

101ST CONGRESS
1ST SESSION

H. R. 3610

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1990, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 1989

Mr. DIXON introduced the following bill; which was referred to the Committee on Appropriations⁴⁸

A BILL

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1990, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 That the following sums are appropriated, out of any money

4 in the Treasury not otherwise appropriated, for the District

5 of Columbia for the fiscal year ending September 30, 1990,

6 and for other purposes, namely:

7 **FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA**

8 For payment to the District of Columbia for the fiscal

9 year ending September 30, 1990, \$430,500,000: *Provided,*

10 That none of these funds shall be made available to the Dis-

1 trict of Columbia until the number of full-time uniformed offi-
2 cers in permanent positions in the Metropolitan Police De-
3 partment is at least 3,880, excluding any such officer ap-
4 pointed after August 19, 1982, under qualification standards
5 other than those in effect on such date.

6 FEDERAL PAYMENT FOR WATER AND SEWER SERVICES

7 For payment to the District of Columbia for the fiscal
8 year ending September 30, 1990, in lieu of reimbursement
9 for charges for water and water services and sanitary sewer
10 services furnished to facilities of the United States Govern-
11 ment, \$8,685,000, as authorized by the Act of May 18,
12 1954, as amended (D.C. Code, secs. 43-1552 and 43-1612).

13 FEDERAL CONTRIBUTION TO RETIREMENT FUNDS

14 For the Federal contribution to the Police Officers and
15 Fire Fighters', Teachers', and Judges' Retirement Funds, as
16 authorized by the District of Columbia Retirement Reform
17 Act, approved November 17, 1979 (93 Stat. 866; Public
18 Law 96-122), \$52,070,000.

19 TRANSITIONAL PAYMENT FOR SAINT ELIZABETHS

20 HOSPITAL

21 For a Federal contribution to the District of Columbia,
22 as authorized by the Saint Elizabeths Hospital and District of
23 Columbia Mental Health Services Act, approved November
24 8, 1984 (98 Stat. 3369; Public Law 98-621), \$15,000,000.

1 CRIMINAL JUSTICE INITIATIVE

2 For an additional amount for the design and construc-
3 tion of a prison within the District of Columbia, \$20,300,000
4 to become available October 1, 1990: *Provided*, That these
5 funds shall remain in the United States Treasury and shall be
6 transferred to the District of Columbia government only to
7 the extent that outstanding obligations are due and payable
8 to entities other than agencies and organizations of the Dis-
9 trict of Columbia government, and payments to such agencies
10 and organizations may be made only in reimbursement for
11 amounts actually expended in furtherance of the design and
12 construction of the prison.

13 The \$50,000,000 previously appropriated under
14 "Criminal Justice Initiative" for the fiscal years ending Sep-
15 tember 30, 1986, September 30, 1987, and September 30,
16 1989, for the design and construction of a prison within the
17 District of Columbia shall remain in the United States Treas-
18 ury and shall be transferred to the District of Columbia gov-
19 ernment only to the extent that outstanding obligations are
20 due and payable to entities other than agencies and organiza-
21 tions of the District of Columbia government, and payments
22 to such agencies and organizations may be made only in re-
23 imbursement for amounts actually expended in furtherance of
24 the design and construction of the prison: *Provided*, That
25 construction may not commence unless access and parking

1 for construction vehicles are provided solely at a location
2 other than city streets: *Provided further*, That District offi-
3 cials meet monthly with neighborhood representatives to
4 inform them of current plans and discuss problems: *Provided*
5 *further*, That the District of Columbia shall operate and
6 maintain a free, 24-hour telephone information service
7 whereby residents of the area surrounding the new prison,
8 can promptly obtain information from District officials on all
9 disturbances at the prison, including escapes, fires, riots, and
10 similar incidents: *Provided further*, That the District of Co-
11 lumbia shall also take steps to publicize the availability of
12 that service among the residents of the area surrounding the
13 new prison.

14 DRUG EMERGENCY

15 For a Federal contribution to the District of Columbia,
16 \$31,772,000, to remain available until expended, to close
17 open air drug markets, increase police visibility, and provide
18 for speedier court processing of drug-related violent cases.

19 DIVISION OF EXPENSES

20 The following amounts are appropriated for the District
21 of Columbia for the current fiscal year out of the general fund
22 of the District of Columbia, except as otherwise specifically
23 provided.

1 GOVERNMENTAL DIRECTION AND SUPPORT

2 Governmental direction and support, \$112,971,000:
3 *Provided*, That not to exceed \$2,500 for the Mayor, \$2,500
4 for the Chairman of the Council of the District of Columbia,
5 and \$2,500 for the City Administrator shall be available from
6 this appropriation for expenditures for official purposes: *Pro-*
7 *vided further*, That any program fees collected from the issu-
8 ance of debt shall be available for the payment of expenses of
9 the debt management program of the District of Columbia:
10 *Provided further*, That notwithstanding any other provision
11 of law, there is hereby appropriated \$6,726,000 to pay legal,
12 management, investment, and other fees and administrative
13 expenses of the District of Columbia Retirement Board, of
14 which \$818,000 shall be derived from the general fund and
15 not to exceed \$5,908,000 shall be derived from the earnings
16 of the applicable retirement funds: *Provided further*, That the
17 District of Columbia Retirement Board shall provide to the
18 Congress and to the Council of the District of Columbia a
19 quarterly report of the allocations of charges by fund and of
20 expenditures of all funds: *Provided further*, That the District
21 of Columbia Retirement Board shall provide the Mayor, for
22 transmittal to the Council of the District of Columbia, an
23 item accounting of the planned use of appropriated funds in
24 time for each annual budget submission and the actual use of
25 such funds in time for each annual audited financial report:

1 *Provided further*, That an additional \$150,000 out of local
2 funds shall remain available until expended, to close open air
3 drug markets, increase police visibility, and provide for
4 speedier court processing of drug-related violent cases: *Pro-*
5 *vided further*, That no part of these funds shall be used for
6 lobbying to support or defeat legislation pending before Con-
7 gress or any State legislature.

8 ECONOMIC DEVELOPMENT AND REGULATION

9 Economic development and regulation, \$137,913,000:
10 *Provided*, That the District of Columbia Housing Finance
11 Agency, established by section 201 of the District of Colum-
12 bia Housing Finance Agency Act, effective March 3, 1979
13 (D.C. Law 2-135; D.C. Code, sec. 45-2111), based upon its
14 capability of repayments as determined each year by the
15 Council of the District of Columbia from the Agency's annual
16 audited financial statements to the Council of the District of
17 Columbia, shall repay to the general fund an amount equal to
18 the appropriated administrative costs plus interest at a rate of
19 four percent per annum for a term of 15 years, with a defer-
20 ral of payments for the first three years: *Provided further*,
21 That notwithstanding the foregoing provision, the obligation
22 to repay all or part of the amounts due shall be subject to the
23 rights of the owners of any bonds or notes issued by the
24 Agency and shall be repaid to the District of Columbia gov-
25 ernment only from available operating revenues of the

1 Agency that are in excess of the amounts required for debt
2 service, reserve funds, and operating expenses: *Provided fur-*
3 *ther*, That upon commencement of the debt service payments,
4 such payments shall be deposited into the general fund of the
5 District of Columbia: *Provided further*, That up to \$275,000
6 within the 15 percent set-aside for special programs within
7 the Tenant Assistance Program shall be targeted for the
8 single-room occupancy initiative.

9 PUBLIC SAFETY AND JUSTICE

10 Public safety and justice, including purchase of 130 pas-
11 senger-carrying vehicles for replacement only for police-type
12 use and 29 additional passenger-carrying vehicles for fire-
13 type use without regard to the general purchase price limita-
14 tion for the current fiscal year, \$861,341,000, of which
15 \$150,000 shall be derived by transfer from "Governmental
16 Direction and Support": *Provided*, That the Metropolitan
17 Police Department is authorized to replace not to exceed 25
18 passenger-carrying vehicles and the Fire Department of the
19 District of Columbia is authorized to replace not to exceed
20 five passenger-carrying vehicles annually whenever the cost
21 of repair to any damaged vehicle exceeds three-fourths of the
22 cost of the replacement: *Provided further*, That not to exceed
23 \$500,000 shall be available from this appropriation for the
24 Chief of Police for the prevention and detection of crime:
25 *Provided further*, That not to exceed \$26,000 shall be avail-

1 able solely for an accreditation study of the Metropolitan
2 Police Department by a recognized law enforcement accredi-
3 tation organization: *Provided further*, That funds appropri-
4 ated for expenses under the District of Columbia Criminal
5 Justice Act, approved September 3, 1974 (88 Stat. 1090;
6 Public Law 93-412; D.C. Code, sec. 11-2601 et seq.), for
7 the fiscal year ending September 30, 1990, shall be available
8 for obligations incurred under that Act in each fiscal year
9 since inception in fiscal year 1975: *Provided further*, That
10 funds appropriated for expenses under the District of Colum-
11 bia Neglect Representation Equity Act of 1984, effective
12 March 13, 1985 (D.C. Law 5-129; D.C. Code, sec. 16-
13 2304), for the fiscal year ending September 30, 1990, shall
14 be available for obligations incurred under that Act in each
15 fiscal year since inception in fiscal year 1985: *Provided fur-*
16 *ther*, That \$50,000 of any appropriation available to the Dis-
17 trict of Columbia may be used to match financial contribu-
18 tions from the Department of Defense to the District of Co-
19 lumbia Office of Emergency Preparedness for the purchase of
20 civil defense equipment and supplies approved by the Depart-
21 ment of Defense, when authorized by the Mayor: *Provided*
22 *further*, That not to exceed \$1,500 for the Chief Judge of the
23 District of Columbia Court of Appeals, \$1,500 for the Chief
24 Judge of the Superior Court of the District of Columbia, and
25 \$1,500 for the Executive Officer of the District of Columbia

1 Courts shall be available from this appropriation for official
2 purposes: *Provided further*, That the District of Columbia
3 shall operate and maintain a free, 24-hour telephone informa-
4 tion service whereby residents of the area surrounding Lorton
5 prison in Fairfax County, Virginia, can promptly obtain infor-
6 mation from District of Columbia government officials on all
7 disturbances at the prison, including escapes, fires, riots, and
8 similar incidents: *Provided further*, That the District of Co-
9 lumbia government shall also take steps to publicize the
10 availability of that service among the residents of the area
11 surrounding the Lorton prison: *Provided further*, That not to
12 exceed \$100,000 of this appropriation shall be used to reim-
13 burse Fairfax County, Virginia, and Prince William County,
14 Virginia, for expenses incurred by the counties during fiscal
15 year 1990 in relation to the Lorton prison complex. Such
16 reimbursements shall be paid in all instances in which the
17 District requests the counties to provide police, fire, rescue,
18 and related services to help deal with escapes, riots, and
19 similar disturbances involving the prison: *Provided further*,
20 That none of the funds appropriated by this Act may be used
21 to implement any plan that includes the closing of Engine
22 Company 3, located at 439 New Jersey Avenue, Northwest:
23 *Provided further*, That the staffing levels of each two-piece
24 engine company within the Fire Department shall be main-
25 tained in accordance with the provisions of article III, section

1 18 of the Fire Department Rules and Regulations as then in
2 effect: *Provided further*, That none of the funds provided in
3 this Act may be used to implement District of Columbia
4 Board of Parole notice of emergency and proposed rulemak-
5 ing as filed with the District of Columbia Register July 25,
6 1986: *Provided further*, That the Mayor shall reimburse the
7 District of Columbia National Guard for expenses incurred in
8 connection with services which are performed in emergencies
9 by the National Guard in a militia status and which are re-
10 quested by the Mayor, in amounts that shall be jointly deter-
11 mined and certified as due and payable for these services by
12 the Mayor and the Commanding General of the District of
13 Columbia National Guard: *Provided further*, That such sums
14 as may be necessary for reimbursements to the District of
15 Columbia National Guard under the preceding proviso shall
16 be available from this appropriation, and their availability
17 shall be deemed as constituting payment in advance for the
18 emergency services involved: *Provided further*, That
19 \$17,630,000 for the Metropolitan Police Department and
20 \$2,600,000 for the District of Columbia Superior Court shall
21 remain available until expended: *Provided further*, That of
22 funds provided to the Department of Corrections
23 \$36,311,000 shall be for the expense of housing D.C. Code
24 violators in Federal Bureau of Prisons facilities, including
25 \$5,064,000 of payments previously forgiven.

1 PUBLIC EDUCATION SYSTEM

2 Public education system, including the development of
3 national defense education programs, \$691,120,000, to be al-
4 located as follows: \$502,346,000 for the public schools of the
5 District of Columbia; \$86,300,000 for the District of Colum-
6 bia Teachers' Retirement Fund; \$76,088,000 for the Univer-
7 sity of the District of Columbia; \$18,849,000 for the Public
8 Library; \$3,527,000 for the Commission on the Arts and Hu-
9 manities; \$3,440,000 for the District of Columbia School of
10 Law; and \$570,000 for the Education Licensure Commis-
11 sion: *Provided*, That the public schools of the District of Co-
12 lumbia are authorized to accept not to exceed 31 motor vehi-
13 cles for exclusive use in the driver education program: *Pro-*
14 *vided further*, That not to exceed \$2,500 for the Superin-
15 tendent of Schools, \$2,500 for the President of the Universi-
16 ty of the District of Columbia, and \$2,000 for the Public
17 Librarian shall be available from this appropriation for ex-
18 penditures for official purposes: *Provided further*, That this
19 appropriation shall not be available to subsidize the education
20 of nonresidents of the District of Columbia at the University
21 of the District of Columbia, unless the Board of Trustees of
22 the University of the District of Columbia adopts, for the
23 fiscal year ending September 30, 1990, a tuition rate sched-
24 ule that will establish the tuition rate for nonresident students
25 at a level no lower than the nonresident tuition rate charged

1 at comparable public institutions of higher education in the
2 metropolitan area: *Provided further*, That funds provided
3 under this head in Public Law 100-202 (101 Stat. 1329-94)
4 to match private contributions to the District of Columbia
5 Public Schools Foundation shall be available until
6 September 30, 1990.

7 HUMAN SUPPORT SERVICES

8 Human support services, \$827,918,000: *Provided*, That
9 \$18,611,000 of this appropriation, to remain available until
10 expended, shall be available solely for District of Columbia
11 employees' disability compensation: *Provided further*, That of
12 the funds provided for the D.C. General Hospital subsidy,
13 \$646,000 shall be used to provide health care to homeless
14 persons.

15 PUBLIC WORKS

16 Public works, including rental of one passenger-carrying
17 vehicle for use by the Mayor and three passenger-carrying
18 vehicles for use by the Council of the District of Columbia
19 and purchase of passenger-carrying vehicles for replacement
20 only, \$223,898,000, of which not to exceed \$3,600,000 shall
21 be available for the School Transit Subsidy: *Provided*, That
22 this appropriation shall not be available for collecting ashes
23 or miscellaneous refuse from hotels and places of business.

1 WASHINGTON CONVENTION CENTER FUND

2 For the Washington Convention Center Fund,
3 \$7,874,000: *Provided*, That the Convention Center Board of
4 Directors, established by section 3 of the Washington Con-
5 vention Center Management Act of 1979, effective Novem-
6 ber 3, 1979 (D.C. Law 3-36; D.C. Code, sec. 9-602), shall
7 reimburse the Auditor of the District of Columbia for all rea-
8 sonable costs for performance of the annual Convention
9 Center audit.

10 REPAYMENT OF LOANS AND INTEREST

11 For reimbursement to the United States of funds loaned
12 in compliance with An Act to provide for the establishment of
13 a modern, adequate, and efficient hospital center in the Dis-
14 trict of Columbia, approved August 7, 1946 (60 Stat. 896;
15 Public Law 79-648); section 1 of An Act to authorize the
16 Commissioners of the District of Columbia to borrow funds
17 for capital improvement programs and to amend provisions of
18 law relating to Federal Government participation in meeting
19 costs of maintaining the Nation's Capital City, approved
20 June 6, 1958 (72 Stat. 183; Public Law 85-451; D.C. Code,
21 sec. 9-219); section 4 of An Act to authorize the Commis-
22 sioners of the District of Columbia to plan, construct, oper-
23 ate, and maintain a sanitary sewer to connect the Dulles
24 International Airport with the District of Columbia system,
25 approved June 12, 1960 (74 Stat. 211; Public Law 86-515);

1 section 723 of the District of Columbia Self-Government and
2 Governmental Reorganization Act, approved December 24,
3 1973 (87 Stat. 821; Public Law 93-198; D.C. Code, sec.
4 47-321, note); and section 743(f) of the District of Columbia
5 Self-Government and Governmental Reorganization Act
6 Amendments, approved October 13, 1977 (91 Stat. 1156;
7 Public Law 95-131; D.C. Code, sec. 9-219, note), including
8 interest as required thereby, \$251,474,000.

9 REPAYMENT OF GENERAL FUND DEFICIT

10 For the purpose of reducing the \$218,872,000 general
11 fund accumulated deficit as of September 30, 1988,
12 \$20,000,000, of which not less than \$442,000 shall be
13 funded and apportioned by the Mayor from amounts other-
14 wise available to the District of Columbia government (in-
15 cluding amounts appropriated by this Act or revenues other-
16 wise available, or both): *Provided*, That if the Federal pay-
17 ment to the District of Columbia for fiscal year 1990 is re-
18 duced pursuant to an order issued by the President under
19 section 252 of the Balanced Budget and Emergency Deficit
20 Control Act of 1985 (Public Law 99-177, approved Decem-
21 ber 12, 1985), as amended, the percentage (if any) by which
22 the \$20,000,000 set aside for repayment of the general fund
23 accumulated deficit under this appropriation title is reduced
24 as a consequence shall not exceed the percentage by which
25 the Federal payment is reduced pursuant to such order: *Pro-*

1 *vided further*, That all net revenue the District of Columbia
2 government may collect as a result of the District of Colum-
3 bia government's pending appeal in the consolidated case of
4 U.S. Sprint Communications, et al. v. District of Columbia et
5 al., CA 10080-87 (court order filed November 14, 1988),
6 shall be applied solely to the repayment of the general fund
7 accumulated deficit.

8 SHORT-TERM BORROWINGS

9 For the purpose of funding interest related to borrowing
10 funds for short-term cash needs, \$10,997,000.

11 OPTICAL AND DENTAL BENEFITS

12 For optical and dental costs for nonunion employees,
13 \$2,569,000.

14 ENERGY ADJUSTMENT

15 The Mayor shall reduce authorized energy appropria-
16 tions and expenditures within object class 30a (energy) in the
17 amount of \$2,000,000, within one or several of the various
18 appropriation headings in this Act.

19 EQUIPMENT ADJUSTMENT

20 The Mayor shall reduce authorized equipment appro-
21 priations and expenditures within object class 70 (equipment)
22 in the amount of \$6,100,000, within one or several of the
23 various appropriation headings in this Act.

1 PERSONAL SERVICES ADJUSTMENT

2 The Mayor shall reduce appropriations and expenditures
3 for personal services within object classes 11, 12, 13, and 14
4 in the amount of \$31,550,000, within one or several of the
5 various appropriation headings in this Act.

6 CAPITAL OUTLAY

7 For construction projects, \$134,650,000, as authorized
8 by An Act authorizing the laying of water mains and service
9 sewers in the District of Columbia, the levying of assess-
10 ments therefor, and for other purposes, approved April 22,
11 1904 (33 Stat. 244; Public Law 58-140; D.C. Code, secs.
12 43-1512 to 43-1519); the District of Columbia Public
13 Works Act of 1954, approved May 18, 1954 (68 Stat. 101;
14 Public Law 83-364); An Act to authorize the Commissioners
15 of the District of Columbia to borrow funds for capital im-
16 provement programs and to amend provisions of law relating
17 to Federal Government participation in meeting costs of
18 maintaining the Nation's Capital City, approved June 6,
19 1958 (72 Stat. 183; Public Law 85-451; D.C. Code, secs.
20 9-219 and 47-3402); section 3(g) of the District of Columbia
21 Motor Vehicle Parking Facility Act of 1942, approved
22 August 20, 1958 (72 Stat. 686; Public Law 85-692; D.C.
23 Code, sec. 40-805(7)); and the National Capital Transporta-
24 tion Act of 1969, approved December 9, 1969 (83 Stat. 320;
25 Public Law 91-143; D.C. Code, secs. 1-2451, 1-2452, 1-

1 2454, 1-2456, and 1-2457); including acquisition of sites,
2 preparation of plans and specifications, conducting prelimi-
3 nary surveys, erection of structures, including building
4 improvement and alteration and treatment of grounds, to
5 remain available until expended: *Provided*, That
6 \$10,556,000 shall be available for project management and
7 \$26,319,000 for design by the Director of the Department of
8 Public Works or by contract for architectural engineering
9 services, as may be determined by the Mayor: *Provided fur-*
10 *ther*, That funds for use of each capital project implementing
11 agency shall be managed and controlled in accordance with
12 all procedures and limitations established under the Financial
13 Management System: *Provided further*, That \$20,300,000 of
14 the \$134,650,000 shall be available solely for the Correction-
15 al Treatment Facility to be constructed in the District of Co-
16 lumbia which is financed with Federal funds appropriated to
17 the District of Columbia for fiscal year 1991: *Provided fur-*
18 *ther*, That \$547,000 for the Department of Recreation and
19 \$3,080,000 for the Department of Public Works for pay-as-
20 you-go capital projects shall be financed from general fund
21 operating revenues: *Provided further*, That all funds provided
22 by this appropriation title shall be available only for the spe-
23 cific projects and purposes intended: *Provided further*, That
24 notwithstanding the foregoing, all authorizations for capital
25 outlay projects, except those projects covered by the first

1 sentence of section 23(a) of the Federal-Aid Highway Act of
2 1968, approved August 23, 1968 (82 Stat. 827; Public Law
3 90-495; D.C. Code, sec. 7-134, note), for which funds are
4 provided by this appropriation title, shall expire on Septem-
5 ber 30, 1991, except authorizations for projects as to which
6 funds have been obligated in whole or in part prior to Sep-
7 tember 30, 1991: *Provided further*, That upon expiration of
8 any such project authorization the funds provided herein for
9 the project shall lapse.

10 WATER AND SEWER ENTERPRISE FUND

11 For the Water and Sewer Enterprise Fund,
12 \$199,382,000, of which \$34,964,000 shall be apportioned
13 and payable to the debt service fund for repayment of loans
14 and interest incurred for capital improvement projects.

15 For construction projects, \$29,700,000, as authorized
16 by An Act authorizing the laying of water mains and service
17 sewers in the District of Columbia, the levying of assess-
18 ments therefor, and for other purposes, approved April 22,
19 1904 (33 Stat. 244; Public Law 58-140; D.C. Code, sec.
20 43-1512 et seq.): *Provided*, That the requirements and re-
21 strictions which are applicable to general fund capital im-
22 provement projects and are set forth in this Act under the
23 Capital Outlay appropriation title shall apply to projects ap-
24 proved under this appropriation title: *Provided further*, That
25 of the \$27,085,000 in water and sewer enterprise fund oper-

1 ating revenues for pay-as-you-go capital projects, \$1,200,000
2 shall fund new authority in the fiscal year 1990 capital
3 budget and \$25,885,000 shall fund prior year capital budget
4 authority.

5 **LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND**

6 For the Lottery and Charitable Games Enterprise
7 Fund, established by the District of Columbia Appropriation
8 Act for fiscal year 1982, approved December 4, 1981, (95
9 Stat. 1174, 1175; Public Law 97-91), as amended, for the
10 purpose of implementing the Law to Legalize Lotteries,
11 Daily Numbers Games, and Bingo and Raffles for Charitable
12 Purposes in the District of Columbia, effective March 10,
13 1981 (D.C. Law 3-172; D.C. Code, secs. 2-2501 et seq.
14 and 22-1516 et seq.), \$8,600,000, to be derived from non-
15 Federal District of Columbia revenues: *Provided*, That the
16 District of Columbia shall identify the sources of funding for
17 this appropriation title from its own locally-generated reve-
18 nues: *Provided further*, That no revenues from Federal
19 sources shall be used to support the operations or activities of
20 the Lottery and Charitable Games Control Board.

21 **CABLE TELEVISION ENTERPRISE FUND**

22 For the Cable Television Enterprise Fund, established
23 by the Cable Television Communications Act of 1981, effec-
24 tive October 22, 1983 (D.C. Law 5-36; D.C. Code, sec. 43-
25 1801 et seq.), \$1,600,000.

1 GENERAL PROVISIONS

2 SEC. 101. The expenditure of any appropriation under
3 this Act for any consulting service through procurement con-
4 tract, pursuant to 5 U.S.C. 3109, shall be limited to those
5 contracts where such expenditures are a matter of public
6 record and available for public inspection, except where oth-
7 erwise provided under existing law, or under existing Execu-
8 tive order issued pursuant to existing law.

9 SEC. 102. Except as otherwise provided in this Act, all
10 vouchers covering expenditures of appropriations contained
11 in this Act shall be audited before payment by the designated
12 certifying official and the vouchers as approved shall be paid
13 by checks issued by the designated disbursing official.

14 SEC. 103. Whenever in this Act an amount is specified
15 within an appropriation for particular purposes or objects of
16 expenditure, such amount, unless otherwise specified, shall be
17 considered as the maximum amount that may be expended
18 for said purpose or object rather than an amount set apart
19 exclusively therefor, except for those funds and programs for
20 the Metropolitan Police Department under the heading
21 "Public Safety and Justice" which shall be considered as the
22 amounts set apart exclusively for and shall be expended
23 solely by that Department; and the appropriation under the
24 heading "Repayment of General Fund Deficit" which shall

1 be considered as the amount set apart exclusively for and
2 shall be expended solely for that purpose.

3 SEC. 104. Appropriations in this Act shall be available,
4 when authorized by the Mayor, for allowances for privately
5 owned automobiles and motorcycles used for the performance
6 of official duties at rates established by the Mayor: *Provided*,
7 That such rates shall not exceed the maximum prevailing
8 rates for such vehicles as prescribed in the Federal Property
9 Management Regulations 101-7 (Federal Travel Regula-
10 tions).

11 SEC. 105. Appropriations in this Act shall be available
12 for expenses of travel and for the payment of dues of organi-
13 zations concerned with the work of the District of Columbia
14 government, when authorized by the Mayor: *Provided*, That
15 the Council of the District of Columbia and the District of
16 Columbia Courts may expend such funds without authoriza-
17 tion by the Mayor.

18 SEC. 106. There are appropriated from the applicable
19 funds of the District of Columbia such sums as may be neces-
20 sary for making refunds and for the payment of judgments
21 that have been entered against the District of Columbia gov-
22 ernment: *Provided*, That nothing contained in this section
23 shall be construed as modifying or affecting the provisions of
24 section 11(c)(3) of title XII of the District of Columbia
25 Income and Franchise Tax Act of 1947, approved March 31,

1 1956 (70 Stat. 78; Public Law 84-460; D.C. Code, sec. 47-
2 1812.11(c)(3)).

3 SEC. 107. Appropriations in this Act shall be available
4 for the payment of public assistance without reference to the
5 requirement of section 544 of the District of Columbia Public
6 Assistance Act of 1982, effective April 6, 1982 (D.C. Law
7 4-101; D.C. Code, sec. 3-205.44), and for the non-Federal
8 share of funds necessary to qualify for Federal assistance
9 under the Juvenile Delinquency Prevention and Control Act
10 of 1968, approved July 31, 1968 (82 Stat. 462; Public Law
11 90-445; 42 U.S.C. 3801 et seq.).

12 SEC. 108. No part of any appropriation contained in this
13 Act shall remain available for obligation beyond the current
14 fiscal year unless expressly so provided herein.

15 SEC. 109. Not to exceed 4½ per centum of the total of
16 all funds appropriated by this Act for personnel compensation
17 may be used to pay the cost of overtime or temporary posi-
18 tions.

19 SEC. 110. Appropriations in this Act shall not be avail-
20 able, during the fiscal year ending September 30, 1990, for
21 the compensation of any person appointed to a permanent
22 position in the District of Columbia government during any
23 month in which the number of employees exceeds 39,262.

24 SEC. 110A. (a) No funds appropriated by this Act may
25 be expended for the compensation of any person appointed to

1 fill any vacant position in any agency under the personnel
2 control of the Mayor unless:

3 (1) The position is to be filled by a sworn officer
4 of the Metropolitan Police Department; or

5 (2) The position is to be filled as follows:

6 (A) By a person who is currently employed
7 by the District of Columbia government at a
8 grade level that is equal to the grade level of the
9 position to be filled; or

10 (B) By a person who is currently employed
11 by the District of Columbia government at a
12 grade level higher than the grade level of the po-
13 sition to be filled, and who is willing to assume a
14 lower grade level in order to fill the position.

15 (b) Subsection (a) of this section shall not apply to any
16 position for which the City Administrator certifies that:

17 (1) The position is necessary to the fulfillment of
18 an identified essential governmental function; and

19 (2) The position cannot be filled from within the
20 District of Columbia government:

21 (A) At a grade level that is equal to the
22 grade level of the position to be filled; or

23 (B) By a person who is currently employed
24 by the District of Columbia government at a
25 grade level higher than the grade level of the po-

1 sition to be filled, and who is willing to assume a
2 lower grade level in order to fill the position.

3 (c) The City Administrator shall submit the certification
4 required by subsection (b) of this section to the Council on the
5 1st day of each month.

6 SEC. 110B. (a) APPLICATION FOR EMPLOYMENT,
7 PROMOTIONS, AND REDUCTIONS IN FORCE.—

8 (1) IN GENERAL.—The rules issued pursuant to
9 the amendments to the District of Columbia Govern-
10 ment Comprehensive Merit Personnel Act of 1978
11 made by the Residency Preference Amendment Act of
12 1988 (D.C. Law 7-203) shall include the provisions
13 described in paragraph (2).

14 (2) DESCRIPTION OF POLICIES.—

15 (A) POLICY REGARDING APPLICATION FOR
16 EMPLOYMENT.—The Mayor of the District of Co-
17 lumbia may not give an applicant for District of
18 Columbia government employment in the Career
19 Service who claims a District residency prefer-
20 ence more than a 5 point hiring preference over
21 an applicant not claiming such a preference, and,
22 in the case of equally qualified applicants, shall
23 give an applicant claiming such a preference pri-
24 ority in hiring over an applicant not claiming such
25 a preference.

1 (B) POLICY REGARDING PROMOTIONS AND
2 REDUCTIONS IN FORCE FOR CAREER SERVICE
3 EMPLOYEES.—In calculating years of service for
4 the purpose of implementing a reduction-in-force,
5 the Mayor may not credit an employee in the
6 Career Service who claims a District residency
7 preference with more than 1 year of additional
8 service credit, and in the case of equally qualified
9 employees, shall give an employee claiming such
10 a preference priority in promotion over an em-
11 ployee not claiming such a preference.

12 (C) INDIVIDUALS SUBJECT TO PROVI-
13 SIONS.—The amendments to the District of Co-
14 lumbia Government Comprehensive Merit Person-
15 nel Act of 1978 made by the Residency Prefer-
16 ence Amendment Act of 1988 shall apply only
17 with respect to individuals claiming a District
18 residency preference or applying for employment
19 with the District of Columbia on or after March
20 16, 1989.

21 (b) SCOPE OF 5-YEAR DISTRICT RESIDENCY RE-
22 QUIREMENT FOR EMPLOYEES CLAIMING PREFERENCE.—

23 (1) CAREER SERVICE EMPLOYEES.—Section
24 801(e) of the District of Columbia Government Com-
25 prehensive Merit Personnel Act of 1978 (section 1-

1 608.1(e), D.C. Code), as amended by the Residency
2 Preference Amendment Act of 1988 (D.C. Law 7-
3 203), is amended by adding at the end the following
4 new paragraph:

5 “(7)(A) Except as provided in subparagraph (B), the
6 Mayor may not require an individual to reside in the District
7 of Columbia as a condition of employment in the Career
8 Service.

9 “(B) The Mayor shall provide notice to each employee
10 in the Career Service of the provisions of this subsection that
11 require an employee claiming a residency preference to main-
12 tain District residency for 5 consecutive years, and shall only
13 apply such provisions with respect to employees claiming a
14 residency preference on or after March 16, 1989.”

15 (2) EDUCATIONAL SERVICE EMPLOYEES.—Sec-
16 tion 801A(d) of such Act (section 1-609.1(d), D.C.
17 Code), as amended by the Residency Preference
18 Amendment Act of 1988 (D.C. Law 7-203), is amend-
19 ed by adding at the end the following new paragraph:

20 “(7)(A) Except as provided in subparagraph (B), the
21 Boards may not require an individual to reside in the District
22 of Columbia as a condition of employment in the Educational
23 Services.

24 “(B) The Boards shall provide notice to each employee
25 in the Educational Service of the provisions of this subsection

1 that require an employee claiming a residency preference to
2 maintain District residency for 5 consecutive years, and shall
3 only apply such provisions with respect to employees claim-
4 ing a residency preference on or after March 16, 1989.”.

5 SEC. 111. No funds appropriated in this Act for the Dis-
6 trict of Columbia government for the operation of educational
7 institutions, the compensation of personnel, or for other edu-
8 cational purposes may be used to permit, encourage, facili-
9 tate, or further partisan political activities. Nothing herein is
10 intended to prohibit the availability of school buildings for the
11 use of any community or partisan political group during non-
12 school hours.

13 SEC. 112. The annual budget for the District of Colum-
14 bia government for the fiscal year ending September 30,
15 1991, shall be transmitted to the Congress no later than
16 April 15, 1990.

17 SEC. 113. None of the funds appropriated in this Act
18 shall be made available to pay the salary of any employee of
19 the District of Columbia government whose name, title,
20 grade, salary, past work experience, and salary history are
21 not available for inspection by the House and Senate Com-
22 mittees on Appropriations, the House Committee on the Dis-
23 trict of Columbia, the Subcommittee on Governmental Effi-
24 ciency, Federalism and the District of Columbia of the
25 Senate Committee on Governmental Affairs, and the Council

1 of the District of Columbia, or their duly authorized repre-
2 sentative.

3 SEC. 114. There are appropriated from the applicable
4 funds of the District of Columbia such sums as may be neces-
5 sary for making payments authorized by the District of Co-
6 lumbia Revenue Recovery Act of 1977, effective September
7 23, 1977 (D.C. Law 2-20; D.C. Code, sec. 47-421 et seq.).

8 SEC. 115. None of the funds contained in this Act shall
9 be made available to pay the salary of any employee of the
10 District of Columbia government whose name and salary are
11 not available for public inspection.

12 SEC. 116. No part of this appropriation shall be used for
13 publicity or propaganda purposes or implementation of any
14 policy including boycott designed to support or defeat legisla-
15 tion pending before Congress or any State legislature.

16 SEC. 117. None of the Federal funds provided in this
17 Act shall be used to perform abortions except where the life
18 of the mother would be endangered if the fetus were carried
19 to term.

20 SEC. 118. At the start of the fiscal year, the Mayor
21 shall develop an annual plan, by quarter and by project, for
22 capital outlay borrowings: *Provided*, That within a reasona-
23 ble time after the close of each quarter, the Mayor shall
24 report to the Council of the District of Columbia and the

1 Congress the actual borrowing and spending progress com-
2 pared with projections.

3 SEC. 119. The Mayor shall not borrow any funds for
4 capital projects unless he has obtained prior approval from
5 the Council of the District of Columbia, by resolution, identi-
6 fying the projects and amounts to be financed with such
7 borrowings.

8 SEC. 120. The Mayor shall not expend any moneys bor-
9 rowed for capital projects for the operating expenses of the
10 District of Columbia government.

11 SEC. 121. None of the funds appropriated in this Act
12 may be used for the implementation of a personnel lottery
13 with respect to the hiring of fire fighters or police officers.

14 SEC. 122. None of the funds appropriated by this Act
15 may be obligated or expended by reprogramming except pur-
16 suant to advance approval of the reprogramming granted ac-
17 cording to the procedure set forth in the Joint Explanatory
18 Statement of the Committee of Conference (House Report
19 No. 96-443) which accompanied the District of Columbia
20 Appropriation Act, 1980, approved October 30, 1979 (93
21 Stat. 713; Public Law 96-93), as modified in House Report
22 No. 98-265, and in accordance with the Reprogramming
23 Policy Act of 1980, effective September 16, 1980 (D.C. Law
24 3-100; D.C. Code, sec. 47-361 et seq.).

1 SEC. 123. None of the Federal funds provided in this
2 Act shall be obligated or expended to provide a personal
3 cook, chauffeur, or other personal servants to any officer or
4 employee of the District of Columbia.

5 SEC. 124. None of the Federal funds provided in this
6 Act shall be obligated or expended to procure passenger
7 automobiles as defined in the Automobile Fuel Efficiency Act
8 of 1980, approved October 10, 1980 (94 Stat. 1824; Public
9 Law 96-425; 15 U.S.C. 2001(2)), with an Environmental
10 Protection Agency estimated miles per gallon average of less
11 than 22 miles per gallon: *Provided*, That this section shall
12 not apply to security, emergency rescue, or armored vehicles.

13 SEC. 125. (a) Notwithstanding section 422(7) of the
14 District of Columbia Self-Government and Governmental Re-
15 organization Act of 1973, approved December 24, 1973 (87
16 Stat. 790; Public Law 93-198; D.C. Code, sec. 1-242(7)),
17 the City Administrator shall be paid, during any fiscal year, a
18 salary at a rate established by the Mayor, not to exceed the
19 rate established for level IV of the Executive Schedule under
20 5 U.S.C. 5315.

21 (b) For purposes of applying any provision of law limit-
22 ing the availability of funds for payment of salary or pay in
23 any fiscal year, the highest rate of pay established by the
24 Mayor under subsection (a) for any position for any period
25 during the last quarter of calendar year 1989 shall be deemed

1 to be the rate of pay payable for that position for September
2 30, 1989.

3 (c) Notwithstanding section 4(a) of the District of Co-
4 lumbia Redevelopment Act of 1945, approved August 2,
5 1946 (60 Stat. 793; Public Law 79-592; D.C. Code, sec. 5-
6 803(a)), the Board of Directors of the District of Columbia
7 Redevelopment Land Agency shall be paid, during any fiscal
8 year, a per diem compensation at a rate established by the
9 Mayor.

10 SEC. 126. Notwithstanding any other provisions of law,
11 the provisions of the District of Columbia Government Com-
12 prehensive Merit Personnel Act of 1978, effective March 3,
13 1979 (D.C. Law 2-139; D.C. Code, sec. 1-601.1 et seq.),
14 enacted pursuant to section 422(3) of the District of Colum-
15 bia Self-Government and Governmental Reorganization Act,
16 approved December 24, 1973 (87 Stat. 790; Public Law 93-
17 198; D.C. Code, sec. 1-242(3)), shall apply with respect to
18 the compensation of District of Columbia employees: *Provid-*
19 *ed*, That for pay purposes, employees of the District of Co-
20 lumbia government shall not be subject to the provisions of
21 title 5 of the United States Code.

22 SEC. 127. The Director of the Department of Adminis-
23 trative Services may pay rentals and repair, alter, and im-
24 prove rented premises, without regard to the provisions of
25 section 322 of the Economy Act of 1932 (Public Law 72-

1 212; 40 U.S.C. 278a), upon a determination by the Director,
2 that by reason of circumstances set forth in such determina-
3 tion, the payment of these rents and the execution of this
4 work, without reference to the limitations of section 322, is
5 advantageous to the District in terms of economy, efficiency
6 and the District's best interest.

7 SEC. 128. No later than 30 days after the end of the
8 first quarter of fiscal year 1990, the Mayor of the District of
9 Columbia shall submit to the Council of the District of Co-
10 lumbia the new fiscal year 1990 revenue estimates as of the
11 end of the first quarter of fiscal year 1990. These estimates
12 shall be used in the fiscal year 1991 annual budget request.
13 The officially revised estimates at midyear shall be used for
14 the midyear report.

15 SEC. 129. Section 466(b) of the District of Columbia
16 Self-Government and Governmental Reorganization Act, ap-
17 proved December 24, 1973 (87 Stat. 806; Public Law 93-
18 198; D.C. Code, sec. 47-326), is amended by striking out
19 "sold before October 1, 1989" and inserting in lieu thereof
20 "sold before October 1, 1990".

21 SEC. 130. No sole source contract with the District of
22 Columbia government or any agency thereof may be renewed
23 or extended without opening that contract to the competitive
24 bidding process as set forth in section 303 of the District of
25 Columbia Procurement Practices Act of 1985, effective Feb-

1 ruary 21, 1986 (D.C. Law 6-85; D.C. Code, sec. 1-1183.3),
2 except that the District of Columbia Public Schools may
3 renew or extend sole source contracts for which competition
4 is not feasible or practical, provided that the determination as
5 to whether to invoke the competitive bidding process has
6 been made in accordance with duly promulgated Board of
7 Education rules and procedures.

8 SEC. 131. For purposes of the Balanced Budget and
9 Emergency Deficit Control Act of 1985 (99 Stat. 1037;
10 Public Law 99-177), as amended, the term "program,
11 project, and activity" shall be synonymous with and refer
12 specifically to each account appropriating Federal funds in
13 this Act and any sequestration order shall be applied to each
14 of the accounts rather than to the aggregate total of those
15 accounts: *Provided*, That sequestration orders shall not be
16 applied to any account that is specifically exempted from se-
17 questration by the Balanced Budget and Emergency Deficit
18 Control Act of 1985 (99 Stat. 1037; Public Law 99-177), as
19 amended.

20 SEC. 132. In the event a sequestration order is issued
21 pursuant to the Balanced Budget and Emergency Deficit
22 Control Act of 1985 (99 Stat. 1037; Public Law 99-177), as
23 amended, after the amounts appropriated to the District of
24 Columbia for the fiscal year involved have been paid to the
25 District of Columbia, the Mayor of the District of Columbia

1 shall pay to the Secretary of the Treasury, within 15 days
2 after receipt of a request therefor from the Secretary of the
3 Treasury, such amounts as are sequestered by the order: *Pro-*
4 *vided*, That the sequestration percentage specified in the
5 order shall be applied proportionately to each of the Federal
6 appropriation accounts in this Act which are not specifically
7 exempted from sequestration by the Balanced Budget and
8 Emergency Deficit Control Act of 1985 (99 Stat. 1037;
9 Public Law 99-177), as amended.

10 SEC. 133. (a) It is the purpose of this section to improve
11 the means by which the District of Columbia is paid for water
12 and sanitary sewer services furnished to the Government of
13 the United States or any department, agency, or independent
14 establishment thereof.

15 (b) Section 106 of title I of the District of Columbia
16 Public Works Act of 1954 (68 Stat. 102; D.C. Code, sec.
17 43-1552) is amended by—

18 (1) striking in subsection (a) all that follows the
19 sentence beginning with “Payment shall be made as
20 provided in subsection (b)”; and

21 (2) amending subsection (b) to read as follows:

22 “(b)(1) Beginning in the second quarter of fiscal year
23 1990, the government of the District of Columbia shall re-
24 ceive payment for water services from funds appropriated or
25 otherwise available to the Federal departments, independent

1 establishments, or agencies. In accordance with the provi-
2 sions of paragraphs (2) and (3) of this subsection, one-fourth
3 (25 percent) of the annual estimate prepared by the District
4 government shall be paid, not later than the second day of
5 each fiscal quarter, to the District government by the Secre-
6 tary of the Treasury from funds deposited by said depart-
7 ments, establishments, or agencies in a United States Treas-
8 ury account entitled 'Federal Payment for Water and Sewer
9 Services'. In the absence of sufficient funds in said account,
10 payment shall be made by the Secretary of the Treasury from
11 funds available to the United States Treasury and shall be
12 reimbursed promptly to the United States Treasury by the
13 respective user agencies. Payments shall be made to the Dis-
14 trict government by the Secretary of the Treasury without
15 further justification, and shall be equal to one-fourth (25 per-
16 cent) of the annual estimate prepared by the District govern-
17 ment pursuant to paragraph (2) of this subsection.

18 “(2) By April 15 of each calendar year the District shall
19 provide the Office of Management and Budget, for inclusion
20 in the President's budget of the respective Federal depart-
21 ments, independent establishments, or agencies, an estimate
22 of the cost of service for the fiscal year commencing October
23 1st of the following calendar year. The estimate shall provide
24 the total estimated annual cost of such service and an item-
25 ized estimate of such costs by Federal department, independ-

1 ent establishment, or agency. The District's estimates on a
2 yearly basis shall reflect such adjustments as are necessary to
3 (1) account for actual usage variances from the estimated
4 amounts for the fiscal year ending on September 30th of the
5 calendar year preceding April 15th, and (2) reflect changes in
6 rates charged for water and sewer services resulting from
7 public laws or rate covenants pursuant to water and sewer
8 revenue bond sales.

9 “(3) Each Federal department, independent establish-
10 ment, or agency receiving water services in buildings, estab-
11 lishments, or other places shall pay from funds specifically
12 appropriated or otherwise available to it, quarterly and on
13 the first day of each such fiscal quarter, to an account in the
14 United States Treasury entitled ‘Federal Payment for Water
15 and Sewer Services’ an amount equal to one-fourth (25 per-
16 cent) of the annual estimate for said services as provided for
17 in paragraph (2) of this subsection.

18 “(4) The amount or time period for late payment of
19 water charges involving a building, establishment, or other
20 place owned by the Government of the United States im-
21 posed by the District of Columbia shall not be different from
22 those imposed by the District of Columbia on its most favored
23 customer.”.

1 (c) Section 212 of the District of Columbia Public
2 Works Act of 1954 (68 Stat. 108; D.C. Code, sec. 43-1612)
3 is amended by—

4 (1) striking in subsection (a) all that follows “:
5 *Provided, That*”; and

6 (2) amending subsection (b) to read as follows:

7 “(b)(1) Beginning in the second quarter of fiscal year
8 1990, the government of the District of Columbia shall re-
9 ceive payment for sanitary sewer services from funds appro-
10 priated or otherwise available to the Federal departments,
11 independent establishments, or agencies. In accordance with
12 the provisions of paragraphs (2) and (3) of this subsection,
13 one-fourth (25 percent) of the annual estimate prepared by
14 the District government shall be paid, not later than the
15 second day of each fiscal quarter, to the District government
16 by the Secretary of the Treasury from funds deposited by said
17 departments, establishments, or agencies in a United States
18 Treasury account entitled ‘Federal Payment for Water and
19 Sewer Services’. In the absence of sufficient funds in said
20 account, payment shall be made by the Secretary of the
21 Treasury from funds available to the United States Treasury
22 and shall be reimbursed promptly to the United States Treas-
23 ury by the respective user agencies. Payments shall be made
24 to the District government by the Secretary of the Treasury
25 without further justification, and shall be equal to one-fourth

1 (25 percent) of the annual estimate prepared by the District
2 government pursuant to paragraph (2) of this subsection.

3 “(2) By April 15 of each calendar year the District shall
4 provide the Office of Management and Budget, for inclusion
5 in the President’s budget of the respective Federal depart-
6 ments, independent establishments, or agencies, an estimate
7 of the cost of service for the fiscal year commencing October
8 1st of the following calendar year. The estimate shall provide
9 the total estimated annual cost of such service and an item-
10 ized estimate of such costs by Federal department, independ-
11 ent establishment, or agency. The District’s estimates on a
12 yearly basis shall reflect such adjustments as are necessary to
13 (1) account for actual usage variances from the estimated
14 amounts for the fiscal year ending on September 30th of the
15 calendar year preceding April 15th, and (2) reflect changes in
16 rates charged for water and sewer services resulting from
17 public laws or rate covenants pursuant to water and sewer
18 revenue bond sales.

19 “(3) Each Federal department, independent establish-
20 ment, or agency receiving sanitary sewer services in build-
21 ings, establishments, or other places shall pay from funds
22 specifically appropriated or otherwise available to it, quarter-
23 ly and on the first day of each such fiscal quarter, to an
24 account in the United States Treasury entitled ‘Federal Pay-
25 ment for Water and Sewer Services’ an amount equal to one-

1 fourth (25 percent) of the annual estimate for said services as
2 provided for in paragraph (2) of this subsection.

3 “(4) The amount or time period for late payment of
4 charges for sanitary sewer services involving a building, es-
5 tablishment, or other place owned by the Government of the
6 United States imposed by the District of Columbia shall not
7 be different from those imposed by the District of Columbia
8 on its most favored customer.”

9 (d) The first sentence of subsection (d) of section 207 of
10 the District of Columbia Public Works Act of 1954 (68 Stat.
11 106) is amended to read as follows: “Whenever a property
12 upon which a sanitary sewer service charge is a public park,
13 or uses water from the water supply system of the District
14 for an industrial or commercial purpose in such a manner that
15 the water so used is likewise not discharged into the sanitary
16 sewage works of the District, the quantity of water so used
17 and not discharged into the sanitary sewage works of the
18 District may be excluded in determining the sanitary sewer
19 service charge on such property, if such exclusion is previ-
20 ously requested in writing by the owner or occupant thereof
21 and approved in writing by the District government in ad-
22 vance of the billing period involved.”

23 (e) The amendments made by this section shall take
24 effect January 1, 1990, and shall terminate December 31,
25 1990.

1 SEC. 134. (a) The paragraph under the heading “Lot-
2 tery and Charitable Games Enterprise Fund” in the District
3 of Columbia Appropriation Act, 1982, approved December 4,
4 1981 (95 Stat. 1174; Public Law 97-91), is amended—

5 (1) by striking the 10th proviso; and

6 (2) in the 11th proviso, by striking “1144, as well
7 as in the Old Georgetown Historic District:” and in-
8 serting “1144:”.

9 (b) The 11th proviso referred to in subsection (a)(2), as
10 amended by such subsection, shall not apply with respect to
11 any activity relating to a lottery, raffle, bingo, or other game
12 of chance sponsored by, and conducted solely for the benefit
13 of, an organization which is described in section 501(c)(3),
14 and exempt from tax under section 501(a), of the Internal
15 Revenue Code of 1986.

16 SEC. 135. No funds appropriated in this Act for the op-
17 eration of programs, projects, or activities of the government
18 of the District of Columbia for which the Council of the Dis-
19 trict of Columbia has approved a specific budget increase
20 shall be reprogrammed or reduced prior to 30 days written
21 notice to the Council of the District of Columbia.

22 SEC. 136. Such sums as may be necessary for fiscal
23 year 1990 pay raises for programs funded by this Act shall be
24 absorbed within the levels appropriated in this Act.

1 SEC. 137. For the fiscal year ending September 30,
2 1990, the District of Columbia shall pay interest on its quar-
3 terly payments to the United States that are made more than
4 60 days from the date of receipt of an itemized statement
5 from the Federal Bureau of Prisons of amounts due for hous-
6 ing District of Columbia convicts in Federal penitentiaries for
7 the preceding quarter.

8 SEC. 138. Section 11-903, District of Columbia Code,
9 is amended to read as follows:

10 **“§ 11-903. Composition.**

11 “Subject to the enactment of authorizing legislation, the
12 Superior Court of the District of Columbia shall consist of a
13 chief judge and fifty-eight associate judges.”

14 SEC. 139. Of the funds appropriated in Public Law
15 100-202 for carrying out part B of title VII of the Higher
16 Education Act that remain available for obligation,
17 \$6,700,000 shall be awarded without regard to section
18 701(B), section 721(B), and section 721(C) of said Act to the
19 consortium of institutions of higher education in the Wash-
20 ington, DC metropolitan area for the purpose of constructing
21 and equipping an academic research library to link the library
22 and information resources of the universities participating in
23 the consortium.

24 SEC. 140. TASK FORCE ON SUBSTANCE ABUSING
25 PREGNANT WOMEN AND INFANTS EXPOSED TO MATER-

1 NAL SUBSTANCE ABUSE DURING PREGNANCY.—(a) IN
2 GENERAL.—The Director of the Department of Human
3 Services of the District of Columbia (referred to as the “Di-
4 rector”) shall establish a task force, to be known as the Dis-
5 trict of Columbia Task Force for Coordinated Service to
6 Drug-Exposed Infants (referred to as the “Task Force”), to
7 develop a plan for the most efficient and effective delivery of
8 services to substance abusing pregnant women and infants
9 who were exposed to maternal substance abuse during preg-
10 nancy, including recommendations to ensure maximum coop-
11 eration between service providers.

12 (b) MEMBERS.—(1) The Director shall appoint no more
13 than 15 persons to serve on the Task Force, including per-
14 sons with experience in treating substance-exposed infants,
15 representing the following organizations and disciplines:

16 (A) Child protection and welfare.

17 (B) Local hospitals.

18 (C) Health care professionals, including drug
19 treatment specialists, public health experts, primary
20 care providers, and child development specialists.

21 (D) Public safety and justice.

22 (E) Public education.

23 (F) Community-based organizations serving sub-
24 stance abusing pregnant and post partum women and
25 their infants.

1 (G) Public housing officials.

2 (H) Other human support services.

3 (2) In addition to the members of the Task Force ap-
4 pointed pursuant to paragraph (1), the United States Attor-
5 ney or a designee of the United States Attorney shall be a
6 member of the Task Force.

7 (3) The Director or the designee of the Director shall
8 act as chairman of the Task Force and provide such clerical
9 support as the Task Force requires.

10 (c) REPORT.—Not later than 1 year after the date of
11 enactment of this Act the Task Force shall submit a report to
12 Congress making findings and recommendations for legisla-
13 tive or other action, and including a specific plan detailing
14 how the District will provide for the care of abandoned or
15 otherwise abused infants for whom foster homes have not
16 been found within 6 months of birth; and a timetable for im-
17 plementing its recommendations.

18 (d) TERMINATION.—The Task Force shall terminate on
19 submission of its report in accordance with subsection (c).

20 SEC. 141. (a) This section may be cited as the “Nation’s
21 Capital Religious Liberty and Academic Freedom Act”.

22 (b) Section 1-2520 of the District of Columbia Code
23 (1981 edition) is amended by adding after subsection (2) the
24 following new subsection:



1 “(3) Notwithstanding any other provision of the
2 laws of the District of Columbia, it shall not be an un-
3 lawful discriminatory practice in the District of Colum-
4 bia for any educational institution that is affiliated with
5 a religious organization or closely associated with the
6 tenets of a religious organization to deny, restrict,
7 abridge, or condition—

8 “(A) the use of any fund, service, facility, or
9 benefit; or

10 “(B) the granting of any endorsement, ap-
11 proval, or recognition,

12 to any person or persons that are organized for, or en-
13 gaged in, promoting, encouraging, or condoning any
14 homosexual act, lifestyle, orientation, or belief.”

15 This Act may be cited as the “District of Columbia
16 Appropriations Act, 1990”.

○