning on June 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of any filing or document that is submitted to, or requested from, the Corporations Division to cover the costs of enhanced technological capabilities of the Corporations Division. The additional fee required by this subsection shall expire on October 1, 2013.

"601. CORPORATIONS FILING FEES

"601.1 The Director shall charge the following fees pursuant to section 121 of the District of Columbia Business Corporation Act, approved June 8, 1954 (68 Stat. 228; D.C. Official Code § 29-101.121):

"(a) Filing articles of incorporation:

"(1) For a corporation with authorized capital up to 100,000 shares: \$185;

"(2) For a corporation with authorized capital of more than 100,000 shares and up to 500,000 shares: \$500;

"(3) For a corporation with authorized capital of more than 500,000 shares and up to 1,000,000 shares: \$1,000; and

"(4) For a corporation with authorized capital of more than 1,000,000 shares: \$1,500;

"(b) Amendment to articles of incorporation or restated articles of incorporation: \$185; provided, that if the amendment will increase the number of shares, the fee shall be as follows:

"(1) For a corporation with authorized shares of capital up to 100,000 shares: \$185;

"(2) For a corporation with authorized capital of more than 100,000 shares and up to 500,000 shares: \$500;

"(3) For a corporation with authorized capital of more than 500,000 shares and up to 1,000,000 shares: \$1,000; and

"(4) For a corporation with authorized capital of more than 1,000,000 shares: \$1,500;

"(c) Filing articles of merger or consolidation: \$150;

"(d) Filing articles of domestication: \$185;

"(e) Filing a statement of intent to dissolve: \$35;

"(f) Filing articles of reincorporation: \$185;

"(g) Filing articles of dissolution: \$75;

"(h) Filing a statement of change of address of registered office or change of registered

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agent, or both: \$35;

"(i) Filing a statement of the establishment of a series of shares: \$35;

"(j) Filing an application of a foreign corporation for a certificate of authority to transact business in the District and issuing a certificate of authority: \$200;

"(k) Filing an application for reservation of a corporate name or for a renewal of reservation: \$35;

"(l) Filing a notice of transfer of a reserved corporate name: \$35;

"(m) Filing an application of a foreign corporation for an amended certificate of authority to transact business in the District and issuing an amended certificate of authority: \$150;

"(n) Filing a copy of articles of merger of a foreign corporation holding a certificate of authority to transact business in the District: \$150;

"(o) Filing an application for withdrawal of a foreign corporation and issuing a certificate of withdrawal: \$35;

"(p) Filing an application for reinstatement of a domestic or foreign corporation and issuing a certificate of reinstatement: \$250;

"(q) Furnishing a certified copy of any document, instrument, report, or paper relating to a corporation: \$35;

"(r) Filing by a registered agent of a corporation of a statement of change of address of the registered agent: \$35, plus \$15 for each corporation, domestic or foreign, listed in the statement;

"(s) Furnishing a certificate as to the status of a corporation, domestic or foreign: \$15;

"(t) Furnishing a certificate as to the existence or nonexistence of facts or filings relating to corporations, domestic or foreign: \$30;

"(u) Filing 2-year report for foreign and domestic corporations: \$250;

"(v) Filing 2-year report for foreign and domestic corporations after deadline:

"(1) Foreign corporation late fee: \$75; and

"(2) Domestic corporation late fee: \$35, plus interest that shall accrue on the 2-year report fee at the rate of 5% per month until the report fee is paid;

"(w) Filing service of process: \$15; and

"(x) Filing articles of dissolution by incorporators: \$75.

"602 NONPROFIT CORPORATIONS FILING FEES

"602.1 The Director shall charge the following fees pursuant to section 92 of the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 300; D.C. Official Code § 29-301.92):

"(a) Filing articles of incorporation and issuing certificates of incorporation: \$70;

"(b) Filing articles of amendment and issuing a certificate of amendment: \$65;

"(c) Filing articles of merger or consolidation and issuing a certificate of merger or consolidation: \$65;

"(d) Filing a statement of change of address or registered officer or change or registered agent, or both: \$60;

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- "(e) Filing articles of dissolution: \$70;
 - "(f) Filing an application for reservation of a corporate name or for a renewal of reservation: \$65;
 - "(g) Filing a notice of transfer of a reserved corporate name: \$65;
 - "(h) Filing a statement of election to accept the District of Columbia Nonprofit Corporation Act and issuing a certificate of acceptance: \$70;
 - "(i) Filing an application of a foreign corporation for a certificate of authority to conduct affairs in the District and issuing a certificate of authority: \$70;
 - "(j) Filing an application of a foreign corporation for an amended certificate of authority to conduct affairs in the District and issuing an amended certificate of authority: \$65;
 - "(k) Filing a copy of an amendment to the articles of incorporation of a foreign corporation holding a certificate of authority to conduct affairs in the District: \$65;
 - "(l) Filing a copy of articles of merger of a foreign corporation holding a certificate of authority to conduct affairs in the District: \$65;
 - "(m) Filing an application for withdrawal of a foreign corporation and issuing a certificate of withdrawal: \$65;
 - "(n) Filing an application for reinstatement of a domestic or foreign corporation and issuing a certificate of reinstatement: \$70;
 - "(o) Filing any other statement or report, excluding a 2-year report: \$30;
 - "(p) Furnishing a certified copy of any document, instrument, or paper relating to a corporation: \$35;
 - "(q) Furnishing a certificate as to the existence or nonexistence of a fact relating to a corporation, except a certificate of good standing: \$30;
 - "(r) Filing a 2-year report of domestic or foreign corporation: \$75;
 - "(s) Furnishing a certificate of good standing: \$30;
 - "(t) Filing an amended report: \$75;
 - "(u) Filing a 2-year report of domestic or foreign corporation after deadline: \$40;
 - "(v) Filing an election of trustees: \$3;
 - "(w) Filing an amendment to articles of incorporation of an Old Act Corporation: \$3;
 - "(x) Furnishing a certified copy of any document, instrument, or paper relating to an Old Act Corporation or a corporation incorporated pursuant to act of Congress: \$5; and
 - "(y) Furnishing a certificate of good standing to an Old Act Corporation or a corporation incorporated pursuant to an act of Congress: \$1.
- "603 LIMITED LIABILITY COMPANY FILING FEES
- "603.1 The Director shall charge the following fees pursuant to section 64 of the Limited Liability Company Act of 1994, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1063):
- "(a) Filing an application for registration as a foreign limited liability company: \$200;
 - "(b) Filing articles of organization: \$150;
 - "(c) Filing articles of merger: \$150;

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- "(d) Filing articles of amendment: \$150;
 - "(e) Filing articles of correction: \$150;
 - "(f) Filing articles of dissolution: \$150;
 - "(g) Filing articles of cancellation: \$150;
 - "(h) Filing a certificate of correction referred to in section 57 of the Limited Liability Company Act of 1994, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1056): \$150;
 - "(i) Filing a copy of the document effecting a merger referred to in section 63 of the Limited Liability Company Act of 1994, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1062): \$150;
 - "(j) Filing a petition for reinstatement: \$150;
 - "(k) Filing a statement of change of registered agent: \$35;
 - "(l) Filing a statement of change of address of the registered office: \$35;
 - "(m) Filing an application to reserve or to renew the reservation of a name for use by a domestic or foreign limited liability company: \$35;
 - "(n) Filing a notice of transfer of a name reserved for use by a domestic or foreign limited liability company: \$35;
 - "(o) Filing a statement of fictitious name by a foreign limited liability company: \$35;
 - "(p) Furnishing a certified copy of any document filed under the Limited Liability Company Act of 1940, effective July 23, 1994 (D.C. Law 10-138; D.C. Official Code § 29-1001 *et seq.*): \$35;
 - "(q) Filing a 2-year report for foreign and domestic limited liability companies: \$150;
 - "(r) Filing a 2-year report for foreign and domestic limited liability company after deadline: \$75; and
 - "(s) Filing restated articles of organization (domestic): \$150.
- "604 GENERAL PARTNERSHIP FILING FEES**
- "604.1 The Director shall charge the following fees pursuant to the Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-101.01 *et seq.*):
- "(a) Filing a partnership authority form: \$150;
 - "(b) Filing a partnership disassociation form: \$150;
 - "(c) Filing a partnership cancellation form: \$150;
 - "(d) Furnishing a certificate of good standing: \$25; and
 - "(e) Filing a partnership conversion form: \$150.
- "605 LIMITED LIABILITY PARTNERSHIP FILING FEES**
- "605.1 The Director shall charge the following fees pursuant to section 1004 of the Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-110.04):
- "(a) Filing an application of registration (domestic and foreign): \$150;
 - "(b) Filing a 2-year report (foreign and domestic): \$200;
 - "(c) Filing an application of cancellation (foreign): \$150;

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- "(d) Filing an application of dissolution (domestic): \$150;
- "(e) Filing an application to change registered agent: \$25;
- "(f) Filing an application for certificate of amended authority: \$150;
- "(g) Filing an application for certificate of amendment: \$150;
- "(h) Filing an application for reservation of name: \$35;
- "(i) Furnishing certified copies of documents: \$25;
- "(j) Furnishing a certificate of good standing: \$25;
- "(k) Furnishing a certificate of no record: \$25;
- "(l) Filing a 2-year report after deadline: \$25.

"606 LIMITED PARTNERSHIP FILING FEES

"606.1 The Director shall charge the following fees pursuant to section 105 of the Uniform Partnership Act of 1996, effective April 9, 1997 (D.C. Law 11-234; D.C. Official Code § 33-101.05):

- "(a) Furnishing a certificate of good standing: \$18;
- "(b) Furnishing a certified copy of a limited partnership filing: \$20;
- "(c) Filing a change of registered agent: \$25;
- "(d) Filing a transfer of reserved name of the limited partnership: \$25;
- "(e) Filing an application of authority (foreign): \$70;
- "(f) Filing an application of certificate of limited partnership (domestic): \$70;
- "(g) Filing articles of amendment (domestic): \$70;
- "(h) Filing an application for amended authority (foreign): \$70;
- "(i) Filing articles of merger: \$70;
- "(j) Filing articles of cancellation (domestic): \$70; and
- "(k) Filing an application for withdrawal (foreign): \$70.

"607 COOPERATIVE ASSOCIATION FILING FEES

"607.1 The Director shall charge the following fees for cooperative associations:

- "(a) Filing articles of incorporation (domestic): \$6;
- "(b) Filing an application for authority (foreign): \$6;
- "(c) Filing an application for withdrawal: \$6;
- "(d) Filing articles of dissolution: \$6;
- "(e) Furnishing a certificate of good standing: \$1;
- "(f) Filing an annual report (domestic and foreign): \$0.50;
- "(g) Filing articles of amendment (domestic): \$6; and
- "(h) Filing an application for amended authority (foreign): \$6.

"608 TRADE NAME FILING FEES

"608.1 The Director shall charge the following fees for trade names:

- "(a) Filing a trade name registration application: \$50;
- "(b) Filing a trade name renewal: \$50;
- "(c) Filing a trade name amendment application: \$25;
- "(d) Furnishing a trade name certificate copy: \$25; and

"(e) Filing a trade name cancellation: \$25.
 "699 DEFINITIONS
 "When used in this chapter, the following term shall have the meaning ascribed:
 "Old Act Corporation - a corporation that:
 "(a) Was incorporated in the District of Columbia prior to August 6, 1962, under any of the following provisions:
 "(1) Sections 574 through 586 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1280; D.C. Official Code § 29-601 *et seq.*);
 "(2) Sections 587 through 598 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1282; D.C. Official Code § 29-701 *et seq.*); or
 "(3) Sections 599 through 604 of An Act To establish a code of law for the District of Columbia, approved March 3, 1901 (31 Stat. 1283; D.C. Official Code § 29-801 *et seq.*); and
 "(b) Has not elected to be subject to the District of Columbia Nonprofit Corporation Act, approved August 6, 1962 (76 Stat. 265; D.C. Official Code § 29-301.01 *et seq.*);"
 (b) Chapter 35 is amended as follows:
 (1) Section 3502 is repealed.
 (2) Section 3503 is repealed.
 (c) Chapter 89 is amended as follows:
 (1) Section 8911 is repealed.
 (2) Section 8912 is repealed.
 TITLE III. HOUSING PRODUCTION TRUST FUND ADMINISTRATIVE COSTS
 Sec. 301. Short title.
 This title may be cited as the "Housing Production Trust Fund Emergency Amendment Act of 2010".
 Sec. 302. Section 3(b)(10) of the Housing Production Trust Fund Act of 1988, effective March 16, 1989 (D.C. Law 7-202; D.C. Official Code § 42-2802(b)(10)), is amended to read as follows:
 "(10) Beginning on October 1, 2009, funds for the administration of the Fund deposited into the fund pursuant to subsection (c) of this section:
 "(A) Not to exceed 10% in fiscal year 2009 or earlier;
 "(B) Not to exceed 15% in fiscal year 2010;
 "(C) Not to exceed 15% in fiscal year 2011; and
 "(B) Not to exceed 10% in fiscal year 2012 or later; and".

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TITLE IV. GRANTMAKING AUTHORITY FOR PLANNING

Sec. 401. Short title.

This title may be cited as the "Planning Grantmaking Authority Emergency Act of 2010".

Sec. 402. Grants for planning and planning implementation purposes.

The Mayor may issue grants to individuals and organizations in furtherance of the Mayor's planning mission under section 423 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 792; D.C. Official Code § 1-204.23), subject to appropriations and the provisions of D.C. Official Code § 47-368.06 from:

- (1) Local revenue;
- (2) Dedicated tax revenue;
- (3) Special purpose revenue; and
- (4) Capital funds.

Sec. 403. Rules.

The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this act.

TITLE V. DISTRICT DEPARTMENT OF TRANSPORTATION UNIFIED FUND

Sec. 501. Short title.

This title may be cited as the "District Department of Transportation Unified Fund Emergency Amendment Act of 2010".

Sec. 502. Section 9c(c)(2) of the Department of Transportation Establishment Act of 2002, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 50-921.11(c)(2)), is amended by striking the phrase "100% of the sales and use taxes collected by the District for parking and storing; provided, that any such revenues in excess of \$30 million shall be deposited into the Highway Trust Fund." and inserting the phrase "all revenue derived from the sales and use taxes collected by the District for parking and storing; provided, that of the first \$30 million collected each year, \$12.7 million in fiscal year 2009, \$12.2 million in fiscal year 2010, and \$10.2 million in all subsequent fiscal years shall remain in the General Fund of the District of Columbia and that any revenue in excess of \$30 million shall be deposited into the Highway Trust Fund." in its place.

TITLE VI. SPECIAL PURPOSE FUND TRANSFERS

Sec. 601. Short title.

This title may be cited as the "Fiscal Year 2010 Transfer of Special Purpose Funds Emergency Act of 2010".

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Sec. 602. (a) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from the certified fund balances in those accounts to the unrestricted fund balance of the General Fund of the District of Columbia and recognize as fiscal year 2010 revenue the dollar amounts specified in the chart:

| AGENCY NAME (AGENCY CODE) | | DOLLAR AMOUNT |
|--|-----------------------------|---------------|
| FUND DETAIL | FUND DETAIL NAME | |
| District Department of Real Estate Services (AM0) | | |
| 1459 | Rent | 4,537,055 |
| Office of the Chief Financial Officer (AT0) | | |
| 0606 | Recorder of Deeds Surcharge | 1,000,000 |

(b) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from the certified revenues deposited in those accounts to the unrestricted fund balance of the General Fund of the District of Columbia and recognize as fiscal year 2010 revenue the dollar amounts specified in the chart:

| AGENCY NAME (AGENCY CODE) | | FY2010 |
|---|--|-----------|
| FUND DETAIL | FUND DETAIL TITLE | |
| Office of the Tenant Advocate (CO0) | | |
| 6005 | Condominium Conversion | 793,000 |
| Department of Consumer and Regulatory Affairs (CR0) | | |
| 6006 | Nuisance Abatement | 1,206,775 |
| 6008 | Real Estate Guaranty and Education Fund | 53,655 |
| 6010 | OPLA - Special Account | 180,388 |
| 6013 | Basic Business License Fund | 475,866 |
| 6025 | Construction/Zoning Compliance Management Fund | 41,955 |
| Office of Cable Television (CT0) | | |
| 0600 | Cable Franchise Fees | 851,096 |
| Office of the Deputy Mayor for Planning and Economic Development (EB0) | | |
| 0609 | Industrial Revenue Bond Program | 442,803 |
| 0632 | Economic Development Special Account | 199,000 |
| Motor Vehicle Theft Prevention Commission (FW0) | | |
| 0601 | Insurance Violation Fines | 775,000 |
| Department of Health (HC0) | | |

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|---|--|---------|
| 0605 | SHPDA Fees | 43,165 |
| 0606 | Vital Records Revenue | 25,725 |
| 0633 | Radiation Protection | 31,006 |
| 0638 | Animal Control Dog License Fees | 12,558 |
| 0643 | Board of Medicine | 131,775 |
| 0649 | Health Facility Fee | 11,661 |
| 0655 | SHPDA Admission Fee | 21,000 |
| Alcohol Beverage Regulation Administration (LQ0) | | |
| 6017 | ABC-Import and Class License Fees | 231,951 |
| District Department of the Environment (KG0) | | |
| | General Enforcement Fines and Fees | |
| 0600 | | 20,000 |
| 0634 | Soil Erosion/Sediment Control | 937,957 |
| 0645 | Pesticide Product Registration | 323,000 |
| 0662 | Renewable Energy Development Fund | 19,280 |
| 0663 | Brownfield Revitalization | 131,849 |
| 0665 | Adjudication Hearings (Water Quality) | 64,578 |
| 0666 | Wells Fund | 4,181 |
| 0674 | Hazardous Generator Fees | 84,000 |
| 6101 | Stripperwell | 41,040 |
| | Economy II | |
| 6201 | | 20,000 |
| | Sustainable Energy Trust Fund | |
| 6700 | | 905,527 |
| | Energy Assistance Trust Fund | |
| 6800 | | 311,949 |
| 6202 | Residential Aid Discount (RAD) | 5,000 |
| 6203 | Residential Essential Services (RES) | 9,500 |
| 6204 | WASA Utility Discount Program | 21,000 |
| 0607 | Underground Storage Tank Fines and Fees | 73,630 |
| 0646 | Storm Water Fees | 56,181 |
| Department of Motor Vehicles (KV0) | | |
| 6000 | General O-Type Revenue Sources | 318,326 |
| 6258 | Motor Vehicle Inspection Station | 723,660 |
| Department of Mental Health (RM0) | | |
| 0640 | DMH Medicare and Third Party Reimbursement | 109,864 |
| Department of Insurance, Securities, and Banking (SR0) | | |
| 2100 | HMO Assessment | 22,695 |

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|------|-----------------------------------|---------|
| 2200 | Insurance Assessment | 222,922 |
| 2300 | Securities Broker/Dealer Licenses | 117,792 |
| 2800 | Captive Insurance | 67,062 |
| 2900 | Banking Trust Fund | 115,847 |

(c) Notwithstanding any provision of law limiting the use of funds in the accounts listed in the following chart, the Chief Financial Officer shall transfer from either the certified fund balances of those accounts or the certified revenues deposited in those accounts to the unrestricted fund balance of the General Fund of the District of Columbia and recognize as revenue in fiscal year 2010 the dollar amounts specified in the chart:

| Fund Name | FY10 |
|--|------------|
| Baseball Fund | 11,689,000 |
| NIF Fund | 1,413,727 |
| Office on Aging Client Reserve Account | 8,710,856 |

TITLE VII. CAPITAL BUDGET REALIGNMENTS

Sec. 701. Short title.

This title may be cited as the "Capital Projects Modification Emergency Act of 2010".

Sec. 702. Realignment of capital project funding.

(a) The budget authority for each capital project in the following chart shall be realigned by decreasing the specified allotment and associated budget authority for each project in fiscal year 2010 and adding the specified allotment and associated budget authority to the same project in fiscal year 2011 and in the same project phases and from the same type of funding sources as the fiscal year 2010 decreased amounts:

| Agency | Project # | Project Name | FY 2010 Decrease (\$) | FY 2011 Appropriation (\$) |
|--------|-----------|-------------------------------------|-----------------------|----------------------------|
| EB0 | EB402C | Pennsylvania Avenue, SE, Properties | 3,400,000.00 | 3,400,000.00 |
| FB0 | LB637C | Engine 15 | 2,508,459.43 | 2,508,459.43 |
| FB0 | LC337C | Engine 21 | 479,096.89 | 479,096.89 |
| FB0 | LC437C | Engine 22 | 3,000,000.00 | 5,100,000.00 |
| FB0 | LC837C | Engine 26 | 2,051,000.00 | 2,051,000.00 |
| FB0 | LE337C | Engine 5 | 479,096.89 | 479,096.89 |
| FB0 | LE737C | Engine 27 | 1,533,743.00 | 1,533,743.00 |
| FB0 | LE937C | Special Operations Facility | 238,912.00 | 857,189.64 |
| FB0 | LI237C | Integrated Management | 860,639.00 | 860,639.00 |

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|-----|--------|---|--------------|--------------|
| | | Information System | | |
| CEO | MCE03C | Martin Luther King Jr. Memorial Library | 901,351.60 | 901,351.60 |
| TOO | EQ101C | Master Lease Wireless | 1,865,215.00 | 1,865,215.00 |
| TOO | N2101C | Mainframe Relocation | 723,372.00 | 723,372.00 |

(b) The capital budget allotment and associated budget authority for each of the capital projects listed in the following chart is decreased in the amount set forth in the chart:

| Agency | Project # | Project Name | FY10 Rescission Amount (\$) |
|--------|-----------|--|-----------------------------|
| KA0 | EDS01C | Georgia Avenue/7th Street | 4,825,286.30 |
| GA0 | NL937C | Complete Renovation and Modernization | 1,417,422.44 |
| GA0 | SG120C | General Improvement | 855,952.88 |
| GA0 | SG138C | General Improvements | 1,008,000.00 |
| GA0 | SG305C | Modernization | 1,951,935.00 |
| GA0 | NR638C | H.D. Woodson | 4,139,000.00 |
| ELC | FR102C | Move to Virginia Avenue | \$315,000 |
| HA0 | RG005C | Roof Replacement | \$300,000 |
| HA0 | RR007C | Facility Renovation | \$300,000 |
| ELC | N1901C | PC Refresh | \$13,729.61 |
| ELC | N1902C | OCTO Application Support Server Refresh | \$60,814.76 |
| ELC | EQ401C | Child Tracking System | \$28,069.70 |
| ELC | Various | Close-out of former PBC accounts | \$991,000 |
| KA0 | EDS00C | Great Streets General Planning | \$1,600,000 |
| KA0 | EDS02C | Great Streets H Street NE/Benning Road | \$1,200,000.00 |
| KA0 | EDS03C | Great Streets Nannie Helen Burroughs Avenue SE | \$400,000.00 |
| KA0 | EDS06C | Great Streets M. L. King Jr Avenue SE/S Capitol Street | \$800,000.00 |
| AM0 | EA710B | Neighborhoods Revitalization | \$ 34,000 |
| AM0 | N1401C | Government Centers | \$ 1,600,000 |
| AM0 | N1412C | Government Centers Pool/Anacostia Gateway | \$ 29,000 |
| TOO | N1601B | DC WAN | \$ 27,088.02 |
| TOO | N1704C | IT Infrastructure Implementation | \$ 182,000 |

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|-----|--------|--|----------------|
| TO0 | N1707C | Infrastructure Support Systems | \$ 457,000 |
| TO0 | N1710C | Data Center Consolidation | \$ 657,912 |
| TO0 | N1801C | Shared Facility Upgrade | \$ 646,039 |
| TO0 | N2701C | Applications Maintenance Transition Project | \$ 100,000 |
| TO0 | N3699C | SMP Pool (Paygo Budget 0301) | \$ 486,000 |
| GM0 | YY133C | Selective Additions and New Construction | \$2,000,000 |
| HC0 | HC501C | Community Clinics Construction | \$4,350,132.58 |
| TO0 | N1702C | DC Cable Net | \$253,961.34 |
| EB0 | EDS | Unallocated Great Streets | \$4,000,000 |
| RM0 | HX501C | St Elizabeths Hospital (allotment) | \$12,500,000 |
| AM0 | N1415C | Public Safety Hdqts (authority only) | \$12,500,000 |

(c) The fiscal year 2010 allotments and associated budget authority for the capital projects in the following chart shall be increased by the dollar amounts set forth in the chart, from the funding sources designated in the chart:

| Agency | Project # | Project Name | FY10 Addition Amount (\$) |
|--------|-----------|--|------------------------------|
| HA0 | QI937C | Rosedale Recreation Center | 2,042,343.81 |
| KA0 | CA302C | Repair/Maintain Curbs/Sidewalks/ Alleys | 700,000 |
| KA0 | CE301C | Pavement Marking and Traffic Calming | 300,000 |
| KA0 | SA306C | Streetcars | \$963,101.00 |
| KA0 | SA306C | Streetcars | 500,000 |
| KA0 | SA306C | Streetcars | \$12,500,000 |
| KE0 | SA202C | MetroBus (to support the Circulator in East Washington) | \$399,345.41 |
| RL0 | RL201C | Performance-Based Contracts | 124,000 |
| RM0 | HX403C | Mental Health Housing Initiatives | 1,000,000 |
| HA0 | NEW | Georgetown Park | \$600,000 |
| RL0 | RL202C | Performance Based Contracts (Faces.Net) | \$65,000 |
| FBO | NEW | Engine Company 28 | \$1,900,000 |
| HA0 | QS339C | Edgewood Recreation | \$1,000,000 |
| HA0 | QJ901C | Boys & Girls Clubs | \$3,143,000.00 |
| GM0 | NR637C | Woodson Senior High School | \$ 4,139,000.00 |
| GM0 | NEW | Autism Suites | \$337,088.28 |

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|-----|--------|---|----------------|
| GM0 | NEW | Ward 8 School Playgrounds | \$850,000.00 |
| GM0 | YY230C | Stabilization | \$650,262.00 |
| GM0 | NEW | Murch Demountables | 400,000.00 |
| FA0 | CTV10C | MPD Tactical Village Training Facility | \$3,200,000.00 |
| EBO | EB404C | Lincoln Theater | \$500,000 |
| GM0 | NEW | Middle School IT/Arts & Sciences Initiative | \$3,573,345.61 |
| FA0 | CTV10C | MPD Tactical Village Training Facility | \$2,000,000.00 |
| GM0 | NEW | Pre-K Classroom Conversions | \$750,285.54 |
| GM0 | NEW | Noyes & Hearst Demountables | \$900,000.00 |
| KT0 | NEW | Paygo swap to Street Sweeping | \$486,000.00 |
| GM0 | NEW | DC Schools Kitchen (planning and Design) | \$3,598,000.00 |
| HCO | HC301C | MMIS Completion | \$1,985,000 |
| HA0 | OB338C | Roper-Deanwood | \$300,000.00 |
| GM0 | NF937C | Complete Modernization | \$300,000 |
| GM0 | WT337C | Modernization - Whittier ES | \$2,000,000 |
| EBO | | Bruce Monroe ES Interim | \$1,500,000 |
| GM0 | | Middle Schools IT/Arts and Sciences Initiative | \$600,000 |
| HA0 | QI237C | Marvin Gaye Park/Rec | \$1,200,000 |
| HA0 | QS339C | Edgewood Recreation Center | \$1,000,000 |
| CE0 | FGR37C | Francis Gregory Neighborhood Library | \$3,400,000 |
| HA0 | QB338 | Roper-Deanwood Recreation | \$4,300,000 |
| HT0 | MPM01C | Administrative Service Organization (Medicaid billing system) | \$2,200,000 |

(d) For fiscal year 2010, the Washington Metropolitan Area Transit Authority Fund, established by the Washington Metropolitan Area Transit Fund Act of 2006, effective June 16, 2006 (D.C. Law 16-132; D.C. Official Code § 9-1108.01) ("Fund"), shall:

(1) Retain Appropriated Fund 0300 budget allotment and associated budget authority of \$12.5 million currently accounted for in the Fund to transfer this subsidy in fiscal year 2010 to the Washington Metropolitan Area Transit Authority ("Authority") as a match for federal funds appropriated by the Congress of the United States pursuant to section 601 of the Passenger Rail Investment and Improvement Act of 2008, approved October 16, 2008 (122 Stat. 4848; Pub. L. No. 110-432), to be used for capital improvements undertaken by the Authority.

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(2) Exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$13 million currently accounted for in the Fund with an equal amount of Appropriated Fund 0301 budget in various projects identified by the Chief Financial Officer, as shown in the committee report of the Committee of Whole for the Fiscal Year 2010 Revised Budget Request Act of 2010, passed on 1st and final reading on May 26, 2010 (Enrolled version of Bill 18-727)(“Budget Request Act Report”), to transfer up to this amount as a Paygo capital subsidy in fiscal year 2010 to the Authority to be used as operating budget resources by the Authority;

(3) Redirect Appropriated Fund 0300 budget allotment and associated budget authority of \$3 million currently accounted for in the Fund to the capital projects, in the following chart, which shall be increased by the dollar amounts set forth in the chart from the funding sources and for the project phases designated in the chart:

| | | | |
|-----|--------|--|--------------|
| KA0 | EDS00C | Great Streets: General Planning | 600,000.00 |
| KA0 | EDS02C | Great Streets: H Street NE/Benning Road | 1,200,000.00 |
| KA0 | EDS03C | Great Streets: Nannie Helen Burroughs Avenue SE | 400,000.00 |
| KA0 | EDS06C | Great Streets: M. L. King Jr. Avenue SE/S Capitol Street | 800,000.00 |

(4) The Streetcars project (KA0 project SA306C) shall be funded in the amount of \$15,447,212 for fiscal year 2010 as follows:

(A) Redirect Appropriated Fund 0300 budget allotment and associated budget authority of \$1,484,111 currently accounted for in the Fund to the capital project, in the following chart, which shall be increased by the dollar amounts set forth in the chart from the funding sources and for the project phases designated in the chart:

| | | | |
|-----|--------|---|--------------|
| KA0 | SA306C | Streetcars - Planning & Prelim. Engineering | 1,484,111.00 |
|-----|--------|---|--------------|

(B) Redirect the amount of \$963,101 from projects accounted for in subsection (a) of this section

(C) Redirect the amount of \$500,000.76 from Great Streets - Georgia Avenue (KA0 project EDS01C) as accounted for in subsection (b) of this section.

(D) Redirect an allotment in the amount of \$12.5 million from Saint Elizabeths Hospital (RM0 project HX501C) and an additional redirection of associated budget authority in the amount of \$12.5 million from the Public Safety Headquarters (Daly Building) project (AM0 project N1415C) as accounted for in subsection (b) of this section.

(5) Exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$770,000 currently accounted for in the Fund with an equal amount of Appropriated Fund 0301 budget in various projects identified by the Chief Financial Officer to redirect this

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Paygo budget allotment and associated budget authority in fiscal year 2010 to the capital projects in the following chart, which shall be increased by the dollar amounts set forth in the chart from the funding sources and for the project phases designated in the chart:

| Agency | Project # | Project Name | Project Phase | Funding Source | FY 2010 Addition Amount (\$) |
|--------|-----------|---|-------------------|----------------|------------------------------|
| GM0 | NEW | Stuart Hobson MS IT/Arts & Sciences Demonstration | Construction (04) | Paygo (0301) | \$770,000 |

(6)(A) Exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$3 million currently accounted for in the Fund with an equal amount of Appropriated Fund 0332 budget in the District Department of Transportation project KA0 CE310C, Street and Alley Maintenance and Repair, to redirect this Paygo budget allotment and associated budget authority in fiscal year 2010 to the capital project in the following chart.

| Agency | Project # | Project Name | Project Phase | FY 2010 Addition Amount (\$) |
|--------|-----------|--|--------------------------------------|------------------------------|
| KA0 | NEW | Support for Small Business Survival During Construction of Any Streetscape Improvement | Project Management (03) Paygo (0332) | \$3,000,000 |

(B) Redirect budget allotment and associated budget authority of \$4 million from Paygo funding from projects accounted for in subsection (b) of this section to the capital project, which shall be increased by the dollar amounts set forth in the following chart from the funding sources and for the project phases designated in the chart.

| Agency | Project # | Project Name | Project Phase | FY 2010 Addition Amount (\$) |
|--------|-----------|--|-------------------------|------------------------------|
| KA0 | NEW | Support for Small Business Survival During Construction of Any Streetscape Improvement | Project Management (03) | \$4,000,000 |

(C) The resulting Paygo budget allotment and associated budget authority in the amount of \$7 million shall be transferred to local funds in the District Department of Transportation and recognized as Other type revenue in a special nonlapsing fund and shall remain available until expended, rescinded, or the end of fiscal year 2011, whichever occurs first.

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(7) Exchange Appropriated Fund 0300 budget allotment and associated budget authority of \$20 million currently accounted for in the Fund with an equal amount of Appropriated Fund 0301 budget in various projects identified by the Chief Financial Officer as shown in the Budget Request Act Report. The resulting Paygo budget allotment and associated budget authority in the amount of \$20 million shall be transferred to local funds and recognized as revenue for the fiscal year in which the Paygo funds are budgeted.

(8) Rescind available allotment and authority of \$ 3,243,418.39 determined by the Chief Financial Officer to no longer be necessary for the following projects in the amount specified:

| Agency | Project # | Project Title | Amount |
|-------------|-----------|-------------------------------------|--------------|
| CRO | EB301C | Property Inspection | \$160.00 |
| EBO | AW606 | Diamond Teague Close-out | \$185,975.83 |
| EBO | EBO016C | Park Morton Redevelopment | \$39,453.11 |
| EBO | EB405C | Downtown Flood Barricade | 118,000 |
| GAO/ GMO | MG137C | Addison Annex Close-Out | \$786,966.98 |
| GAO | NA137C | Adams ES Close-Out | \$205,274.55 |
| GAO | NB437C | Birney ES Close-Out | \$112,816.79 |
| GAO | NK537C | Luke Moore HS Close-Out | \$52.81 |
| GAO | NL937C | Phelps HS Close Out | \$545,784.03 |
| GAO | NM337C | Randle Highlands Close-Out | \$198,849.13 |
| GAO | NO337C | Sousa MS Close-Out | \$54,375.18 |
| GAO | NP637C | Thomson ES Close-Out | \$2,084.19 |
| GAO | NQ937C | Wheatley ES Modernization Close-Out | \$114,097.37 |
| GAO | SG305C | Modernization | \$36,779.35 |
| GAO | NX237C | School Without Walls Close-Out | \$4,920.05 |
| GMO | GM304C | Electrical Upgrades | \$31,530 |

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| GMO | GM308C | Professional Fees | \$35,433.53 |
| GMO | ND137C | Complete Modernization/Renov. | \$29.18 |
| GMO | NX237C | Modernization/Renovation | \$4,920.05 |
| HAO | QH138C | New Recreation Center | \$7,309 |
| KAO | SR318C | Potomac Park Levee Improvement | \$2,463.10 |
| KEO | SA301C | Metrorail Rehab | \$740,000 |
| RMO | HY501C | DCGH Campus | \$16,144.16 |

(e) Section 1161 of the Reallocation of Specific Capital Budget Funding Act of 2009, effective March 3, 2010 (D.C. Law 18-111; 57 DCR 181), is amended as follows:

(1) Paragraph 7 is amended by striking the phrase "An amount of \$991 million from project 20600C, entitled "Firefighting Apparatus Replacement" in the Fire and Emergency Medical Services Department" and inserting the phrase "An amount of \$550,000 from project HC104C, entitled "Immunization Program" in the Department of Health; an amount of \$411,000 from project HC103C, entitled "STD Clinic" in the Department of Health; and an amount of \$30,000 from project AH707C, entitled "Public Art Fund" in the Commission on the Arts and Humanities" in its place.

(2) A new paragraph (10) is added to read as follows:

"(10) An amount of \$346,836.50 from project CE301C, entitled "Pavement Marking and Traffic Calming" in the District Department of Transportation, to project BF208C, entitled "Performance Based Budgeting" in the Office of the Chief Financial Officer, to support budgeting requirements of Title VI, Public Works, Subtitle I, Cost Driven Re formulation of the District Department of Transportation Budget for fiscal year 2011."

Sec. 703. Rescission of Budget Authority for Capital Projects.

Section 8011 of the Capital Projects Modification Act of 2009, effective March 3, 2010 (D.C. Law 18-111; 57 DCR 181), is amended as follows:

(a) Subsection (a) is amended as follows:

(1) Strike the phrase "FB0 20600C, entitled "Fire Apparatus Replacement" in the amount of \$354,556".

(2) Add the following phrases:

(A) "BX0 AH722C, entitled "Public Art Fund" in the Commission on the Arts and Humanities in the amount of \$40,000; project HA0 NTE01C, entitled "Technology Acquisition" in the Department of Parks and Recreation in the amount of \$59,000";

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- (B) "HA0 RR010C, entitled "Facility Renovation" in the Department of Parks and Recreation in the amount of \$51,000";
- (C) "RR011C, entitled "Facility Renovation" in the Department of Parks and Recreation in the amount of \$145,000";
- (D) "HA0 RR021C, entitled "Mitchell Park" in the Department of Parks and Recreation in the amount of \$38,000";
- (E) "RM0 XA627C, entitled "Information Technology" in the Department of Mental Health in the amount of \$3,000"; and
- (F) "RMO HX401C, entitled "Construct New Hospital" in the Department of Mental Health in the amount of \$58,000".

(b) Subsection (b) is amended as follows:

- (1) Strike the figure "\$357,000" and insert the figure "\$394,000" in its place.
- (2) Add the phrase "AY0 AWC01C, entitled "Anacostia Waterfront Corporation Subsidy" in the amount of \$2,654,731.90".

Sec. 704. Appropriation of Budget Authority for Capital Projects.

Fiscal year 2010 capital budget authority is provided for project GF0 UG706C, entitled "Renovation of University Facilities" in the University of the District of Columbia, in the amount of \$3.8 million backed by O Type revenue received from student fees for use in design and construction of the new student center project and \$2.2 million backed by revenues received from the District Department of the Environment for design and construction of a "green" roof for Building 52.

Sec. 705. Charles Young site library.

Subject to available funding, the amount of \$2 million of capital or pay go funds shall be directed to the District of Columbia Public Library to expand library services at the site of the closed Charles Young Elementary School in Ward 5.

Sec. 706. Middle School Intelligent Technology, Arts and Science Initiative.

(a)(1) The fiscal year 2010 Capital Improvement Plan and Capital Projects, as approved by Congress, shall be adjusted to include a new project for improvement of internet access and technology in grades 6, 7, and 8.

(2)(A) The project shall be targeted to public schools that have not yet received full or Phase I modernizations, where these improvements have not been made. Funding for the project is as provided for in this act.

(B) The sub projects within this category shall include:

(i) Stuart Hobson Middle School Intelligent Technology and Arts and Science Demonstration at \$1.277 million, \$500,000 of general obligation funding, which is included in the current FY2010 spending plan, and \$770,000 of Pay-As-You Go funds provided in this Act;

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(ii) Middle School Intelligent Technology and Arts Improvements at \$3.573 million provided in this Act;
(iii) Middle School Intelligent Technology Project at \$600,000, and
(iv) Other sub-projects and funds as provided for in this or subsequent acts.

TITLE VIII. ANACOSTIA RIVER CLEAN UP AND PROTECTION CLARIFICATION

Sec. 801. Short title.

This title may be cited as the "Anacostia River Clean Up and Protection Clarification Emergency Amendment Act of 2010".

Sec. 802. Section 6(c) of the Anacostia River Clean Up and Protection Act of 2009, effective September 23, 2009 (D.C. Law 18-55; D.C. Official Code § 8-102.05(c)), is amended to read as follows:

"(c)(1) The Fund shall not be used to supplant funds appropriated as part of an approved annual budget for Anacostia River cleaning activities.

"(2) The Fund shall not be used to fund street sweeping activities."

TITLE IX. STORM WATER PERMIT COMPLIANCE FUND CLARIFICATION

Sec. 901. Short title.

This title may be cited as the "Storm Water Permit Compliance Fund Clarification Emergency Amendment Act of 2010".

Sec. 902. Section 152(e) of the District Department of the Environment Establishment Act of 2005, effective February 15, 2006 (D.C. Law 16-51; D.C. Official Code § 8-151.01(e)), is amended to read as follows:

"(e) Monies shall not be disbursed from the Enterprise Fund for costs associated with:

"(1) Stormwater management activities carried out prior to April 20, 2000, including street sweeping, except to the extent those activities were enhanced, and their costs increased, to comply with the terms of the Stormwater Permit; or

"(2) Stormwater management activities otherwise required by law or regulation, unless specifically permitted by the Director."

TITLE X. MEDICAID BENEFITS PROTECTION

Sec. 1001. Short title.

This title may be cited as the "Medicaid Benefits Protection Emergency Amendment Act of 2010".

Sec. 1002. Section 2 of the Medicaid Benefits Protection Act of 1994, effective March 14, 1995 (D.C. Law 10-202; D.C. Official Code § 1-307.41), is amended to read as follows:

(a) Subsection (e) is amended to read as follows:

“(e) As a condition of doing business in the District:

“(1) An insurer shall not impose requirements on a District of Columbia agency that has been assigned the rights of an individual eligible for medical assistance under the District State Medicaid Plan and covered for health benefits from the insurer that are different from requirements applicable to an agent or assignee of any other individual so covered; and

“(2) An insurer shall:

“(A) Accept the District’s right of recovery and the assignment to the District of any right of an individual or other entity to payment from the insurer for an item or service for which payment has been made under the District State Medicaid Plan;

“(B) Respond to any inquiry by the District, or its agent, regarding a claim for payment for a health care item or service that the District submits within 3 years after the date that the health care item or service was provided; and

“(C) Not deny a claim submitted by the District because of the date of submission of the claim, the type or format of the claim form, or for failure to present proper documentation at the point-of-sale that is the basis of the claim; provided, that:

“(1) The District submits the claim within the 3-year period beginning on the date of which the item or service was furnished; and

“(ii) The District commences an action to enforce its right with respect to the claim within 6 years of submitting the claim; and

“(D) Upon the request of the Mayor, in a manner prescribed by the Mayor, provide coverage, eligibility, and paid claims data to the District, or its agent, to determine the period that individuals who received, or were eligible for, health care assistance were, or could have been, covered by an insurer and the nature of the coverage that is being, or was, provided by the health insurer. The data to be provided shall include:

“(i) Each individual’s:

“(I) Name;

“(II) Address; and

“(III) Plan identification number; and

“(ii) Any other information prescribed by the Mayor.”;

(b) Subsection (f) is amended to read as follows:

“(f) For the purposes of this section, the term “insurer” includes a self-insured plan, a group health plan, as defined in section 607(1) of the Employee Retirement Income Security Act of 1974, approved April 7, 1986 (100 Stat. 231; 29 U.S.C. 1167(1)), a service benefit plan, a managed care organization, a pharmacy benefit manager, or other party that is, by statute, contract, or agreement, legally responsible for payment of a claim for all or part of a health care item or service.”;

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TITLE XI. HOSPITAL REVENUE ASSESSMENT

Sec. 1101. Short title.

This title may be cited as the "Hospital Assessment Emergency Act of 2010".

Sec. 1102. Definitions.

For the purposes of this act, the term:

(1) "Hospital" has the same meaning as set forth in section 2(a)(1) of the Health-Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501(a)(1)), but excludes St. Elizabeths Hospital and any hospital operated by the federal government.

(2) "Medicaid" means the medical assistance programs authorized by title XIX of the Social Security Act, approved July 30, 1965 (79 Stat. 343; 42 U.S.C. § 1396 *et seq.*), and by section 1 of An Act To enable the District of Columbia to receive Federal financial assistance under title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02), and administered by the Department of Health Care Finance.

Sec. 1103. Hospital Fund.

(a) There is established as a nonlapsing fund the Hospital Fund, which shall be used solely to fund District State Medicaid services.

(b) There shall be deposited into the Hospital Fund:

- (1) Assessments collected under this act;
- (2) Interest and penalties collected under this act;
- (3) Matching federal funds on assessments; and
- (4) Other amounts collected under this act.

(c) All funds deposited in the Hospital Fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available for the purpose set forth in subsection (a) of this section without regard to fiscal year limitation, subject to authorization by Congress.

Sec. 1104. Assessments on hospitals.

(a) Each hospital in the District of Columbia shall pay to the Mayor an annual assessment as follows:

(1) For fiscal year 2010, \$500 per licensed bed, which shall be paid by September 1, 2010, and which shall be deposited in the Medical Liability Captive Trust Fund, established by section 12 of the District of Columbia Medical Liability Captive Insurance Agency Establishment Act of 2008, effective July 18, 2008 (D.C. Law 17-196; D.C. Official Code § 1-307.91), to be used for the purposes of this fund.

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(2) For fiscal years 2011 through 2014, \$1,500 per licensed bed, which shall be paid based on a schedule determined by the Mayor and which shall be deposited in the Hospital Fund, established by section 1103 to be used for the purpose of this fund.

(b) The Chief Financial Officer may determine the manner in which payments are to be made under this act, including whether payments owed by each hospital pursuant to subsection (a) of this section shall be paid electronically.

Sec. 1105. Interest and penalties.

(a) If a hospital fails to pay the full amount of an assessment by the date required by this act, or by rules issued pursuant to this act, the hospital shall pay, in addition to the required assessment:

(1) Interest at the rate of 1.5% of the assessment per month or any fraction thereof, which shall be added to the unpaid balance; and

(2) An administrative penalty of 10% of the assessment.

(b) The District of Columbia shall have a lien upon a hospital's real and personal property located in the District of Columbia for any assessments, interest, or administrative penalties that are due under this act, or rules issued pursuant to this act.

(c) An action brought to enforce the provisions of this section shall be brought in the Superior Court of the District of Columbia by the Attorney General for the District of Columbia in the name of the District of Columbia.

Sec. 1106. Appeals.

(a) A hospital may contest the amount of an assessment, including any interest or administrative penalties, imposed under this act, or by rules issued pursuant to this act, by filing a notice of appeal with the Office of Administrative Hearings within 60 days after the date of the notice of a determination or redetermination of an assessment based on an audit of information.

(b) The Office of Administrative Hearings shall conduct a hearing on the appeal filed under subsection (a) of this section subject to the provisions of Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), governing adjudication of contested cases, and pursuant to the rules of the Office of Administrative Hearings.

(c) Before filing an appeal pursuant to subsection (a) of this section, the hospital shall pay to the Mayor the assessment and any administrative penalties and interest due on the assessment. The filing of a notice of appeal shall not act as a stay on the requirement to pay payment of the assessment, interest, and administrative penalties.

Sec. 1107. Federal determinations; suspension and termination of assessment.

(a) If the federal government determines that an assessment imposed on a hospital pursuant to this act does not satisfy the requirements for federal financial participation set forth in section 1903(w) of the Social Security Act, approved July 30, 1965 (70 Stat. 349; 42 U.S.C. §

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1396b(w)), the determination shall not affect the validity, amount, applicable rate, or any other terms of an assessment on other hospitals imposed by this act.

(b) If the federal government determines that an exclusion for hospitals specified under this act would prevent an assessment imposed by this act from qualifying as a broad-based health care related tax, as that term is defined in section 1903(w)(3)(B) of the Social Security Act, approved July 30, 1965 (79 Stat. 349; 42 U.S.C. § 1396b(w)(3)(B)), the exclusion shall not be made.

Sec. 1108. Rules.

The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this act.

TITLE XII. PHARMACEUTICAL MARKETING COSTS REPORT

Sec. 1201. Short title.

This title may be cited as the "Prescription Drug Marketing Costs Emergency Amendment Act of 2010".

Sec. 1202. Section 1800.6 of Title 22 of the District of Columbia Municipal Regulations (22 DCMR § 1800.6) is amended by striking the phrase "two thousand five hundred dollars (\$2,500)" and inserting the phrase "five thousand dollars (\$5,000)" in its place.

TITLE XIII. IDIQ CONTRACTS

Sec. 1301. Short title.

This title may be cited as the "Unauthorized Option Contract Prohibition Emergency Act of 2010".

Sec. 1302. No fiscal year 2010 funds may be expended on any indefinite-delivery indefinite-quantity option contract for construction services that has task orders over \$1 million that has not been submitted to and approved by the Council.

TITLE XIV. DOMESTIC VIOLENCE FATALITY REVIEW BOARD

Sec. 1401. Short title.

This title may be cited as the "Domestic Violence Fatality Review Board Sunset Emergency Act of 2010".

Sec. 1402. Section 16-1059 of the District of Columbia Official Code is amended by striking the number "7" and inserting the number "10" in its place.

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Sec. 1403. Section 2(b) of the Domestic Violence Fatality Review Board Emergency Act of 2010, effective April 5, 2010 (D.C. Act 18-366; 57 DCR 3168), is repealed.

TITLE XV. UNIVERSITY OF THE DISTRICT OF COLUMBIA EXPANSION

Sec. 1501. Short title.

This title may be cited as the "University of the District of Columbia Expansion Emergency Act of 2010".

Sec. 1502. The University of the District of Columbia shall have exclusive use of the closed Patricia R. Harris Educational Center School building and site located at 4600 Livingston Road, S.E., in Ward 8, to expand upon its collegiate mission and Workforce Development and Lifelong Learning Program by continuing to provide Vocational Education and Community College of the District of Columbia courses.

TITLE XVI. ADULT JOB TRAINING.

Sec. 1601. Short title.

This title may be cited as the "Adult Job Training Fund Emergency Act of 2010".

Sec. 1602. (a) Local funds in the amount of \$4.6 million from within the Department of Employment Services from fiscal year 2010 shall be nonlapsing and remain available until expended from the purposes of funding an industry/sector specific adult job training Request for Proposals.

(b) Of the \$4.6 million, at least \$2.225 million shall go to an organization or school that:

- (1) Has at least 3 years of experience in providing adult job training;
- (2) Provides adult job training in:
 - (A) Culinary arts;
 - (B) Information technology; and
 - (C) Nursing;
- (3) Has an adult student placement rate of over 90 %;
- (4) Has a plan in place to use funds immediately; and
- (5) Is capable of enrolling at least 300 adult students in its job training program in

fiscal year 2011.

TITLE XVII. DCPL AUTHORITY.

Sec. 1701. Short title.

This title may be cited as the "African-American Civil War Museum Clarification Emergency Act of 2010".

Sec. 1702. The District of Columbia Public Library is authorized to issue grants and execute contracts pursuant to its authority granted in the Reserve for African-American Civil War Records Act of 2009, effective March 3, 2010 (D.C. Law 18-111; 57 DCR 181).

RE-ENROLLED ORIGINAL

TITLE XVIII. LOBBYIST FEE FUND.

Sec. 1801. Short title.

This title may be cited as the "Lobbyist Administration and Enforcement Fund Establishment Emergency Amendment Act of 2010".

Sec. 1802. Section 502(c) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act of 1974, approved August 14, 1974 (88 Stat. 462; D.C. Official Code § 1-1105.02(c)), is amended to read as follows:

"(c)(1) There is established as a nonlapsing fund the Lobbyist Administration and Enforcement Fund ("Fund"), which shall be administered by the Office of Campaign Finance. The funds in the Fund shall be used solely for the purpose of administering and enforcing Title V of this act by the Office of Campaign Finance.

"(2) All fees collected under subsection (b) of this section by the Office of Campaign Finance shall be deposited into the Fund. All funds deposited into the Fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, but shall be continually available for the uses and purposes set forth in paragraph (1) of this subsection without regard to fiscal year limitation, subject to authorization by Congress."

TITLE XIX. STREETCAR PROJECT

Sec. 1901. Short title.

This title may be cited as the "Streetcar Project Plan Approval Emergency Act of 2010".

Sec. 1902. Of the capital funds allocated for the Streetcar Project (SA-306), \$34.5 million shall be subject to the approval by the Council of the District of Columbia of a comprehensive plan for financing, operations, and capital facilities of the streetcar project.

TITLE XX. GENERAL PROVISIONS

Sec. 2001. Applicability.

This act shall apply as of June 1, 2010.

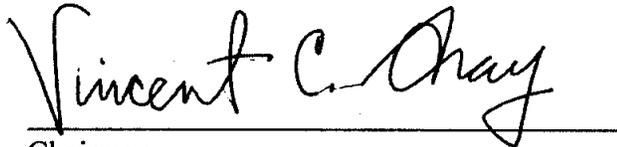
Sec. 2002. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

RE-ENROLLED ORIGINAL

Sec. 2003. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
June 28, 2010

ENROLLED ORIGINAL

AN ACT

D.C. ACT 18-451

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010*Codification
District of
Columbia
Official Code*

2001 Edition

2010 Fall
Supp.West Group
Publisher

To allow, on an emergency basis, the holder of an off-premises retailer's license, class A, to sell and deliver alcoholic beverages between 9:00 a.m. and 10:00 p.m. during Independence Day, on Sunday, July 4, 2010, and to provide the Chief of Police the authority to suspend the privilege of an off-premises retailer's license, class A, whose operation presents a danger to the public health, safety, or welfare.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Independence Day Class A Retailer Sales Emergency Act of 2010".

Sec. 2. (a) Notwithstanding D.C. Official Code § 25-722 and 23 DCMR § 705, an alcoholic beverage licensee under an off-premises retailer's license class A may, during Independence Day, on Sunday, July 4, 2010, sell and deliver alcoholic beverages between 9:00 a.m. and 10:00 p.m., if the licensee:

Note,
§ 25-722

(1) Registers with the Alcoholic Beverage Control Board;

(2) Pays a registration fee of \$100; and

(3) Provides written notification, no later than July 1, 2010, to the Alcoholic Beverage Control Board and the Metropolitan Police Department.

(b) The fees collected pursuant to this act shall be deposited in the Alcoholic Beverage Regulation Administration Fund established by D.C. Official Code § 25-210.

(c) The Chief of Police may suspend a licensee's privilege to sell or serve alcoholic beverages as authorized by subsection (a) of this section if the licensee's operation presents a danger to the public health, safety, or welfare.

(d) A violation of this act shall constitute a secondary violation subject to the penalties set forth in D.C. Official Code § 25-830(d).

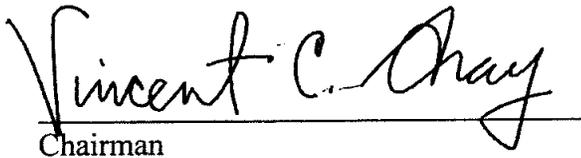
Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

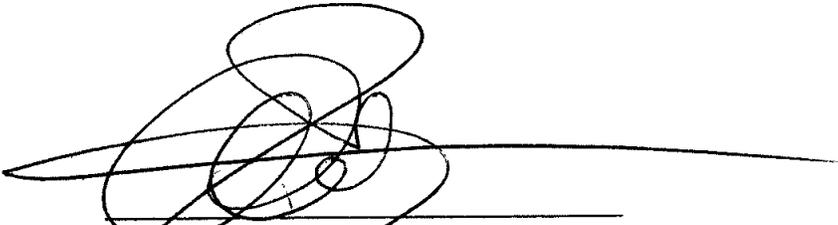
ENROLLED ORIGINAL

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
June 28, - 2010

ENROLLED ORIGINAL

AN ACT

D.C. ACT 18-452

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 7, 2010

To require, on an emergency basis, due to Congressional review, the Office of the Chief Financial Officer to determine the funds remaining for the 12th Street streetscape project, and for the District Department of Transportation to have a 90-day moratorium on any expenditures of non-committed funds for the 12th Street streetscape project in order to work with Advisory Neighborhood Commission 5A on a plan for the remaining phases for the 12th Street streetscape project, including the option of placing utility lines underground.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Brookland Streetscape Congressional Review Emergency Act of 2010".

Sec. 2. (a) Within 14 days of the effective date of the Brookland Streetscape Emergency Act of 2010, effective May 26, 2010 (D.C. Act 18-427; 57 DCR 4777), the Office of the Chief Financial Officer ("OCFO") shall submit a written determination on the amount of funds expended and encumbered on the 12th Street streetscape project ("Project") by the District Department of Transportation ("Department"), and the amount of funds initially approved for the Project.

(b) The Department shall not expend or encumber any non-committed funds remaining for the Project, including any funds for a retaining wall on Otis Street, N.E., for 90 days, excluding weekends and holidays, from the effective date of the Brookland Streetscape Emergency Act of 2010, effective May 26, 2010 (D.C. Act 18-427; 57 DCR 4777).

(c) Within 45 days of the effective date of the Brookland Streetscape Emergency Act of 2010, effective May 26, 2010 (D.C. Act 18-427; 57 DCR 4777), the OCFO shall work with the Department to determine the cost of burying utility lines along part or all of the length of the Project and share that determination with Advisory Neighborhood Commission 5A ("ANC 5A"), the Brookland Neighborhood Civic Association, and the Council.

(d)(1) If the OCFO determines remaining funds are sufficient to bury the utility lines, the Department shall meet with the ANC 5A to present the following:

(A) The Department's original planned use of the remaining funds for the

ENROLLED ORIGINAL

Project; and

(B) A plan on using the remaining funds to bury the utility lines along the length of the Project.

(2) The Mayor shall give the opinion of ANC 5A great weight with respect to the plan that will be implemented.

(e) The Mayor may submit a resolution to the Council to reprogram funds from the Department's Ward 5 general improvement budget authority and allotment to assist in placing the utility lines underground along the length of the Project.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a))



Chairman
Council of the District of Columbia

UNSIGNED

Mayor
District of Columbia
June 28, 2010

ENROLLED ORIGINAL

AN ACT
D.C. ACT 18-453

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUNE 28, 2010*Codification
District of
Columbia
Official Code*

2001 Edition

2010 Fall
Supp.West Group
Publisher

To amend, on an emergency basis, Chapter 46 of Title 47 of the District of Columbia Official Code to exempt from taxation certain property owned by King Housing, LLC., or its affiliate, which is to be rehabilitated as affordable and low-income housing.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "King Towers Residential Housing Real Property Tax Exemption Emergency Act of 2010".

Sec. 2. Chapter 46 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

"47-4639. King Towers residential housing rental project; Lot 49, Square 281."

(b) A new section 47-4639 is added to read as follows:

"§ 47-4639. King Towers residential housing rental project; Lot 49, Square 281.

"The real property described as Lot 49, Square 281, owned by King Housing, LLC., or by an entity controlled, directly or indirectly, by King Housing, LLC., shall be exempt from taxation under Chapter 8 of this title so long as the real property continues to be owned by King Housing, LLC., or by an entity controlled, directly or indirectly, by King Housing, LLC., or continues to be under applicable use restrictions during a federal low-income housing tax credit compliance period or any other federal program governing income and use restrictions at the property, and is not used for commercial purposes, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009."

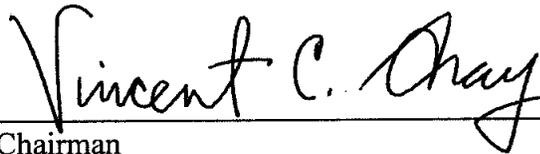
Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

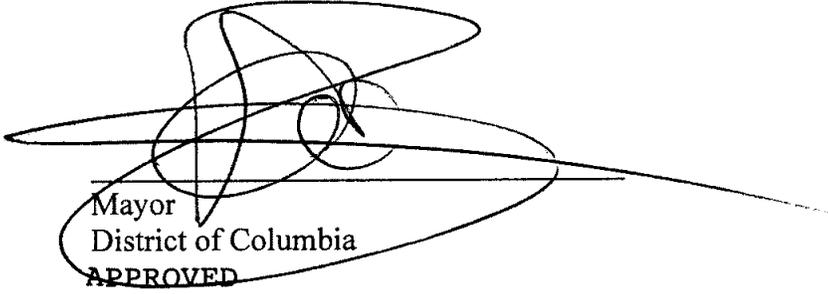
ENROLLED ORIGINAL

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED

June 28, 2010