

AMENDMENT IN THE NATURE OF A SUBSTITUTE

PR26-211

July 28, 2025

Chairman Phil Mendelson
at the request of the Mayor

A PROPOSED RESOLUTION

26-211

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to adjust certain appropriations in the Fiscal Year 2025 Local Budget Act of 2024.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Fiscal Year 2025 Revised Local Budget Adjustment Emergency Declaration Resolution of 2025”.

Sec. 2. (a) The ~~Mayor and the~~ Council ~~previously adopted~~ approved a balanced budget for Fiscal Year 2025 pursuant to the Fiscal Year 2025 Local Budget Act of 2024, effective September 18, 2024 (D.C. Law 25-218; 71 DCR 8366).

(b) Since the time that budget was approved, Congress passed ~~adjusted the District’s Fiscal Year 2025 budget through~~ the Full-Year Continuing Appropriations and Extensions Act, 2025, approved March 15, 2025 (Pub. L. 119-4; 139 Stat. 9), which can be read to appropriate ~~and the Chief Financial Officer issued revised revenue estimates for Fiscal Year 2025. In addition, certain budget pressures have arisen since the beginning of Fiscal Year 2025.~~

(c) ~~As part of Congress’s actions under the Full-Year Continuing Appropriations and Extensions Act, 2025, Congress appropriated~~ the District’s Fiscal Year 2025 local funds budget at the level specified for Fiscal Year 2024 in the Financial Services and General Government Appropriations Act, 2024 (division B of the Further Consolidated Appropriations Act, 2024,

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32 approved March 23, 2024 (Pub. L. 118-47; 138 Stat. 460)) and under the authority and
33 conditions provided therein.

34 (cd) To the extent Congress in fact has restricted the District’s ability to expend its own
35 local funds such that the District may not do so in excess of Fiscal Year 2024 levels, this
36 Congressional action ~~This change~~ unnecessarily and detrimentally impacted the District’s ability
37 to spend approximately \$1.1 billion of its own locally generated revenue. -Congress compounded
38 this significant problem by taking its action during the middle of the fiscal year, ~~and~~ even though
39 it had twice previously approved, through two prior continuing resolutions, the District’s own
40 enacted Fiscal Year 2025 spending levels. -These actions greatly reduced the District’s ability to
41 fund important services for District residents, commuters, and visitors, such as public safety,
42 educational supports, infrastructure improvements, and social services.

43 (ed) The District ~~is able to~~ can somewhat mitigate the impact of Congress’s action by
44 utilizing the authority providing by Congress in Section 817 of the Omnibus Appropriations Act,
45 2009, approved March 13, 2009 (123 Stat. 699; D.C. Official Code § 47-369.02) (“Section
46 817”).

47 (fe) Section 817 authorizes the District, “beginning in fiscal year 2009 and each fiscal
48 year thereafter,” to increase the amounts appropriated in a fiscal year, when such an increase is
49 consistent with revenue collections.

50 (gf) In such a circumstance, the District may, pursuant to section 817, increase the
51 amount appropriated for special-purpose revenue funds by an aggregate amount of up to 25%
52 and ~~to~~ may increase the amount appropriated for any other District funds by an aggregate amount
53 of up to 6%.

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54 (lg) In addition to authorizing the District to use its federally mandated reserves, Public
55 Law 118-47 expressly recognizes the District’s ability to utilize its section 817 authority to
56 increase appropriations.

57 (h) Revenue collections from special-purpose revenue funds, dedicated taxes, and local
58 funds in Fiscal Year 2025 exceed the amounts appropriated for expenditure in Fiscal Year 2024.

59 (i) Appropriating these additional revenue collections will allow the District to provide
60 support ~~for~~ public services, including public safety, education, and human services, above the
61 levels authorized set forth in Congress’s Full-Year Continuing Appropriations and Extensions
62 Act, 2025.

63 ~~(j) Unfortunately, however, even after these adjustments are made, Congress’s actions~~
64 ~~will have resulted in the unnecessary and detrimental reduction in the District’s ability to spend~~
65 ~~\$\$\$ million of its own local funds,~~

66 (k) Therefore, at this time to address existing budget pressures, adjustments to the Fiscal
67 Year 2025 budget are now necessary to recognize the adjustments made by Congress and to
68 appropriate; recognize additional resources above the Congressionally adjusted amounts that are
69 now available for appropriation by the District pursuant to section 817 ~~of the Omnibus~~
70 ~~Appropriations Act, 2009, approved March 13, 2009 (123 Stat. 699; D.C. Official Code § 47-~~
71 ~~369.02); and address existing budget pressures.~~

72 (l) ~~It is important to take~~ immediate action is necessary to make these adjustments so
73 that the associated modifications to District government programs and activities may be timely
74 implemented and a balanced budget for Fiscal Year 2025 may be maintained.

75 Sec. 3. The Council of the District of Columbia determines that the circumstances
76 enumerated in section 2 constitute emergency circumstances making it necessary that the Fiscal

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77 Year 2025 Revised Local Budget Adjustment Emergency Act of 2025 be adopted after a single
78 reading.

79 Sec. 4. This resolution shall take effect immediately.