AMENDMENT TO H.R. 5233, AS REPORTED
OFFERED BY MS. NORTON OF THE DISTRICT OF COLUMBIA

Strike sections 2 and 3 and insert the following:

SEC. 2. LOCAL BUDGET AUTONOMY FOR DISTRICT OF COLUMBIA.

(a) PROVIDING LOCAL BUDGET AUTONOMY FOR DISTRICT OF COLUMBIA.—

(1) IN GENERAL.—The District of Columbia Home Rule Act (sec. 1–201.01 et seq., D.C. Official Code) is amended as follows:

(A) The table of contents is amended by striking the item relating to section 446 and inserting the following:

“Sec. 446. Enactment of local budget by Council.”.

(B) Section 404(f) (sec. 1–204.04(f), D.C. Official Code) is amended by striking “transmitted by the Chairman to the President of the United States” both places it appears and inserting “incorporated in the budget act and become law subject to the provisions of section 602(c)”.

(C) Section 412 (sec. 1–204.12, D.C. Official Code) is amended by striking “(other than an act to which section 446 applies)”.

(D) Section 441(a) (sec. 1–204.41(a), D.C. Official Code) is amended by striking “budget and accounting year.” and inserting “budget and accounting year. The District may change the fiscal year of the District by an act of the Council. If a change occurs, such fiscal year shall also constitute the budget and accounting year.”.

(E) Section 446 (sec. 1–204.46, D.C. Official Code) is amended to read as follows:

“ENACTMENT OF LOCAL BUDGET BY COUNCIL

“SEC. 446. (a) ADOPTION OF BUDGETS AND SUPPLEMENTS.—The Council, within 70 calendar days, or as otherwise provided by law, after receipt of the budget proposal from the Mayor, and after public hearing, and by a vote of a majority of the members present and voting, shall by act adopt the annual budget for the District of Columbia government. The Federal portion of the annual budget shall be submitted by the Mayor to the President for transmission to Congress. The local portion of the annual budget shall be submitted by the Chairman of the Council to the Speaker of the House of Representatives pursuant to the procedure set forth in section 602(e). Any
supplements to the annual budget shall also be adopted by act of the Council, after public hearing, by a vote of a majority of the members present and voting.

“(b) Transmission to President During Control Years.—In the case of a budget for a fiscal year which is a control year, the budget so adopted shall be submitted by the Mayor to the President for transmission by the President to the Congress; except, that the Mayor shall not transmit any such budget, or amendments or supplements to the budget, to the President until the completion of the budget procedures contained in this Act and the District of Columbia Financial Responsibility and Management Assistance Act of 1995.

“(c) Prohibiting Obligations and Expenditures Not Authorized Under Budget.—Except as provided in section 445A(b), section 446B, section 467(d), section 471(e), section 472(d)(2), section 475(e)(2), section 483(d), and subsections (f), (g), (h)(3), and (i)(3) of section 490, no amount may be obligated or expended by any officer or employee of the District of Columbia government unless—

“(1) such amount has been approved by an act of the Council (and then only in accordance with such authorization) and such act has been transmitted by the Chairman to the Congress and has
completed the review process under section 602(e)(3); or

“(2) in the case of an amount obligated or expended during a control year, such amount has been approved by an Act of Congress (and then only in accordance with such authorization).

“(d) Restrictions on Reprogramming of Amounts.—After the adoption of the annual budget for a fiscal year (beginning with the annual budget for fiscal year 1995), no reprogramming of amounts in the budget may occur unless the Mayor submits to the Council a request for such reprogramming and the Council approves the request, but and only if any additional expenditures provided under such request for an activity are offset by reductions in expenditures for another activity.

“(e) Definition.—In this part, the term ‘control year’ has the meaning given such term in section 305(4) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995.”.

(F) Section 446B(a) (sec. 1–204.46b(a), D.C. Official Code) is amended—

(i) by striking “the fourth sentence of section 446” and insert “section 446(e)”;

and
(ii) by striking “approved by Act of Congress”.

(G) Section 447 (sec. 1–204.47, D.C. Official Code) is amended—

(i) by striking “Act of Congress” each place it appears and insert “act of the Council (or Act of Congress, in the case of a year which is a control year)”;

(ii) by striking “Acts of Congress” each place it appears and insert “acts of the Council (or Acts of Congress, in the case of a year which is a control year)”.

(H) Sections 467(d), 471(e), 472(d)(2), 475(e)(2), 483(d), and 490(f), (g)(3), (h)(3), and (i)(3) of such Act are each amended by striking “The fourth sentence of section 446” and inserting “Section 446(c)”.

(2) CONFORMING AMENDMENT.—Effective with respect to fiscal year 2013 and each succeeding fiscal year, the Local Budget Autonomy Amendment Act of 2012 (D.C. Law 19–321) is hereby repealed, and any provision of law amended or repealed by such Act shall be restored or revived as if such Act had not been enacted into law.
(b) EFFECTIVE DATE.—The amendments made by paragraph (1) of subsection (a) shall apply as of January 1, 2014.

SEC. 3. CLARIFICATION OF LIMITATION ON AUTHORITY OF DISTRICT OF COLUMBIA TO CHANGE EXISTING BUDGET PROCESS LAWS.

(a) CLARIFICATION.—Section 603(a) of such Act (sec. 1–206.03(a), D.C. Official Code) is amended—

(1) by striking “existing”; and

(2) by striking the period at the end and inserting the following: “, or as authorizing the District of Columbia to make any such change.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect as if included in the enactment of the District of Columbia Home Rule Act.

Amend the title so as to read: “A bill to provide for local budget autonomy for the District of Columbia.”.