

DISTRICT OF COLUMBIA
OFFICIAL CODE

TITLE 10.
PARKS, PUBLIC BUILDINGS, GROUNDS,
AND SPACE.

CHAPTER 6.
CONSTRUCTION OF PUBLIC BUILDINGS.

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DISTRICT OF COLUMBIA OFFICIAL CODE
CHAPTER 6. CONSTRUCTION OF PUBLIC
BUILDINGS.

TABLE OF CONTENTS

[§ 10-601. Municipal center--Authorization to acquire property.](#)

[§ 10-602. Municipal center--Rental.](#)

[§ 10-603. Public buildings--Loans for construction authorized; projects enumerated.](#)

[§ 10-604. Public buildings--Availability of funds for acquiring lands for public uses.](#)

[§ 10-605. Public buildings--Reimbursement.](#)

[§ 10-606. Public buildings--Annual report submitted to Congress.](#)

[§ 10-607. Authorization to borrow money from the United States for public works.](#)

[§ 10-608. Purposes for which borrowed moneys may be used.](#)

[§ 10-609. Repayment of borrowed moneys.](#)

[§ 10-610. Annual report concerning borrowed moneys submitted to Congress.](#)

[§ 10-611. Limitations on borrowing.](#)

[§ 10-612. Interest on funds borrowed from Administrator of General Services.](#)

[§ 10-613. Advice of Secretary of Treasury regarding interest rate.](#)

[§ 10-614. Authorization for advancements for Office of Recorder of Deeds.](#)

[§ 10-615. Purposes for which advancements may be used.](#)

[§ 10-616. Repayment of advancements; interest.](#)

[§ 10-617. Annual report submitted to Congress.](#)

[§ 10-618. Preparation of plans and specifications.](#)

[§ 10-619. Program of construction to meet capital needs authorized; contents.](#)

[§ 10-620. Construction Services Fund.](#)

CHAPTER 6. CONSTRUCTION OF PUBLIC BUILDINGS.

§ 10-601. MUNICIPAL CENTER--AUTHORIZATION TO ACQUIRE PROPERTY.

The Council of the District of Columbia is authorized and directed to acquire by purchase, condemnation, or otherwise, all of squares no. 490, 491, 533, and reservation 10, in the District of Columbia, including buildings and other structures thereon, as a site for a municipal center, and to construct thereon necessary buildings to house municipal activities; provided, that the Council is hereby authorized to close and vacate such portions of streets and alleys as lie between or within such squares, as in the judgment of said Council may be necessary, and the portions of such streets and alleys so closed and vacated shall thereupon become parts of such sites; provided further, that if this property or any part thereof shall be condemned, the Mayor of the District of Columbia shall be entitled to enter immediately into the possession of any such property for which an award shall have been made by paying the amount of such award into the Registry of the Superior Court of the District of Columbia.

(Feb. 28, 1929, 45 Stat. 1408, ch. 379, § 1; June 25, 1936, 49 Stat. 1921, ch. 804; June 25, 1948, 62 Stat. 991, ch. 646, § 32(b); May 24, 1949, 63 Stat. 107, ch. 139, § 127; July 29, 1970, 84 Stat. 571, Pub. L. 91-358, title I, § 155(c)(29).)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-201.

1973 Ed., § 9-201.

Temporary Addition of Section

Sections 2 and 3 of D.C. Law 18-58 added sections to read as follows:

"Sec. 2. (a) The Mayor is authorized to enter into an agreement with the Boys and Girls Club of Greater Washington ('BGCGW') ('agreement'), for the acquisition of the following real property:

"(1) Frank R. Jelleff Branch property;

"(2) Mary & Daniel Loughran Clubhouse # 10; and

"(3) Eastern Branch.

"(b) The agreement shall provide that:

"(1) BGCGW and the District's obligations are contingent upon a payment to BGCGW:

"(A) In the amount of \$7.5 million at settlement;

"(B) In the amount of \$3.125 million by October 1, 2010;

"(C) In the amount of \$3.125 million by October 1, 2011;

"(D) In the amount of \$3.125 million by October 1, 2012; and

"(E) In the amount of \$3.125 million by October 1, 2013;

"(2) All income from leases and other revenue attributable to the properties after the date of closing shall accrue to the District; and

"(3) The properties shall be accepted in 'as is' condition at closing.

"(c) The agreement shall contain such other terms and conditions as the Mayor determines to be in the best interest of the District of Columbia.

"Sec. 3. (a) The Mayor is authorized to contract with BGCGW for the operation of a summer camp during the summer of 2009 and for continued after-school programming through the closing on the sale of the Frank R. Jelleff Branch property, but no later than December 31, 2009, for which the District shall pay BGCGW \$60,000

before July 1, 2009, and \$20,000 before the end of 2009.

"(b) The Mayor is authorized to contract with BGCGW to open and operate the Mary & Daniel Loughran Clubhouse #10 from 4 p.m., to 10 p.m., through the summer of 2009, to provide teen recreation opportunities and a summer day camp for children from 6 through 12 years of age, for which BGCGW will receive \$33,000 before July 1, 2009. The Mayor shall negotiate with BGCGW to continue providing its customary and usual program operations through closing, but no later than December 31, 2009.

"(c)(1) The Mayor is authorized to contract with BGCGW to provide transportation for up to 26 youths currently served at Hopkins Branch and Hopkins Branch's current Branch Director to BGCGW summer camp at the Richard England Clubhouse #14. BGCGW shall use its best efforts to identify adequate space at Hopkins Branch to provide programming in its 5 core programming areas, to serve at least 45 youths on a daily basis.

"(2) For fiscal year 2010, the District shall pay up to 50% of the budget for programming at Hopkins Branch, if the District of Columbia Housing Authority identifies adequate space in reasonably close proximity to the existing facility, in an amount not to exceed \$121,000 for the operations during fiscal year 2010.

"(d)(1) Within 60 days after execution of the agreement, the Mayor shall enter into discussions with BGCGW as to the terms and conditions for BGCGW to continue to provide programs and services at Frank R. Jelleff Branch, the Mary & Daniel Loughran Clubhouse #10, and Eastern Branch prior to completion of the sale. BGCGW shall competitively bid for the operation of programs as soon as practicable following the sale.

"(2) The Mayor shall encourage BGCGW to explore options to re-establish programs at the Eastern Branch prior to the transfer of ownership to the District of Columbia, contingent upon obtaining a valid certificate of occupancy for the Eastern Branch building.

"(e) In addition to the operating funds described in subsections (a), (b), and (c) of this section, the District shall:

"(1) Contract with BGCGW for the services identified in the fiscal year 2010 budget, approved on May 12, 2009, totaling \$450,000;

"(2) Pay \$200,000 from funds identified in the fiscal year 2010 budget to BGCGW to assist BGCGW in making payments required under its lease at THEARC, located at 1901 Mississippi Avenue, S.E.; and

"(3) Subject to the availability of funds, reimburse BGCGW up to \$150,000 for the expenses associated with office renovations and other costs related to BGCGW's planned relocation of its headquarters operations and 25 employees from the current location in Silver Spring, Maryland to the Richard England Clubhouse #14, located at 4103 Benning Road, N.E., in the District."

Section 6(b) of D.C. Law 18-58 provides that the act shall expire after 225 days of its having taken effect.

Emergency Act Amendments

For temporary (90 day) provisions for private financing of a stadium provisions, see §§ 2 and 3 of Private or Alternative Stadium Financing Emergency Act of 2004 (D.C. Act 15-642, December 20, 2004, 51 DCR 11830).

For temporary (90 day) provisions for private or alternative financing of a stadium, see §§ 2 to 4 of Private or Alternative Stadium Financing and Cost Trigger Emergency Amendment Act of 2004 (D.C. Act 15-718, December 29, 2004, 52 DCR 1786).

For temporary (90 day) provisions for private or alternative financing of a stadium, see §§ 2 to 4 of Private or Alternative Stadium Financing and Cost Trigger Congressional Review Emergency Amendment Act of 2005 (D.C. Act 16-55, March 17, 2005, 52 DCR 3174).

For temporary (90 day) additions, see §§ 2 and 3 of Boys and Girls Club of Greater Washington Property Acquisition Emergency Act of 2009 (D.C. Act 18-130, July 6, 2009, 56 DCR 5510).

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 402(191) of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to the District of Columbia Council, subject to the right of the Commissioner as provided in § 406 of the Plan. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-602. MUNICIPAL CENTER--RENTAL.

The Mayor of the District of Columbia is authorized in his discretion to rent, until their removal becomes

necessary, at fair rental values, buildings acquired by the District in the municipal center, and to use such part of the rentals heretofore and hereafter collected as may be necessary for expenses of collection, repairs, and alterations to buildings by day labor or otherwise, expenses of moving and preservation and operating expenses of such buildings as may continue in private occupancy, the balance of the rentals to be covered into the Treasury to the credit of the revenues of the District of Columbia.

(July 3, 1930, 46 Stat. 957, ch. 848.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-202.

1973 Ed., § 9-202.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-603. PUBLIC BUILDINGS--LOANS FOR CONSTRUCTION AUTHORIZED; PROJECTS ENUMERATED.

The Mayor of the District of Columbia is hereby authorized to borrow for the District of Columbia from the Federal Emergency Administration of Public Works created by the National Industrial Recovery Act (which, for the purposes of §§ 10-603 to 10-606, shall be construed to include any agency created or designated by the President for similar purposes under the Emergency Relief Appropriation Act of 1935); and said Administration is authorized to lend to said Mayor the sum of \$10,750,000, or any part thereof, out of funds authorized by law for said Administration, for the acquisition, purchase, construction, establishment, and development of a tuberculosis hospital, a sewage-disposal plant, an extension of or addition to Gallinger Municipal Hospital, a jail or other enclosure for prisoners at Lorton, Virginia, and a building or buildings for the Police Court, the Municipal Court, the Recorder of Deeds, and the Juvenile Court, or any of them, said court buildings to be located on such portions or parts of Judiciary Square, or the area bounded by 4th and 5th Streets, D and G Streets, Northwest, as shall be approved by said Mayor, and the National Capital Planning Commission, or any one or more of said projects as the said Mayor may determine; and to advance to the Children's Hospital of the District of Columbia in compensation for clinical examination of tubercular children, the sum of \$100,000 or so much thereof as may be necessary for alterations and enlargement of building, equipment, and accessories.

(June 25, 1934, 48 Stat. 1215, ch. 743, § 1; May 6, 1935, 49 Stat. 174, ch. 91, § 1.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-203.

1973 Ed., § 9-204.

References in Text

Act of April 1, 1942, 56 Stat. 190, ch. 207, § 1, consolidated the Police Court and the Municipal Court into a single court, to be known as "The Municipal Court for the District of Columbia". Act of July 8, 1963, 77 Stat. 77, Pub. L. 88-60, § 1, changed the name of the court to the "District of Columbia Court of General Sessions". Act of July 29, 1970, 84 Stat. 570, Pub. L. 91-358, § 155(a), changed the name of the court to Superior Court of the District of Columbia.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of

Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

The functions, powers and duties of the National Capital Park and Planning Commission were transferred to the National Capital Planning Commission by the Act of June 6, 1924, ch. 270, § 9, as added by the Act of July 19, 1952, 66 Stat. 790, ch. 949, § 1.

§ 10-604. PUBLIC BUILDINGS--AVAILABILITY OF FUNDS FOR ACQUIRING LANDS FOR PUBLIC USES.

The sum authorized by § 10-603, or any part thereof, shall, when borrowed, be available to the Mayor of the District of Columbia for the acquisition by dedication, purchase, or condemnation of the fee simple title to land, or rights or easements in land, for the public uses authorized by §§ 10-603 to 10-606, and for the preparation of plans, designs, estimates, models, and contracts, for architectural, and other necessary professional services, without reference to § 5 of Title 41, United States Code, for the construction of buildings, including materials and labor, heating, lighting, elevators, plumbing, landscaping, and all other appurtenances, and the purchase and installation of machinery, apparatus, and any and all other expenditures necessary for or incident to the complete construction of the aforesaid buildings and plants. All contracts, agreements, and proceedings in court for condemnation or otherwise, pursuant to §§ 10-603 to 10-606, shall be had and made in accordance with existing provisions of law, except as otherwise herein provided.

(June 25, 1934, 48 Stat. 1215, ch. 743, § 2.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-204.

1973 Ed., § 9-205.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-605. PUBLIC BUILDINGS--REIMBURSEMENT.

Seventy per centum of so much of said sum authorized by § 10-603 as may be expended as therein provided shall be reimbursed to the Federal Emergency Administration of Public Works from any funds in the Treasury to the credit of the District of Columbia, as follows, to wit: Not less than \$1,000,000 on the 30th day of June each year after such sum shall have been advanced to said District until the full amount expended hereunder is reimbursed, without interest for the 1st 3 years after any such advances and with interest at not exceeding 4 per centum per year thereafter on annual balances as of each June 30th; provided, that whenever the District of Columbia is under obligation by virtue of the provisions of § 4 of Public Act No. 284, 71st Congress, entitled "An Act for the acquisition, establishment, and development of the George Washington Memorial Parkway, and so forth," approved May 29, 1930 (46 Stat. 485, ch. 354), to reimburse the United States for sums appropriated by the Congress under that Act, the total

reimbursement required under both that Act and §§ 10-603 to 10-606 shall be not less nor more than \$1,300,000 in any 1 fiscal year; provided, that the Mayor of the District of Columbia may, in his discretion, repay more than said amount; and provided further, that the Mayor may, in his discretion, allocate any reimbursement as between the sums due by him to the United States under the aforesaid Act and the sums due by him to the Federal Emergency Administration of Public Works under §§ 10-603 to 10-606; provided, that such sums as may be necessary for the reimbursement herein required of or permitted by the District of Columbia, and for the payment of interest, shall be included in the annual estimates of the Mayor of the District of Columbia, the 1st reimbursement to be made on June 30, 1936. Until 70 per centum of so much of said sum authorized by § 10-603 as may be expended as therein provided shall be reimbursed to the Federal Emergency Administration of Public Works, with interest as provided in this section, \$.10 of the tax levied and collected upon each \$100 of the assessed valuation of all real and tangible personal property subject to taxation in the District of Columbia shall be deposited in the Treasury of the United States to the credit of a special account for such reimbursement to the Federal Emergency Administration of Public Works and shall not be available for any other purpose. The Mayor may, in his discretion, anticipate from said special account the payments required by §§ 10-603 to 10-606; provided, that whenever the District of Columbia is under obligation by virtue of the provisions of § 4 of said Public Act No. 284, 71st Congress, reimbursement shall be not less than \$300,000 in any 1 fiscal year.

(June 25, 1934, 48 Stat. 1215, ch. 743, § 3; May 6, 1935, 49 Stat. 175, ch. 91, § 2.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-205.

1973 Ed., § 9-206.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-606. PUBLIC BUILDINGS--ANNUAL REPORT SUBMITTED TO CONGRESS.

The Mayor of the District of Columbia shall submit with his annual estimates to the Senate and the House of Representatives a report of his activities and expenditures under § 10-603.

(June 25, 1934, 48 Stat. 1216, ch. 743, § 4.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-206.

1973 Ed., § 9-207.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of

Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-607. AUTHORIZATION TO BORROW MONEY FROM THE UNITED STATES FOR PUBLIC WORKS.

The Mayor of the District of Columbia is hereby authorized to accept advancements for the District of Columbia from the Federal Emergency Administration of Public Works, created by the National Industrial Recovery Act, and said Administration with the approval of the President is authorized to advance to said Mayor the sum of \$18,150,000, or any part thereof, in addition to any sums heretofore advanced to the District of Columbia by said Administration, out of funds authorized by law for said Administration, for the acquisition, purchase, construction, establishment, and development of public works, including among others a building or buildings for the Municipal Court, the Recorder of Deeds, and the Juvenile Court, or any of them, said buildings to be located on such portions or parts of Judiciary Square, or the area bounded by 4th and 5th Streets, D and G Streets, Northwest, or upon such other area or areas as shall be approved by said Mayor and the National Capital Planning Commission and the making of such advances is hereby included among the purposes for which funds heretofore appropriated or authorized for said Administration, including funds appropriated by the Public Works Administration Appropriation Act of 1938, may be used, in addition to the other purposes specified in the respective acts appropriating or authorizing said funds.

(June 25, 1938, 52 Stat. 1203, ch. 704, § 1.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-207.

1973 Ed., § 9-208.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-608. PURPOSES FOR WHICH BORROWED MONEYS MAY BE USED.

The sum authorized by § 10-607, or any part thereof shall, when advanced, be available to the Mayor of the District of Columbia for the acquisition by dedication, purchase, or condemnation of the fee simple title to land, or rights or easements in land, for the public uses authorized by §§ 10-607 to 10-611, and for the preparation of plans, designs, estimates, models, and specifications, and for architectural and other necessary professional services without reference to § 2-225.05, for the construction of buildings, including materials and labor, heating, lighting, elevators, plumbing, landscaping, and all other appurtenances, and the purchase and installation of machinery, furniture, equipment, apparatus, and any and all other expenditures necessary for or incident to the complete construction and equipment for use of the aforesaid buildings and plants. All contracts, agreements, and proceedings in court for condemnation

or otherwise, pursuant to §§ 10-607 to 10-611 shall be had and made in accordance with existing provisions of law except as otherwise herein provided.

(June 25, 1938, 52 Stat. 1204, ch. 704, § 2.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-208.

1973 Ed., § 9-209.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-609. REPAYMENT OF BORROWED MONEYS.

The Federal Emergency Administration of Public Works shall be repaid 55 per centum of any moneys advanced under § 10-607 in annual instalments over a period of not to exceed 25 years with interest thereon for the period of amortization; provided, that such sums as may be necessary for the reimbursement herein required of the District of Columbia, and for the payment of interest, shall be included in the annual estimates of the Mayor of the District of Columbia, the 1st reimbursement to be made on June 30, 1941; provided further, that whenever the District of Columbia is under obligation by virtue of the provisions of § 4 of Public Act No. 284, 71st Congress, reimbursement under that Act shall be not less than \$300,000 in any 1 fiscal year.

(June 25, 1938, 52 Stat. 1204, ch. 704, § 3.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-209.

1973 Ed., § 9-210.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-610. ANNUAL REPORT CONCERNING BORROWED MONEYS SUBMITTED TO CONGRESS.

The Mayor of the District of Columbia shall submit with his annual estimates to the Congress a report of his activities and expenditures under § 10-607.

(June 25, 1938, 52 Stat. 1204, ch. 704, § 4.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-210.

1973 Ed., § 9-211.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-611. LIMITATIONS ON BORROWING.

The Mayor of the District of Columbia is not authorized to borrow any further sum or sums under the provisions of §§ 10-603 to 10-606.

(June 25, 1938, 52 Stat. 1204, ch. 704, § 5.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-211.

1973 Ed., § 9-212.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-612. INTEREST ON FUNDS BORROWED FROM ADMINISTRATOR OF GENERAL SERVICES.

The Administrator of General Services and the Mayor of the District of Columbia are authorized to amend existing contracts and agreements by which funds have been loaned or advanced or are obligated to be loaned or advanced to said Mayor, for the acquisition, purchase, construction, establishment, and development of public works, pursuant to the authority of §§ 10-603 to 10-606, or §§ 10-607 to 10-611, so as to provide for the payment of interest on the amounts of such loans and advances to be repaid to the Administrator of General Services at such rate as would, in the opinion of the Secretary of the Treasury, be the lowest interest rate available to the District of Columbia were said District authorized by law to issue and sell obligations to the public at the par value thereof, in a sum equal to the repayable amounts of such loans and advances, maturing serially over a period of 15 years in approximately equal annual installments, including both principal and interest, and secured by a 1st pledge of and lien upon all the general-fund revenues of said District.

(July 1, 1940, 54 Stat. 706, ch. 494, § 1.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-212.

1973 Ed., § 9-213.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-613. ADVICE OF SECRETARY OF TREASURY REGARDING INTEREST RATE.

The Secretary of the Treasury is authorized and directed to advise the Administrator of General Services and the Mayor of the District of Columbia of such interest rate which, in his opinion and in the aforesaid circumstances, would be available to the District of Columbia on July 1, 1940.

(July 1, 1940, 54 Stat. 706, ch. 494, § 2.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-213.

1973 Ed., § 9-214.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-614. AUTHORIZATION FOR ADVANCEMENTS FOR OFFICE OF

RECORDER OF DEEDS.

The Mayor of the District of Columbia is hereby authorized to accept advancements for the District of Columbia from the Federal Emergency Administration of Public Works, or its successor, and said Administration, or its successor, with the approval of the President, is authorized to advance to said Mayor the sum of \$450,000, or any part thereof, in addition to any sums heretofore advanced to the District of Columbia by said Administration, or its successor, out of funds authorized by law for said Administration, or its successor, for a building for the Office of the Recorder of Deeds to be located on premises now known as 515 D Street Northwest, formerly used as the Police Court, as recommended by a committee appointed by the Mayor under order of January 12, 1940, and the making of such advances is hereby included among the purposes for which funds heretofore appropriated or authorized for said Administration or its successor, including funds appropriated by the Public Works Administration Appropriation Act of 1938, may be used, in addition to the other purposes specified in the respective acts appropriating or authorizing said funds.

(July 11, 1940, 54 Stat. 757, ch. 583, § 1.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-214.

1973 Ed., § 9-215.

References in Text

Act of April 1, 1942, 56 Stat. 190, ch. 207, § 1, consolidated the Police Court and the Municipal Court into a single court, to be known as "The Municipal Court for the District of Columbia". Act of July 8, 1963, 77 Stat. 77, Pub. L. 88-60, § 1, changed the name of the court to the "District of Columbia Court of General Sessions". Act of July 29, 1970, 84 Stat. 570, Pub. L. 91-358, § 155(a), changed the name of the court to Superior Court of the District of Columbia.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-615. PURPOSES FOR WHICH ADVANCEMENTS MAY BE USED.

The sum authorized by § 10-614, or any part thereof shall, when advanced, be available to the Mayor of the District of Columbia for the preparation of plans, designs, estimates, models, and specifications; and for architectural and other necessary professional services required for carrying out the provisions of §§ 10-614 to 10-618; and for the construction of a Recorder of Deeds building, including materials and labor, heating, lighting, elevators, plumbing, landscaping, transportation or rental thereof, and all other appurtenances, and the purchase and installation of machinery, furniture, equipment, apparatus, and any and all other expenditures necessary for or incident to the complete construction and equipment for use of the aforesaid building and plant.

(July 11, 1940, 54 Stat. 757, ch. 583, § 2.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-215.

1973 Ed., § 9-216.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-616. REPAYMENT OF ADVANCEMENTS; INTEREST.

The Federal Emergency Administration of Public Works, or its successor, shall be repaid 55 per centum of any moneys advanced under § 10-614 in annual instalments over a period of not to exceed 25 years with interest thereon at such rate as is agreed upon by the Mayor of the District and the Federal Emergency Administration of Public Works, or its successor, for the period of amortization; provided, that such sums as may be necessary for the reimbursement herein required of the District of Columbia, and for the payment of interest, shall be included in the annual estimates of the Mayor of the District of Columbia, the 1st reimbursement with interest to be made not later than June 30, 1944; provided further, that whenever the District of Columbia is under obligation by virtue of the provisions of § 4 of Public Act No. 284, 71st Congress, 46 Stat. 482, ch. 354, reimbursement under that Act shall not be less than \$300,000 in any 1 fiscal year.

(July 11, 1940, 54 Stat. 757, ch. 583, § 3.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-216.

1973 Ed., § 9-217.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The Federal Emergency Administration of Public Works was consolidated into the Federal Works Agency to be administered by the Public Works Administration by 1939 Reorganization Plan No. 1, §§ 301, 305, 4 F.R. 2729, 53 Stat. 1426. All functions of the Public Works Administration and the Commissioner of Public Works, in the Federal Works Agency, were transferred to the Federal Works Administrator by Executive Order No. 9357, June 30, 1943, 8 F.R. 9041. All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, were transferred to the Administrator of General Services by § 103(a) of the Act of June 30, 1949, 63 Stat. 380, ch. 288. Both the Federal Works Agency and the Office of Federal Works Administrator were abolished by § 103(b) of the Act of June 30, 1949.

§ 10-617. ANNUAL REPORT SUBMITTED TO CONGRESS.

The Mayor of the District of Columbia shall submit with his annual estimates to the Congress a report of his activities and expenditures under § 10-614.

(July 11, 1940, 54 Stat. 758, ch. 583, § 4.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-217.

1973 Ed., § 9-218.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-618. PREPARATION OF PLANS AND SPECIFICATIONS.

The plans and specifications for all building construction administered by the Mayor of the District of Columbia shall be prepared under the supervision of the Municipal Architect, and shall be approved by the Mayor and all such construction shall be in conformity to such plans and specifications.

(July 1, 1943, 57 Stat. 324, ch. 184, § 1; May 23, 1990, D.C. Law 8-131, § 3, 37 DCR 2211; June 22, 1990, D.C. Law 8-143, § 3, 37 DCR 2972.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-218.

1973 Ed., § 9-219.

Legislative History of Laws

Law 8-131, the "Board of Education Capital Construction Contracting Authority Temporary Act of 1990," was introduced in Council and assigned Bill No. 8-529. The Bill was adopted on first and second readings on February 27, 1990, and March 13, 1990, respectively. Signed by the Mayor on March 27, 1990, it was assigned Act No. 8-183 and transmitted to both Houses of Congress for its review.

Law 8-143, the "Board of Education Capital Construction Contracting Authority Act of 1990," was introduced in Council and assigned Bill No. 8-504, which was referred to the Committee on Government Operations. The Bill was adopted on first and second readings on March 27, 1990, and April 10, 1990, respectively. Signed by the Mayor on April 26, 1990, it was assigned Act No. 8-199 and transmitted to both Houses of Congress for its review.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 10-619. PROGRAM OF CONSTRUCTION TO MEET CAPITAL NEEDS AUTHORIZED; CONTENTS.

A program of construction to meet capital needs of the government of the District of Columbia is hereby authorized. Such program shall include, without limitation, projects relating to activities to meet the needs of the public in the fields of education, health, welfare, public safety, recreation, and other general government activities.

(June 6, 1958, 72 Stat. 183, Pub. L. 85-451, § 1; Aug. 27, 1963, 77 Stat. 130, Pub. L. 88-104, § 2(a), (b); Sept. 8, 1965, 79 Stat. 665, Pub. L. 89-173, § 5(b); Sept. 30, 1966, 80 Stat. 857, Pub. L. 89-610, title VI, §

601; Nov. 7, 1966, 80 Stat. 1434, Pub. L. 89-791, title III, § 301(b); Nov. 3, 1967, 81 Stat. 339, Pub. L. 90-120, title II, §§ 201, 202; Dec. 9, 1969, 83 Stat. 321, Pub. L. 91-143, § 4(b); Jan. 5, 1971, 84 Stat. 1930, Pub. L. 91-650, title I, § 103(a); July 13, 1972, 86 Stat. 466, Pub. L. 92-349, title II, § 201(b); Oct. 21, 1972, 86 Stat. 1002, Pub. L. 92-517, title II, § 201(b); Dec. 24, 1973, 87 Stat. 832, Pub. L. 93-198, title VII, § 743(a.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-219.

1973 Ed., § 9-220.

Miscellaneous Notes

Appropriations authorized: Public Law 103-334, 108 Stat. 2581, the District of Columbia Appropriations Act, 1995, provided for construction projects \$5,600,000, as authorized by §§ 34-2405.01 through 34-2405.08; the District of Columbia Public Works Act of 1954, approved May 18, 1954 (68 Stat. 101; Public Law 83-364 [34-2413.08 and 34-2413.10]); §§ 10-610 and 47-3404 [section 3(g) of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved August 20, 1958 (72 Stat. 686; Public Law 85-692; D.C. Code, sec. 40-805(7)); and the National Capital Transportation Act of 1969, approved December 9, 1969 (83 Stat. 320; Public Law 91-143; D.C. Code, secs. 9-1111.01, 9-1111.02, 9-1111.03, 9-1111.04 and 9-1111.05);] including acquisition of sites, preparation of plans and specifications, conducting preliminary surveys, erection of structures, including building improvement and alteration and treatment of grounds, to remain available until expended: Provided, That \$140,000 shall be available for project management and \$110,000 shall be available for design by the Director of the Department of Public Works or by contract for architectural engineering services, as may be determined by the Mayor: Provided further, That funds for use of each capital project implementing agency shall be managed and controlled in accordance with all procedures and limitations established under the Financial Management System: Provided further, That all funds provided by this appropriation title shall be available only for the specific projects and purposes intended: Provided further, That notwithstanding the foregoing, all authorizations for capital outlay projects, except those projects covered by the first sentence of section 23(a) of the Federal-Aid Highway Act of 1968, approved August 23, 1968 (82 Stat. 827; Public Law 90-495; D.C. Code, sec. 9-107.01, note), for which funds are provided by this appropriation title, shall expire on September 30, 1996, except authorizations for projects as to which funds have been obligated in whole or in part prior to September 30, 1996: *Provided further*, That upon expiration of any such project authorization the funds provided herein for the project shall lapse.

Appropriations authorized: Public Law 104-194, 110 Stat. 2362, the District of Columbia Appropriations Act, 1997, provided for construction projects an increase of \$46,923,000 (including an increase of \$34,000,000 for the highway trust fund, reallocations and rescissions for a net rescission of \$120,496,000 from local funds appropriated under this heading in prior fiscal years and an additional \$133,419,000 in Federal funds), as authorized by §§ 34-2405.01 through 34-2405.08; §§ 34-2413.08, 34-2413.10 and 34-2304; and §§ 10-619 and 47-3404; including acquisition of sites, preparation of plans and specifications, conducting preliminary surveys, erection of structures, including building improvement and alteration and treatment of grounds, to remain available until expended: Provided, That funds for use of each capital project implementing agency shall be managed and controlled in accordance with all procedures and limitations established under the Financial Management System: Provided further, That all funds provided by this appropriation title shall be available only for the specific projects and purposes intended: Provided further, That notwithstanding the foregoing, all authorizations for capital outlay projects, except those projects covered by the first sentence of section 23(a) of the Federal-Aid Highway Act of 1968, approved August 23, 1968 (82 Stat. 827; Public Law 90-495; D.C. Code, sec. 9-107.01, note), for which funds are provided by this appropriation title, shall expire on September 30, 1998, except authorizations for projects as to which funds have been obligated in whole or in part prior to September 30, 1998: Provided further, That upon expiration of any such project authorization the funds provided herein for the project shall lapse.

§ 10-620. CONSTRUCTION SERVICES FUND.

(a) There is established in the Treasury of the United States a permanent working fund, without fiscal year limitation, to be known as the Construction Services Fund, Department of General Services, District of Columbia. The Mayor is authorized to transfer to such Fund from capital outlay appropriations for public building construction such amounts as he may deem necessary to carry out the purposes of this section, and, subject to subsequent adjustment, advances and reimbursements may be made to such Fund from appropriations for services to other departments and agencies of the District government, without reference to fiscal year limitations on such appropriations. The Fund shall be available for expenses incurred in the initial planning for construction projects, for work performed under contract or otherwise, including, but not limited to, preliminary planning and related expenses, surveys, preparation of plans and specifications, soil investigation, administration, overhead, planning design, engineering, inspection, and contract management.

(b) The Council of the District of Columbia shall annually review the budget of the Construction Services

Fund within 90 days after the annual District of Columbia Appropriations Act is enacted into law.

(c) The Council of the District of Columbia, the Board of Higher Education, the Board of Vocational Education, the Board of Education, the Public Library Board, and the Executive Director of the District of Columbia Court System shall be kept fully advised, at least semiannually, of the status of projects and activities within their respective areas of concern which are financed from the Construction Services Fund.

(Oct. 26, 1973, 87 Stat. 506, Pub. L. 93-140, § 13.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 9-220.

1973 Ed., § 9-221.

Change in Government

This section originated at a time when local government powers were delegated to the District of Columbia Council and to a Commissioner of the District of Columbia. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The functions of the Department of General Services were transferred, in part, to the Department of Public Works by Reorganization Plan No. 4 of 1983, effective March 1, 1984, and transferred, in part, to the Department of Administrative Services by Reorganization Plan No. 5 of 1983, effective March 1, 1984.