AN ACT

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

Federal Payment for Water and Sewer Services

For payment to the District of Columbia for the fiscal
year ending September 30, 1990, in lieu of reimbursement
for charges for water and water services and sanitary sewer
services furnished to facilities of the United States Govern-
ment, (1) $34,740,000 $8,685,000, as authorized by the
Act of May 18, 1954, as amended (D.C. Code, secs. 43–
1552 and 43–1612).

Federal Contribution to Retirement Funds

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

Transitional Payment for Saint Elizabeths

Hospital

For a Federal contribution to the District of Columbia,
as authorized by the Saint Elizabeths Hospital and District of
Columbia Mental Health Services Act, approved November
8, 1984 (98 Stat. 3369; Public Law 98–621), $15,000,000.
CRIMINAL JUSTICE INITIATIVE

(2) For an additional amount for the design and construction of a prison within the District of Columbia, $20,300,000 to become available October 1, 1990: Provided, that these funds shall remain in the United States Treasury and shall be transferred to the District of Columbia government only to the extent that outstanding obligations are due and payable to entities other than agencies and organizations of the District of Columbia government, and payments to such agencies and organizations may be made only in reimbursement for amounts actually expended in furtherance of the design and construction of the prison.

The $50,000,000 previously appropriated under "Criminal Justice Initiative" for the fiscal years ending September 30, 1986, September 30, 1987, and September 30, 1989, for the design and construction of a prison within the District of Columbia shall remain in the United States Treasury and shall be transferred to the District of Columbia government only to the extent that outstanding obligations are due and payable to entities other than agencies and organizations of the District of Columbia government, and payments to such agencies and organizations may be made only in reimbursement for amounts actually expended in furtherance of the design and construction of the prison: Provided, That construction may not commence unless access and parking
for construction vehicles are provided solely at a location
other than city streets: Provided further, That District offi-
cials meet monthly with neighborhood representatives to
inform them of current plans and discuss problems: Provided
further, That the District of Columbia shall operate and
maintain a free, 24-hour telephone information service
whereby residents of the area surrounding the new prison,
can promptly obtain information from District officials on all
disturbances at the prison, including escapes, fires, riots, and
similar incidents: Provided further, That the District of Co-
lumbia shall also take steps to publicize the availability of
that service among the residents of the area surrounding the
new prison.

(3) **Drug Emergency**

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

**Division of Expenses**

The following amounts are appropriated for the District
of Columbia for the current fiscal year out of the general fund
of the District of Columbia, except as otherwise specifically
provided.
Governmental direction and support, $112,971,000:

Provided, That not to exceed $2,500 for the Mayor, $2,500 for the Chairman of the Council of the District of Columbia, and $2,500 for the City Administrator shall be available from this appropriation for expenditures for official purposes: Provided further, That any program fees collected from the issuance of debt shall be available for the payment of expenses of the debt management program of the District of Columbia: Provided further, That notwithstanding any other provision of law, there is hereby appropriated $6,726,000 to pay legal, management, investment, and other fees and administrative expenses of the District of Columbia Retirement Board, of which $818,000 shall be derived from the general fund and not to exceed $5,908,000 shall be derived from the earnings of the applicable retirement funds: Provided further, That the District of Columbia Retirement Board shall provide to the Congress and to the Council of the District of Columbia a quarterly report of the allocations of charges by fund and of expenditures of all funds: Provided further, That the District of Columbia Retirement Board shall provide the Mayor, for transmittal to the Council of the District of Columbia, an item 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.
(4): Provided further, That of the $150,000 appropriated
for fiscal year 1990 for Admission to Statehood, $75,000
shall be for the Statehood Commission and $75,000 shall be
for the Statehood Compact Commission: Provided further,
That the District of Columbia shall identify the sources of
funding for Admission to Statehood from its own locally-gen-
erated revenues: Provided further, That no revenues from
Federal sources shall be used to support the operations or
activities of the Statehood Commission and Statehood Com-
 pact Commission: Provided further, That an additional
$150,000 out of local funds shall remain available until ex-
 pended, to close open air drug markets, increase police visi-
bility, and provide for speedier court processing of drug-relat-
ed violent cases: Provided further, That no part of these funds
shall be used for lobbying to support or defeat legislation
pending before Congress or any State legislature.

ECO NOMIC DE VELOPMENT AND REGULATION.

Economic development and regulation, $137,913,000:
Provided, That the District of Columbia Housing Finance
Agency, established by section 201 of the District of Colum-
bia Housing Finance Agency Act, effective March 3, 1979
(D.C. Law 2–135; D.C. Code, sec. 45–2111), based upon its
capability of repayments as determined each year by the
Council of the District of Columbia from the Agency's annual
audited financial statements to the Council of the District of
Columbia, shall repay to the general fund an amount equal to
the appropriated administrative costs plus interest at a rate of
four percent per annum for a term of 15 years, with a deferral of payments for the first three years: Provided further,
That notwithstanding the foregoing provision, the obligation
to repay all or part of the amounts due shall be subject to the
rights of the owners of any bonds or notes issued by the
Agency and shall be repaid to the District of Columbia govern-
ment only from available operating revenues of the
Agency that are in excess of the amounts required for debt
service, reserve funds, and operating expenses: Provided fur-
ther, That upon commencement of the debt service payments,
such payments shall be deposited into the general fund of the
District of Columbia: Provided further, That up to $275,000
within the 15 percent set-aside for special programs within
the Tenant Assistance Program shall be targeted for the
single-room occupancy initiative.

PUBLIC SAFETY AND JUSTICE

Public safety and justice, including purchase of 130 passen-
genger-carrying vehicles for replacement only for police-type
use and 29 additional passenger-carrying vehicles for fire-
type use without regard to the general purchase price limita-
tion for the current fiscal year, (5) $833,206,000
$861,191,000: Provided, That the Metropolitan Police De-
partment is authorized to replace not to exceed 25 passenger-

carrying vehicles and the Fire Department of the District of Columbia is authorized to replace not to exceed five passenger-carrying vehicles annually whenever the cost of repair to any damaged vehicle exceeds three-fourths of the cost of the replacement: Provided further, That not to exceed $500,000 shall be available from this appropriation for the Chief of Police for the prevention and detection of crime: Provided further, That not to exceed $26,000 shall be available solely for an accreditation study of the Metropolitan Police Department by a recognized law enforcement accreditation organization: Provided further, That funds appropriated for expenses under the District of Columbia Criminal Justice Act, approved September 3, 1974 (88 Stat. 1090; Public Law 93–412; D.C. Code, sec. 11–2601 et seq.), for the fiscal year ending September 30, 1990, shall be available for obligations incurred under that Act in each fiscal year since inception in fiscal year 1975: Provided further, That funds appropriated for expenses under the District of Columbia Neglect Representation Equity Act of 1984, effective March 13, 1985 (D.C. Law 5–129; D.C. Code, sec. 16–2304), for the fiscal year ending September 30, 1990, shall be available for obligations incurred under that Act in each fiscal year since inception in fiscal year 1985: Provided further, That $50,000 of any appropriation available to the District of Columbia may be used to match financial contributions from the De-
partment of Defense to the District of Columbia Office of
Emergency Preparedness for the purchase of civil defense
equipment and supplies approved by the Department of De-
defense, when authorized by the Mayor: Provided further, That
not to exceed $1,500 for the Chief Judge of the District of
Columbia Court of Appeals, $1,500 for the Chief Judge of
the Superior Court of the District of Columbia, and $1,500
for the Executive Officer of the District of Columbia Courts
shall be available from this appropriation for official purposes:
Provided further, That the District of Columbia shall operate
and maintain a free, 24-hour telephone information service
whereby residents of the area surrounding Lorton prison in
Fairfax County, Virginia, can promptly obtain information
from District of Columbia government officials on all disturb-
ces at the prison, including escapes, fires, riots, and similar
incidents: Provided further, That the District of Columbia
government shall also take steps to publicize the availability
of that service among the residents of the area surrounding
the Lorton prison: Provided further, That not to exceed
$100,000 of this appropriation shall be used to reimburse
Fairfax County, Virginia, and Prince William County, Vir-
ginia, for expenses incurred by the counties during fiscal year
1990 in relation to the Lorton prison complex. Such reim-
bursements shall be paid in all instances in which the District
requests the counties to provide police, fire, rescue, and relat-
ed services to help deal with escapes, riots, and similar distur-
bances involving the prison: Provided further, That none of the funds appropriated by this Act may be used to imple-
ment any plan that includes the closing of Engine Company 3, located at 439 New Jersey Avenue, Northwest: Provided further, That the staffing levels of each two-piece engine company within the Fire Department shall be maintained in accordance with the provisions of article III, section 18 of the Fire Department Rules and Regulations as then in effect (6), until final adjudication by the relevant courts or Octo-
ber 1, 1990, whichever occurs later: Provided further, That none of the funds provided in this Act may be used to imple-
ment District of Columbia Board of Parole notice of emerg-
ency and proposed rulemaking as filed with the District of Columbia Register July 25, 1986: Provided further, That the Mayor shall reimburse the District of Columbia National Guard for expenses incurred in connection with services which are performed in emergencies by the National Guard in a militia status and which 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 Com-
manding General of the District of Columbia National Guard: Provided further, That such sums as may be necessary for reimbursements to the District of Columbia National Guard under the preceding proviso shall be available from this ap-
propiation, and their availability shall be deemed as constituting payment in advance for the emergency services involved (7): Provided further, That of the funds provided to the District of Columbia Superior Court $2,600,000 shall remain available until expended (8): Provided further, That of funds provided to the Department of Corrections $36,311,000 shall be for the expense of housing D.C. Code violators in Federal Bureau of Prisons facilities, including $5,064,000 of payments previously forgiven.

PUBLIC EDUCATION SYSTEM

Public education system, including the development of national defense education programs, (9) $689,358,000 $691,120,000, to be allocated as follows: (10) $500,579,000 $502,346,000 for the public schools of the District of Columbia; $86,300,000 for the District of Columbia Teachers’ Retirement Fund; $76,088,000 for the University of the District of Columbia; $18,849,000 for the Public Library; $3,527,000 for the Commission on the Arts and Humanities; $3,440,000 for the District of Columbia School of Law; and $570,000 for the Education Licensure Commission: Provided, That the public schools of the District of Columbia are authorized to accept not to exceed 31 motor vehicles for exclusive use in the driver education program: Provided further, That not to exceed $2,500 for the Superintendent of Schools, $2,500 for the President of the Universi-
ty of the District of Columbia, and $2,000 for the Public
Librarian shall be available from this appropriation for ex-
penditures for official purposes: Provided further, 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, 1990, a tuition rate sched-
ule 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 funds pro-
vided under this head in Public Law 100–202 (101 Stat.
1329–94) to match private contributions to the District of
Columbia Public Schools Foundation shall be available until

HUMAN SUPPORT SERVICES
Human support services, $825,808,000
$827,918,000: Provided, That $18,611,000 of this appro-
priation, to remain available until expended, shall be avail-
able solely for District of Columbia employees’ disability
compensation: Provided further, That of the funds provided
for the D.C. General Hospital subsidy, $646,000 shall be
used to provide health care to homeless persons.
PUBLIC WORKS

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

WASHINGTON CONVENTION CENTER FUND

For the Washington Convention Center Fund, $7,874,000: Provided, That the Convention Center Board of Directors, established by section 3 of the Washington Convention Center Management Act of 1979, effective November 3, 1979 (D.C. Law 3–36; D.C. Code, sec. 9–602), shall reimburse the Auditor of the District of Columbia for all reasonable costs for performance of the annual Convention Center audit.

REPAYMENT OF LOANS AND INTEREST

For reimbursement to the United States of funds loaned in compliance with An Act To provide for the establishment of a modern, adequate, and efficient hospital center in the District of Columbia, approved August 7, 1946 (60 Stat. 896; Public Law 79–648); section 1 of an Act to authorize the Commissioners of the District of Columbia to borrow
funds for capital improvement programs and to amend provi-
sions of law relating to Federal Government participation in
meeting costs of maintaining the Nation's Capital City, ap-
proved June 6, 1958 (72 Stat. 183; Public Law 85–451;
D.C. Code, sec. 9–219); section 4 of An Act To authorize
the Commissioners of the District of Columbia to plan, con-
struct, operate, and maintain a sanitary sewer to connect the
Dulles International Airport with the District of Columbia
system, approved June 12, 1960 (74 Stat. 211; Public Law
86–515); section 723 of the District of Columbia Self-Gov-
ernment and Governmental Reorganization Act, approved
December 24, 1973 (87 Stat. 821; Public Law 93–198; D.C.
Code, sec. 47–321, note); and section 743(f) of the District of
Columbia Self-Government and Governmental Reorganiza-
1156; Public Law 95–131; D.C. Code, sec. 9–219, note),
including interest as required thereby, $251,474,000.

**REPAYMENT OF GENERAL FUND DEFICIT**

For the purpose of reducing the $218,872,000 general
fund accumulated deficit as of September 30, 1988,
$20,000,000, of which not less than $442,000 shall be
funded and apportioned by the Mayor from amounts other-
wise available to the District of Columbia government (in-
cluding amounts appropriated by this Act or revenues other-
wise available, or both): *Provided*, That if the Federal pay-
ment to the District of Columbia for fiscal year 1990 is re-
duced pursuant to an order issued by the President under
section 252 of the Balanced Budget and Emergency Deficit
Control Act of 1985 (Public Law 99–177, approved Decem-
ber 12, 1985), as amended, the percentage (if any) by which
the $20,000,000 set aside for repayment of the general fund
accumulated deficit under this appropriation title is reduced
as a consequence shall not exceed the percentage by which
the Federal payment is reduced pursuant to such order: Pro-
vided further, That all net revenue the District of Columbia
government may collect as a result of the District of Colum-
bia government’s pending appeal in the consolidated case of
U.S. Sprint Communications, et al. v. District of Columbia et
al., CA 10080–87 (court order filed November 14, 1988),
shall be applied solely to the repayment of the general fund
accumulated deficit.

SHORT-TERM BORROWINGS

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

OPTICAL AND DENTAL BENEFITS

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

ENERGY ADJUSTMENT

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

EQUIPMENT ADJUSTMENT

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

PERSONAL SERVICES ADJUSTMENT

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

CAPITAL OUTLAY

For construction projects, $134,650,000, as authorized
by an Act authorizing the laying of water mains and service
sewers in the District of Columbia, the levying of assess-
ments therefor, and for other purposes, approved April 22,
1904 (33 Stat. 244; Public Law 58–140; D.C. Code, secs.
43–1512 to 43–1519); the District of Columbia Public
Works Act of 1954, approved May 18, 1954 (68 Stat. 101;
Public Law 83–364); An Act To authorize the Commission-
ers of the District of Columbia to borrow funds for capital
improvement programs and to amend provisions of law relat-
ing to Federal Government participation in meeting costs of
maintaining the Nation’s Capital City, approved June 6,
1958 (72 Stat. 183; Public Law 85–451; D.C. Code, secs. 29–219 and 47–3402); section 8(g) of the District of Columbia
3 Motor Vehicle Parking Facility Act of 1942, approved
4 August 20, 1958 (72 Stat. 686; Public Law 85–692; D.C.
7 Public Law 91–143; D.C. Code, secs. 1–2451, 1–2452,
8 1–2454, 1–2456, and 1–2457); including acquisition of sites,
9 preparation of plans and specifications, conducting preliminary surveys, erection of structures, including building
10 improvement and alteration and treatment of grounds, to
11 remain available until expended: Provided, That
12 $10,556,000 shall be available for project management and
13 $26,319,000 for design by the Director of the Department of
14 Public Works or by contract for architectural engineering
15 services, as may be determined by the Mayor: Provided fur-
16 ther, That funds for use of each capital project implementing
17 agency shall be managed and controlled in accordance with
18 all procedures and limitations established under the Financial
19 Management System: Provided further, That $20,300,000
20 (13) of the $134,650,000 shall be available solely for the
21 Correctional Treatment Facility (14) to be constructed in
22 the District of Columbia which is financed with Federal
23 funds appropriated to the District of Columbia for fiscal year
24 1991: Provided further, That $547,000 for the Department
of Recreation and $3,080,000 for the Department of Public Works for pay-as-you-go capital projects shall be financed from general fund operating revenues: Provided further, That all funds provided by this appropriation title shall be available only for the specific projects and purposes intended: Provided further, That notwithstanding the foregoing, all authorizations for capital outlay projects, except those projects covered by the first sentence of section 23(a) of the Federal-Aid Highway Act of 1968, approved August 23, 1968 (82 Stat. 827; Public Law 90-495; D.C. Code, sec. 7-134, note), for which funds are provided by this appropriation title, shall expire on September 30, 1991, except authorizations for projects as to which funds have been obligated in whole or in part prior to September 30, 1991: Provided further, That upon expiration of any such project authorization the funds provided herein for the project shall lapse.

WATER AND SEWER ENTERPRISE FUND

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

For construction projects, $29,700,000, as authorized by An Act Authorizing the laying of water mains and service sewers in the District of Columbia, the levying of assessments therefor, and for other purposes, approved April 22,
1904 (33 Stat. 244; Public Law 58–140; D.C. Code, sec.
43–1512 et seq.): Provided, That the requirements and re-
strictions which are applicable to general fund capital im-
provement projects and are set forth in this Act under the
Capital Outlay appropriation title shall apply to projects ap-
proved under this appropriation title: Provided further, That
of the $27,085,000 in water and sewer enterprise fund oper-
ating revenues for pay-as-you-go capital projects, $1,200,000
shall fund new authority in the fiscal year 1990 capital
budget and $25,885,000 shall fund prior year capital budget
authority.

LOTTERY AND CHARITABLE GAMES ENTERPRISE FUND

For the Lottery and Charitable Games Enterprise
Fund, established by the District of Columbia Appropriation
Act for fiscal year 1982, approved December 4, 1981, (95
Stat. 1174, 1175; Public Law 97–91), as amended, 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,
and 22–1516 et seq.), $8,600,000, to be derived from non-
Federal District of Columbia revenues: Provided, That the
District of Columbia shall identify the sources of funding for
this appropriation title from its own locally-generated reve-
 nues: 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.

**CABLE TELEVISION ENTERPRISE FUND**

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

**GENERAL PROVISIONS**

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

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

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

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

Sec. 105. Appropriations in this Act shall be available
for expenses of travel and for the payment of dues of organi-
izations concerned with the work of the District of Columbia
government, when authorized by the Mayor: Provided, That
the Council of the District of Columbia and the District of
Columbia Courts may expend such funds without authoriza-
tion by the Mayor.

Sec. 106. There are appropriated from the applicable
funds of the District of Columbia such sums as may be neces-
sary for making refunds and for the payment of judgments
that have been entered against the District of Columbia gov-
ernment: Provided, That nothing contained in this section
shall be construed as modifying or affecting the provisions of
section 11(c)(3) of title XII of the District of Columbia
Income and Franchise Tax Act of 1947, approved March 31,
1956 (70 Stat. 78; Public Law 84-460; D.C. Code, sec. 47-
8 1812.11(c)(3)).

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

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

Sec. 109. Not to exceed 4½ per centum of the total of
all funds appropriated by this Act for personnel com-
pensation may be used to pay the cost of overtime or tempo-
rary positions.
Sec. 110. Appropriations in this Act shall not be available, during the fiscal year ending September 30, 1990, for the compensation of any person appointed to a permanent position in the District of Columbia government during any month in which the number of employees exceeds (15) 83,475 39,569.

Sec. 111. No funds appropriated in this Act for the District of Columbia government for the operation of educational institutions, the compensation of personnel, or for other educational purposes may be used to permit, encourage, facilitate, or further partisan political activities. Nothing herein is intended to prohibit the availability of school buildings for the use of any community or partisan political group during non-school hours.

Sec. 112. The annual budget for the District of Columbia government for the fiscal year ending September 30, 1991, shall be transmitted to the Congress no later than April 15, 1990.

Sec. 113. None of the funds appropriated in this Act shall be made available to pay the salary of any employee of the District of Columbia government whose name, title, grade, salary, past work experience, and salary history are not available for inspection by the House and Senate Committees on Appropriations, the House Committee on the District of Columbia, the Subcommittee on Governmental Effi-
ciency, Federalism and the District of Columbia of the Senate Committee on Governmental Affairs, and the Council of the District of Columbia, or their duly authorized representative.

Sec. 114. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making payments authorized by the District of Columbia Revenue Recovery Act of 1977, effective September 23, 1977 (D.C. Law 2-20; D.C. Code, sec. 47-421 et seq.).

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

Sec. 116. No part of this appropriation shall be used for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any State legislature.

Sec. 117. None of the Federal funds provided in this Act shall be used to perform abortions except where the life of the mother would be endangered if the fetus were carried to term; or except for such medical procedures necessary for the victims of rape or incest, when such rape or incest has been reported promptly to a law enforcement agency or public health service. Nor are payments prohibited for drugs
or devices to prevent implantation of the fertilized ovum, or
for medical procedures necessary for the termination of an
ectopic pregnancy.

Sec. 118. At the start of the fiscal year, the Mayor
shall develop an annual plan, by quarter and by project, for
capital outlay borrowings: Provided, That within a reasona-
ble time after the close of each quarter, the Mayor shall
report to the Council of the District of Columbia and the
Congress the actual borrowing and spending progress com-
pared with projections.

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

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

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

Sec. 122. None of the funds appropriated by this Act
may be obligated or expended by reprogramming except pur-
suant to advance approval of the reprogramming granted ac-
cording to the procedure set forth in the Joint Explanatory
1 Statement of the Committee of Conference (House Report
2 No. 96–443) which accompanied the District of Columbia
3 Appropriation Act, 1980, approved October 30, 1979 (93
4 Stat. 713; Public Law 96–93), as modified in House Report
5 No. 98–265, and in accordance with the Reprogramming
7 3–100; D.C. Code, sec. 47–361 et seq.).
8 Sec. 123. None of the Federal funds provided in this
9 Act shall be obligated or expended to provide a personal
10 cook, chauffeur, or other personal servants to any officer or
11 employee of the District of Columbia.
12 Sec. 124. None of the Federal funds provided in this
13 Act shall be obligated or expended to procure passenger
14 automobiles as defined in the Automobile Fuel Efficiency Act
15 of 1980, approved October 10, 1980 (94 Stat. 1824; Public
17 Protection Agency estimated miles per gallon average of less
18 than 22 miles per gallon: Provided, That this section shall
19 not apply to security, emergency rescue, or armored vehicles.
20 Sec. 125. (a) Notwithstanding section 422(7) of the
21 District of Columbia Self-Government and Governmental Re-
22 organization Act of 1973, approved December 24, 1973 (87
23 Stat. 790; Public Law 93–198; D.C. Code, sec. 1–242(7)),
24 the City Administrator shall be paid, during any fiscal year, a
25 salary at a rate established by the Mayor, not to exceed the
rate established for level IV of the Executive Schedule under 5 U.S.C. 5315.

(b) For purposes of applying any provision of law limiting the availability of funds for payment of salary or pay in any fiscal year, the highest rate of pay established by the Mayor under subsection (a) for any position for any period during the last quarter of calendar year 1989 shall be deemed to be the rate of pay payable for that position for September 30, 1989.

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

ed, That for pay purposes, employees of the District of Co-
lumbia government shall not be subject to the provisions of
title 5 of the United States Code.

Sec. 127. The Director of the Department of Adminis-
trative Services may pay rentals and repair, alter, and im-
prove rented premises, without regard to the provisions of
section 322 of the Economy Act of 1932 (Public Law 72-
212; 40 U.S.C. 278a), upon a determination by the Director,
that by reason of circumstances set forth in such determina-
tion, the payment of these rents and the execution of this
work, without reference to the limitations of section 322, is
advantageous to the District in terms of economy, efficiency
and the District's best interest.

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

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

Sec. 130. No sole source contract with the District of Columbia government or any agency thereof may be renewed or extended without opening that contract to the competitive bidding process as set forth in section 303 of the District of Columbia Procurement Practices Act of 1985, effective February 21, 1986 (D.C. Law 6–85; D.C. Code, sec. 1–1183.3), except that the District of Columbia Public Schools may renew or extend sole source contracts for which competition is not feasible or practical, provided that the determination as to whether to invoke the competitive bidding process has been made in accordance with duly promulgated Board of Education rules and procedures.

Sec. 131. For purposes of the Balanced Budget and Emergency Deficit Control Act of 1985 (99 Stat. 1037; Public Law 99–177), as amended, the term “program, project, and activity” shall be synonymous with and refer specifically to each account appropriating Federal funds in this Act and any sequestration order shall be applied to each of the accounts rather than to the aggregate total of those accounts: Provided, That sequestration orders shall not be applied to any account that is specifically exempted from sequestration by the Balanced Budget and Emergency Deficit
Sec. 132. In the event a sequestration order is issued pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985 (99 Stat. 1037; Public Law 99–177), as amended, after the amounts appropriated to the District of Columbia for the fiscal year involved have been paid to the District of Columbia, the Mayor of the District of Columbia shall pay to the Secretary of the Treasury, within 15 days after receipt of a request therefor from the Secretary of the Treasury, such amounts as are sequestered by the order: Provided, That the sequestration percentage specified in the order shall be applied proportionately to each of the Federal appropriation accounts in this Act which are not specifically exempted from sequestration by the Balanced Budget and Emergency Deficit Control Act of 1985 (99 Stat. 1037; Public Law 99–177), as amended.

Sec. 133. None of the funds available to the District of Columbia government shall be used for any purpose involved in billing individual agencies or establishments for water and water services and sanitary sewer services traditionally funded under the account "Federal Payment for Water and Sewer Services" unless and until existing statutes (sections 106 and 212 of the District of Columbia Public Works Act of 1954, as amended; Public Law 264, approved
May 18, 1954 (68 Stat. 101; D.C. Code, sections 43–1552 and 43–1612), are amended to specifically provide for such billing.

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

(b) Section 106 of title I of the District of Columbia Public Works Act of 1954 (68 Stat. 102; D.C. Stat. 43–1552) is amended by—

(1) striking in subsection (a) all that follows the sentence beginning with "Payment shall be made as provided in subsection (b)"; and

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

"(b)(1) Beginning in the second quarter of fiscal year 1990 and thereafter, the government of the District of Columbia shall bill directly on a quarterly basis and in advance for water services provided to all buildings, establishments, or other places owned by the Government of the United States. Bills for each such building, establishment, or place shall be directed to the Federal department, independent establishment, or agency responsible for paying other utility charges for the location. The District government shall adjust its in-
dividual billings to reflect actual usage of water services not
later than 2 years after the conclusion of each quarter.
“(2) Each Federal department, independent establish-
ment, or agency responsible for making payments described
in paragraph (1) for utility services to buildings, establish-
ments, or other places shall pay from funds available to it,
quarterly on the first day of each fiscal quarter to the account
in the United States Treasury designated or established for
‘Federal Payment for Water and Sewer Services,’ the
amount billed by the District government for water services to
be furnished. Amounts in the account shall be made available
to the District government on the 5th day of each fiscal quar-
ter but in no case later than 30 days after payments are
received from Federal agencies.
“(3) The amount or time period for late payment of
water charges involving a building, establishment, or other
place owned by the Government of the United States imposed
by the District of Columbia shall not be different from those
imposed by the District of Columbia on its most favored cus-
tomer.”.
(c) Section 212 of the District of Columbia Public
Works Act of 1954 (68 Stat. 108; D.C. Stat. 43–1612) is
amended by—
(1) striking in subsection (a) all that follows
“: Provided, That”; and
(2) amending subsection (b) to read as follows:

“(b)(1) Beginning in the second quarter of fiscal year 1990 and thereafter, the government of the District of Columbia shall bill directly on a quarterly basis and in advance all buildings, establishments, or other places owned by the Government of the United States for the sanitary sewer services it receives. The District government shall adjust its individual billings to reflect actual usage of sanitary sewer services not later than 2 years after the conclusion of each quarter.

“(2) Each Federal department, independent establishment, or agency responsible for making payments described in paragraph (1) for utility services to buildings, establishments, or other places shall pay from funds available to it, quarterly on the first day of each fiscal quarter to the account in the United States Treasury designated or established for ‘Federal Payment for Water and Sewer Services,’ the amount billed by the District government for sanitary sewer services to be furnished. Amounts in the account shall be made available to the District government on the 5th day of each fiscal quarter but in no case later than 30 days after payments are received from Federal agencies.

“(3) The amount or time period for late payment of water charges involving a building, establishment, or other place owned by the Government of the United States imposed by the District of Columbia shall not be different from those
imposed by the District of Columbia on its most favored customer.”.

(d) The first sentence of subsection (d) of section 207 of the District of Columbia Public Works Act of 1954 (68 Stat. 106) is amended to read as follows: “Whenever a property upon which a sanitary sewer service charge is a public park, or uses water from the water supply system of the District for an industrial or commercial purpose in such a manner that the water so used is likewise not discharged into the sanitary sewage works of the District, the quantity of water so used and not discharged into the sanitary sewage works of the District may be excluded in determining the sanitary sewer service charge on such property, if such exclusion is previously requested in writing by the owner or occupant thereof.”.

(e) The amendments made by this section shall take effect January 1, 1990.

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

(1) by striking the 10th proviso; and

(2) in the 11th proviso, by striking “1144, as well as in the Old Georgetown Historic District:” and inserting “1144:”.
(b) The 11th proviso referred to in subsection (a)(2), as amended by such subsection, shall not apply with respect to any activity relating to a lottery, raffle, bingo, or other game of chance sponsored by, and conducted solely for the benefit of, an organization which is described in section 501(c)(3), and exempt from tax under section 501(a), of the Internal Revenue Code of 1986.

Sec. 135. No funds appropriated in this Act for the operation of programs, projects, or activities of the government of the District of Columbia for which the Council of the District of Columbia has approved a specific budget increase shall be reprogrammed or reduced prior to 30 days written notice to the Council of the District of Columbia.

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

Sec. 137. For the fiscal year ending September 30, 1990, and for every fiscal year thereafter, the District of Columbia shall pay interest on its quarterly payments to the United States that are made more than 60 days from the date of receipt of an itemized statement from the Federal Bureau of Prisons of amounts due for housing District of Columbia convicts in Federal penitentiaries for the preceding quarter.

Sec. 137. Section 11-903, District of Columbia Code, is amended to read as follows:
"§ 11-903. Composition.

"The Superior Court of the District of Columbia shall consist of a chief judge and fifty-eight associate judges."

Sec. 138. Of the funds appropriated in Public Law 100–202 for carrying out part B of title VII of the Higher Education Act that remain available for obligation, $6,700,000 shall be awarded without regard to section 701(B), section 721(B), and section 721(C) of said Act to the consortium of institutions of higher education in the Washington, D.C. metropolitan area for the purpose of constructing and equipping an academic research library to link the library and information resources of the universities participating in the consortium.

Sec. 139. Section 132, as contained in section 101(c) of Public Law 100–202 is hereby rescinded.

Sec. 140. Task Force on Substance Abusing Pregnant Women and Infants Exposed to Maternal Substance Abuse During Pregnancy.—(a)

In General.—The Director of the Department of Human Services of the District of Columbia (referred to as the "Director") shall establish a task force, to be known as the District of Columbia Task Force for Coordinated Service to Drug-Exposed Infants (referred to as the "Task Force"), to develop a plan for the most efficient and effective delivery of services to substance abusing pregnant women and infants who were exposed to maternal substance abuse during preg-
nancy, including recommendations to ensure maximum coop-
eration between service providers.

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

(A) Child protection and welfare.

(B) Local hospitals.

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

(D) Public safety and justice.

(E) Public education.

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

(G) Public housing officials.

(H) Other human support services.

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

(3) The Director or the designee of the Director shall act
as chairman of the Task Force and provide such clerical sup-
port as the Task Force requires.
(c) REPORT.—Not later than 1 year after the date of
enactment of this Act the Task Force shall submit a report to
Congress making findings and recommendations for legisla-
tive or other action, and including a specific plan detailing
how the District will provide for the care of abandoned or
otherwise abused infants for whom foster homes have not been
found within 6 months of birth; and a timetable for imple-
menting its recommendations.

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

(22) Sec. 141. (a) This section may be cited as the
"Nation's Capital Religious Liberty and Academic Freedom
Act".

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

"(3) Notwithstanding any other provision of the
laws of the District of Columbia, it shall not be an un-
lawful discriminatory practice in the District of Co-
lumbia for any educational institution that is affiliated
with a religious organization or closely associated with
the tenets of a religious organization to deny, restrict,
abridge, or condition—

"(A) the use of any fund, service, facility, or

benefit; or
“(B) the granting of any endorsement, approval, or recognition,
to any person or persons that are organized for, or engaged in, promoting, encouraging, or condoning any homosexual act, lifestyle, orientation, or belief.”.

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

Attest: DONNALD K. ANDERSON, Clerk.

Passed the Senate September 14 (legislative day, September 6), 1989.
Attest: WALTER J. STEWART, Secretary.
of the Act, or the date of the order, or the order itself. In case of any such submission, the supervisor shall make report in writing, stating the purpose of the submission, the nature of the report or order, and any other relevant information. If the report or order is deemed unsatisfactory, the supervisor shall report to the Governor in Council for further action. The report or order shall be submitted to the Governor in Council for approval. The Governor in Council shall approve or reject the report or order. If approved, the report or order shall be transmitted to the appropriate authorities for implementation. If rejected, the Governor in Council shall provide reasons for the rejection and any necessary amendments to the report or order.