

A BILL 1

17-753 2

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA 3

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To approve, on an temporary basis, fiscal year 2008 appropriation authority to enable the use of 6
existing Other-Type and local funds, to place 2008 local funds in nonlapsing accounts for 7
use in fiscal years 2009 and 2010; and to amend the Fiscal Year 2008 Supplemental 8
Appropriations Temporary Act of 2008, the Supplemental Appropriations Clarification 9
Release of Funds Emergency Amendment Act of 2008, and the Supplemental 10
Appropriations Clarification Release of Funds Temporary Amendment Act of 2008 to 11
repeal applicability clauses requiring specific reprogrammings before fiscal year 2008 12
supplemental funds are released. 13

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this 14
act may be cited as the “Fiscal Year 2008 Other-Type and Local Appropriations Adjustment 15
Temporary Act of 2008”. 16

Sec. 2. Pursuant to section 821 of the Financial Services and General Government 17
Appropriations Act, 2008, approved December 26, 2007 (Pub. L. No. 110-161; 121 Stat. 1844) 18
 (“Appropriations Act, 2008”), the Council approves an increase in appropriations as follows: 19

(a) An increase of \$2.8 million in fiscal year 2008 Other-Type fund appropriations to be 20
allocated to the District Department of Transportation as follows: 21

(1) An amount of \$300,000 to permit the use of the prior year fund balance 22
available in the Tree Fund, established by section 107 of the Urban Forest Preservation Act of 23
2002, effective June 12, 2003 (D.C. Law 14-309; D.C. Official Code § 8-651.07); and 24

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(2) An amount of \$2.5 million to permit the use of certified fiscal year 2008 Circulator Bus
farebox revenues in the Metrorail/Metrobus Account, established by section 2 of the Stable and
Reliable Source of Revenues for WMATA Act of 1982, effective April 30, 1982 (D.C. Law 4-
103; D.C. Official Code § 9-1111.15);

(b) An increase of \$3,891,150 in fiscal year 2008 local fund appropriations to be
allocated as follows:

(1) An increase of \$291,150, to remain available until expended, for the
Department of Health from the unexpended balance of nonlapsing funds previously deposited in
the Health Professional Recruitment Fund, established in section 16a of the Health Professional
Recruitment Program Act of 2005, effective March 2, 2006 (D.C. Law 16-192; D.C. Official
Code § 7-751.15a);

(2) An increase of \$1.6 million, to remain available until expended, for the Office
of Motion Picture and Television Development from the unexpended balance of nonlapsing
funds previously deposited in the Film DC Economic Incentive Fund, established in section 2 of
the Film DC Incentive Act of 2006, effective March 14, 2007 (D.C. Law 16-290; D.C. Official
Code § 39-501); and

(3) An increase of \$2 million, to remain available until expended, for the
Department of Education from available nonlapsing funds designated to the Integrated Services
Fund in section 5203 of the Integrated Funding and Services for At-Risk Children, Youth, and
Families Act of 2006, effective March 2, 2007 (D.C. Law 16-192; D.C. Official Code § 4-

ENGROSSED ORIGINAL

1345.02); 1

(c) An increase of \$4.7 million in fiscal year 2008 dedicated taxes appropriations, to 2
remain available until expended, for the Department of Health from available nonlapsing funds 3
designated to the Healthy DC Fund, established in section 15b of the Hospital and Medical 4
Services Corporation Regulatory Act of 1996, effective March 2, 2007 (D.C. Law 16-192; D.C. 5
Code § 31-3514.02); 6

(d) An amount of \$13.1 million in nonrecurring local funds to be made available from 7
additional certified fiscal year 2008 local revenues pursuant to section 821 of the Appropriations 8
Act, 2008 to be allocated as follows: 9

(1) An amount of \$3.1 million in local funds for the Office of Public Education 10
Facilities Modernization for maintenance operating costs; and 11

(2) An amount of \$10 million in local funds to be placed in a segregated, 12
nonlapsing fund by the Chief Financial Officer. All funds deposited into the fund, and any 13
interest earned on those funds, shall not revert to the unrestricted fund balance of the General 14
Fund of the District of Columbia at the end of a fiscal year, or at any other time, subject to 15
authorization by Congress. No funds shall be transferred from the fund until October 1, 2009, at 16
which time, the funds may be used without restriction; and 17

(e) An amount of \$36.5 million in nonrecurring local funds to be made available from 18
the 2008 operating cash reserve fund, in accordance with section 202(j)(3)(B) of the District of 19
Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 20

1995 (109 Stat. 109; D.C. Official Code § 47-392.02(j)(3)(B)), as follows:

(1) An amount of \$17.5 million in local funds to be placed in a segregated, nonlapsing fund by the Chief Financial Officer. All funds deposited into the fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, subject to authorization by Congress. No funds shall be transferred from the fund until October 1, 2008, at which time, the funds may be used without restriction; and

(2) An amount of \$19 million in local funds shall be placed in a segregated, nonlapsing fund by the Chief Financial Officer. All funds deposited into the fund, and any interest earned on those funds, shall not revert to the unrestricted fund balance of the General Fund of the District of Columbia at the end of a fiscal year, or at any other time, subject to authorization by Congress. No funds shall be transferred from the fund until October 1, 2009, at which time, the funds may be used without restriction.

Sec. 3. Repealers.

(a) Section 6 of the Fiscal Year 2008 Supplemental Appropriations Temporary Act of 2008, effective March 20, 2008 (D.C. Law 17-121; 55 DCR 1477), is repealed.

(b) The Supplemental Appropriations Clarification Release of Funds Emergency Amendment Act of 2008, signed by the Mayor on May 1, 2008 (D.C. Act 17-362; 55 DCR __), is repealed.

(c) The Supplemental Appropriations Clarification Release of Funds Temporary

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Amendment Act of 2008, passed on 2nd reading on May 6, 2008 (Enrolled version of Bill 17-721), is repealed.

Sec. 4. Fiscal impact statement.

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

(b) The Chief Financial Officer has certified that the Other-Type and Local resources identified in section 2 are available for expenditure in sufficient amounts to implement the provisions of this act.

Sec. 5. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

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