AMENDMENT TO H.R. 5233, AS REPORTED
OFFERED BY MR. ISSA OF CALIFORNIA

Add at the end the following new section:

SEC. 4. AVAILABILITY OF DISTRICT OF COLUMBIA LOCAL FUNDS UPON FAILURE BY CONGRESS TO ENACT LOCAL BUDGET.

(a) In general.—Subpart 1 of part D of title IV of the District of Columbia Home Rule Act is amended by inserting after section 446B the following new section:

"AVAILABILITY OF LOCAL FUNDS UPON FAILURE BY CONGRESS TO ENACT BUDGET

"Sec. 446C. (a) AVAILABILITY OF LOCAL FUNDS AT RATE ESTABLISHED BY LOCAL LAW IF NO BUDGET ENACTED PRIOR TO BEGINNING OF DISTRICT OF COLUMBIA FISCAL YEAR.—

"(1) IN GENERAL.—If, as of the first day of a fiscal year, neither the regular District of Columbia appropriation bill for the fiscal year nor a District of Columbia continuing resolution for the fiscal year is in effect, there is appropriated, out of any moneys of the government of the District of Columbia not otherwise appropriated, and out of applicable corporate or
other revenues, receipts, and funds, the amount provided for any project or activity for which funds are provided in the local budget act for such fiscal year.

“(2) RATE OF FUNDING.—An appropriation and funds made available or authority granted for a project or activity for a fiscal year pursuant to this section shall be at the rate of operations provided for such project or activity under the local budget act for such fiscal year.

“(3) TERMINATION OF PERIOD OF AVAILABILITY.—An appropriation and funds made available or authority granted for a project or activity for a fiscal year pursuant to this section shall cease to be available—

“(A) during any period of the fiscal year in which a District of Columbia continuing resolution for the fiscal year is in effect; or

“(B) upon the enactment into law of the regular District of Columbia appropriation bill for such fiscal year.

“(b) TERMS AND CONDITIONS.—An appropriation and funds made available or authority granted for a project or activity for a fiscal year pursuant to this section
shall be subject to the terms and conditions imposed with
respect to the appropriation made and funds made avail-
able for the preceding fiscal year, or the authority granted
for such project or activity under the applicable law in ef-
fect at the time.

“(c) Period of Coverage.—An appropriation and
funds made available or authority granted for a project
or activity for a fiscal year pursuant to this section shall
cover all obligations or expenditures incurred for such
project or activity during the portion of such fiscal year
for which this section applies to such project or activity.

“(d) Restrictions on Programs or Activities
Subject to Other Appropriations Acts.—This sec-
tion shall not apply to a project or activity during any
period of a fiscal year if any other provision of law (other
than an authorization of appropriations)—

“(1) makes an appropriation, makes funds
available, or grants authority for such project or ac-
tivity to continue for such period, or

“(2) specifically provides that no appropriation
shall be made, no funds shall be made available, or
no authority shall be granted for such project or ac-
tivity to continue for such period.

“(e) Protection of Other Obligations.—Noth-
ing in this section shall be construed to effect obligations
of the government of the District of Columbia mandated
by other law.

“(f) DEFINITIONS.—In this section—

“(1) the term ‘District of Columbia continuing
resolution’ means, with respect to a fiscal year, any
joint resolution making continuing appropriations
for the fiscal year which includes continuing appro-
priations for the government of the District of Co-
lumbia and other activities chargeable in whole or in
part against the revenues of the District;

“(2) the term ‘local budget act’ means, with re-
spect to a fiscal year, the act of the Council adopt-
ing the annual budget for the District of Columbia
government for such fiscal year, as submitted by the
Mayor to the President for transmission to Congress
pursuant to section 446; and

“(3) the term ‘regular District of Columbia ap-
propriation bill’ means, with respect to a fiscal year,
an annual appropriation bill making appropriations,
otherwise making funds available, or granting au-
thority, for the fiscal year for the government of the
District of Columbia and other activities chargeable
in whole or in part against the revenues of the Dis-


“(g) EFFECTIVE DATE.—This section shall apply with respect to fiscal year 2017 and each succeeding fiscal year.”.

(b) CONFORMING AMENDMENT.—Section 446 of such Act (sec. 1–204.46, D.C. Official Code) is amended by inserting “section 446C,” after “section 446B,”.

c) CLERICAL AMENDMENT.—The table of contents of subpart 1 of part D of title IV of the District of Columbia Home Rule Act is amended by inserting after the item relating to section 446B the following:

“446C. Availability of local funds upon failure by Congress to enact budget.”.