

ABILL

22-241

INTHECOUNCILOFTHEDISTRICTOFCOLUMBIA

Toadopt,asarequesttoCongressforappropriationandauthorization,thefederalportionofthe budgetofthegovernmentoftheDistrictofColumbiaforthefiscalyearendingSeptember30,20 18.

BEITENACTEDBYTHECOUNCILOFTHEDISTRICTOFCOLUMBIA,Thatthisactmayb ecitedasthe“FiscalYear2018FederalPortionBudgetRequestActof2017”.

Sec.2.AdoptionofthefederalportionoftheFiscalYear2018budget.

Thereisadopted,asarequesttoCongressforappropriationandauthorization,thefollowingfeder alportionofthebudgetofthegovernmentoftheDistrictofColumbiaforthe fiscalyearendingSeptember30,2018.

DISTRICTOFCOLUMBIA FEDERALFUNDSAPPROPRIATIONREQUEST

FEDERALPAYMENTTOTHEDISTRICTOFCOLUMBIACOURTS

ForsalariesandexpensesfortheDistrictofColumbiaCourts,\$265,400,000,tobeallocatedasfollo ws:fortheDistrictofColumbiaCourtofAppeals,\$14,000,000,ofwhichnottoexceed\$2,500isforoffici alreceptionandrepresentationexpenses;fortheSuperiorCourtoftheDistrictofColumbia,\$121,000,00 0,ofwhichnottoexceed\$2,500isforofficialreceptionandrepresentationexpenses;fortheDistrictofCol umbiaCourtSystem,\$71,500,000,ofwhichnottoexceed\$2,500isforofficialreceptionandrepresentati onexpenses;and\$58,900,000,toremainavailableuntilSeptember30,2018,forcapitalimprovementsfo rDistrictofColumbiacourthousefacilities:Provided,Thatfundsmadeavailableforcapitalimproven tsshallbeexpendedconsistentwiththeDistrictofColumbiaCourtsmasterplanstudyandfacilitiesconditi onassessment:Providedfurther,Thatnotwithstandinganyotherprovisionoflaw,allamountsunderthish eadingshallbeapportionedquarterlybytheOfficeofManagementandBudgetandobligatedandexpende dinthesamemannerasfundsappropriatedforsalariesandexpensesofotherFederalagencies:Providedu rther,That30daysafterprovidingwrittennotice totheCommitteesonAppropriationsoftheHouseofRepresentativesandtheSenate,theDistrict ofColumbiaCourtsmayreallocate not more than \$6,000,000 of the funds provided under this heading am

42 on the items and entities funded under this heading: Provided further, That the Joint Committee on Judicial
43 Administration in the District of Columbia may, by regulation, establish programs substantially similar
44 to the program set forth in subchapter II of chapter 35 of title 5, United States Code, for employees of the Dist
45 rict of Columbia Courts.

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47 **FEDERAL PAYMENT FOR DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS**
48 For payments authorized under section 11-2604 and section 11-
49 2605, D.C. Official Code (relating to representation provided under the District of Columbia Criminal Jus
50 tice Act), payments for counsel appointed in proceedings in the Family Court of the Superior Court of the D
51 istrict of Columbia under chapter 23 of
52 title 16, D.C. Official Code, or pursuant to contractual agreements to provide guardian ad litem representat
53 ion, training, technical assistance, and such other services as are necessary to improve the quality of guardi
54 an ad litem representation, payments for counsel appointed in adoption proceedings under chapter 3 of titl
55 e 16, D.C. Official Code, and payments authorized under section 21-2060, D.C.
56 Official Code (relating to services provided under the District of Columbia Guardianship, Protective Proc
57 eedings, and Durable
58 Power of Attorney Act of 1986), \$49,890,000, to remain available until expended: Provided, That not
59 more than \$20,000,000 in unobligated funds provided in this account may be transferred to and
60 merged with funds made available under the heading “Federal Payment to the District of
61 Columbia Court,” to be available for the same period and purposes as funds made available
62 under that heading for capital improvements to District of Columbia courthouse facilities:
63 Provided further,
64 That funds provided under this heading shall be administered by the Joint Committee on Judicial
65 Administration in the District of Columbia: Provided further, That, notwithstanding any other provision o
66 f law, this appropriation shall be apportioned quarterly by the Office of Management and Budget and oblig
67 ated and expended in the same manner as funds appropriated for expenses of other Federal agencies.

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69 **FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT**
70 For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for an at
71 ion wide program to be administered by the Mayor, for District of Columbia resident tuition support, \$30,0
72 00,000, to remain available until expended: Provided, That such
73 funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia reside
74 ntstopay an amount based upon the difference between in-State and out-
75 of-State tuition at public institutions of higher education, or to pay up to \$2,500 each year at eligible
76 private institutions of higher education: Provided further, That the awarding of such funds may
77 be prioritized on the basis of a resident's academic merit, the income and need of eligible
78 students, and such other factors as may be authorized: Provided further, That the District of Columbia gove
79 rnment shall maintain a dedicated account for the Resident Tuition Support Program that shall consist of th
80 e Federal funds appropriated to the Program in this Act and any subsequent appropriations, any unobligate
81 d balances from prior fiscal years, and any interest
82 earned in this or any fiscal year: Provided further, That the account shall be under the control of the District o
83 f Columbia Chief Financial Officer, who shall use those funds solely for the purposes of carrying out the Re
84 sident Tuition Support Program: Provided further, That the Office of the Chief Financial Officers shall pro
85 vide a quarterly financial report to the Committee on Appropriations of the House of Representatives and
86 the Senate for these funds showing, by object class, the expenditures made, and the purpose therefor.

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FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

ForaFederalpaymentforaschoolimprovementprogramintheDistrictofColumbia,\$45,000,000,toremainavailableuntil expended,forpaymentsauthorized undertheScholarshipforOpportunityandResultsAct(divisionCofPublicLaw112-10):Provided,Thatwithinfundsprovidedforopportunityscholarships\$3,200,000 shallbefortheactivities specifiedinsections3007(b)through3007(d)and3009ofsuchAct.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

ForaFederalpaymenttotheDistrictofColumbiaWaterandSewerAuthority,\$8,500,000,toremainavailableuntil expended,tocontinueimplementationof theCombinedSewerOverflow Long-TermControl Plan:Provided,ThattheDistrictofColumbiaWaterandSewer Authorityprovides a100percentmatchforthispayment.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING COUNCIL

Fora FederalpaymenttotheCriminalJusticeCoordinatingCouncil,\$1,900,000,toremainavailableuntil expended,tosupportinitiativesrelatedtothecoordination ofFederal andlocal criminaljusticeresourcesintheDistrictofColumbia.

FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

ForaFederalpayment,toremainavailableuntilSeptember30,2018,totheCommissiononJudicialDisabilitiesandTenure,\$295,000,andfortheJudicialNominationCommission,\$270,000.

FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA NATIONAL GUARD

ForaFederalpaymenttotheDistrictofColumbiaNationalGuard,\$435,000,toremainavailableuntil expended, fortheMajor General DavidF.Wherley,Jr.DistrictofColumbiaNational GuardRetentionandCollegeAccessProgram.

FEDERAL PAYMENT FOR TESTING AND TREATMENT OF HIV/AIDS

ForaFederalpaymenttotheDistrictofColumbiaforthetestingofindividualsfor,andthetreatmentofindividualswith, humanimmunodeficiencyvirusandacquiredimmunodeficiency syndromeintheDistrictofColumbia,\$5,000,000.

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

ForaFederalpaymentofnecessaryexpenses,asdeterminedbytheMayoroftheDistrict ofColumbiainwrittenconsultationwiththeelectedcountyorcityofficialsofsurroundingjurisdictions,\$13,000,000,toremainavailableuntil expended,forthecostsofprovidingpublic safetyateventsrelatedtothepresenceoftheNationalCapitalintheDistrictofColumbia,including support requestedbytheDirectoroftheUnitedStatesSecretServiceincarryingoutprotectivedutiesunderthedirectionoftheSecretaryofHomelandSecurity,andforthecostsofprovidingsupporttorespondtoimmediateand specificterroristthreatsorattacksintheDistrictofColumbiaorsurroundingjurisdictions

APPROPRIATION OF CERTAIN INTEREST EARNED

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

DETERMINATION OF COMPENSATION

Section 424(b)(2)(E) of the District of Columbia Home Rule Act (sec. 1-204.24b(b)(5), D.C. Official Code) is amended to read as follows: “(E) PAY.—The Chief Financial Officer shall be paid at a rate such that the total amount of compensation paid during any calendar year is not less than the total pay that is applicable during the year under section 5307 of title 5, United States Code, to an employee described in section 5307(d) of such title.” The effective date of the amendment made by this provision shall apply with respect to pay periods beginning on or after the date of the enactment of this Act.

Sec. 3. Contingency cash.

(a) No funds in excess of \$500,000 shall be obligated or expended from the Contingency Cash Reserve Fund established by section 450A of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-204.50A), unless such expenditures have been approved by the Council by resolution.

(b) The Contingency Cash Reserve Transparency Amendment Act of 2008, enacted on January 29, 2008 (D.C. Act 17-278; 55 DCR 1530), is enacted into law.

Sec. 4. Notwithstanding any other law, the following sales shall be subject to the sales and use taxes of the District of Columbia:

(a) Sales at gift shops, souvenir shops, kiosks, convenience stores, food shops, cafeterias, restaurants, and similar establishments in federal buildings, including memorials and museums, in the District of Columbia that make sales to:

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

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

(b) Sales of goods and services by government-sponsored enterprises and corporations, institutions, and organizations established by federal statute or regulation (collectively, “federal enterprises and organizations”), including the Smithsonian Institution, National Gallery of Art, National Building Museum, Federal National Mortgage Association, and Federal Home Loan Mortgage Corporation, if the federal enterprise or organization is otherwise exempt from such taxation, to the extent such sales would otherwise be subject to the sales and use taxes of the District of Columbia if the federal enterprise or organization were organized as a nonprofit corporation established pursuant to Chapter 4 of Title 29 of the District of Columbia Official

177 Code, and exempt from federal income taxation pursuant to section 501(c)(3) of the Internal
178 Revenue Code of 1986, approved October 22, 1986 (100 Stat. 2085; 26 U.S.C. § 501(c)(3)).

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180 Sec.5. Federalportionofthebudget.

181 ThefederalfundsforwhichappropriationbyCongressisrequestedbythisactconstitutethefedera
182 lportionof
183 theFiscalYear2018annualbudgetfortheDistrictofColumbiagovernmentundersection446(a)oftheDi
184 strictofColumbiaHomeRuleAct,approvedDecember24,1973(87Stat.801;D.C.OfficialCode§1-
185 204.46(a)).

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187 Sec.6.Fiscalimpactstatement.

188 TheCounciladoptsfiscalimpactstatementoftheChiefFinancialOfficerasthefiscalimpactst
189 atementrequiredbysection4aoftheGeneralLegislativeProceduresActof1975,approved October
190 16,2006(120Stat.2038;D.C.OfficialCode§ 1-301.47a).

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192 Sec.7. Effectivedate.

193 Thisactshalltakeeffectasprovidedinsection446oftheDistrictofColumbiaHomeRuleAct,
194 approvedDecember24,1973(87Stat.801;D.C.Official Code§1-204.46).

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