

110TH CONGRESS  
2D SESSION

# H. R. 5778

To preserve the independence of the District of Columbia Water and Sewer Authority.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2008

Mr. VAN HOLLEN (for himself and Mr. TOM DAVIS of Virginia) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To preserve the independence of the District of Columbia Water and Sewer Authority.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “District of Columbia  
5 Water and Sewer Authority Independence Preservation  
6 Act”.

1 **SEC. 2. ENSURING INDEPENDENCE OF CHIEF FINANCIAL**  
2 **OFFICER OF DISTRICT OF COLUMBIA WATER**  
3 **AND SEWER AUTHORITY.**

4 (a) CLARIFICATION OF INAPPLICABILITY OF 2005  
5 OMNIBUS AUTHORIZATION PROVISION.—The District of  
6 Columbia Home Rule Act is amended—

7 (1) by redesignating the section 424 added by  
8 section 202(a)(1) of the 2005 District of Columbia  
9 Omnibus Authorization Act (Public Law 109–356;  
10 120 Stat. 2036) as section 424a; and

11 (2) in section 424a, as so redesignated, by add-  
12 ing at the end the following new subsection:

13 “(e) INAPPLICABILITY TO WATER AND SEWER AU-  
14 THORITY.—The authority of the Chief Financial Officer  
15 under this section does not apply to personnel of the Dis-  
16 trict of Columbia Water and Sewer Authority established  
17 pursuant to the Water and Sewer Authority Establish-  
18 ment and Department of Public Works Reorganization  
19 Act of 1996.”.

20 (b) EFFECTIVE DATE.—The amendments made by  
21 subsection (a) shall take effect as if included in the enact-  
22 ment of the 2005 District of Columbia Omnibus Author-  
23 ization Act.

1 **SEC. 3. PRESERVING EXISTING INDEPENDENCE OF DIS-**  
2 **TRICT OF COLUMBIA WATER AND SEWER AU-**  
3 **THORITY.**

4 (a) IN GENERAL.—Part F of title IV of the District  
5 of Columbia Home Rule Act (sec. 1–204.91 et seq., D.C.  
6 Official Code) is amended—

7 (1) by amending the heading of such part to  
8 read as follows: “PART F—INDEPENDENT AGEN-  
9 CIES AND AUTHORITIES”; and

10 (2) by adding at the end the following new sec-  
11 tion:

12 “INDEPENDENT FINANCIAL MANAGEMENT, PERSONNEL,  
13 AND PROCUREMENT AUTHORITY OF DISTRICT OF  
14 COLUMBIA WATER AND SEWER AUTHORITY

15 “SEC. 496. (a) FINANCIAL MANAGEMENT, PER-  
16 SONNEL, AND PROCUREMENT AUTHORITY.—Notwith-  
17 standing any other provision of this Act or any District  
18 of Columbia law, the financial management, personnel,  
19 and procurement functions and responsibilities of the Dis-  
20 trict of Columbia Water and Sewer Authority shall be es-  
21 tablished exclusively pursuant to rules and regulations  
22 adopted by its Board of Directors. Nothing in the previous  
23 sentence may be construed to affect the application to the  
24 District of Columbia Water and Sewer Authority of sec-  
25 tions 445A, 451(d), 453(c), or 490(g).

1       “(b) CONSISTENCY WITH EXISTING AUTHORIZING  
2 LAW.—The rules and regulations adopted by the Board  
3 of Directors of the District of Columbia Water and Sewer  
4 Authority to establish the financial management, per-  
5 sonnel, and procurement functions and responsibilities of  
6 the Authority shall be consistent with the Water and  
7 Sewer Authority Establishment and Department of Public  
8 Works Reorganization Act of 1996, as such Act is in effect  
9 as of the date of the enactment of this section.”.

10       (b) CLERICAL AMENDMENTS.—(1) The table of con-  
11 tents of such Act is amended by amending the item relat-  
12 ing to part F of title IV to read as follows:

“PART F—INDEPENDENT AGENCIES AND AUTHORITIES”.

13       (2) The table of contents of such Act is further  
14 amended by adding at the end of the items relating to  
15 part F of title IV the following:

“Sec. 496. Independent financial management, personnel, and procurement au-  
thority of District of Columbia Water and Sewer Authority.”.

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