

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 3010

To protect employment and the economy of the District of Columbia by requiring any Federal agency that seeks to permanently transfer employees from the District of Columbia to receive Congressional approval of such transfer and to submit a District of Columbia economic impact statement, to require that headquarters functions of Federal agencies be carried out in the District of Columbia, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 6, 1993

Mr. STARK (for himself, Ms. NORTON, Mr. McDERMOTT, and Mr. WHEAT) introduced the following bill; which was referred jointly to the Committees on Government Operations and the District of Columbia

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## A BILL

To protect employment and the economy of the District of Columbia by requiring any Federal agency that seeks to permanently transfer employees from the District of Columbia to receive Congressional approval of such transfer and to submit a District of Columbia economic impact statement, to require that headquarters functions of Federal agencies be carried out in the District of Columbia, and for other purposes.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “District of Columbia  
3 Economic Impact Notification Act”.

4 **SEC. 2. REQUIREMENT FOR DISTRICT ECONOMIC IMPACT**  
5 **STATEMENT FOR FEDERAL AGENCIES TRANS-**  
6 **FERRING EMPLOYEES OUT OF DISTRICT OF**  
7 **COLUMBIA.**

8 (a) REQUIREMENT DESCRIBED.—

9 (1) IN GENERAL.—Except as provided in sub-  
10 section (b), if a Federal agency proposes to carry  
11 out any program or activity that would result in the  
12 transfer of employees whose official station or agen-  
13 cy is located in the District of Columbia to another  
14 station or agency that is not located in the District  
15 of Columbia for permanent duty, the agency shall—

16 (A) prepare a District of Columbia eco-  
17 nomic impact statement;

18 (B) submit the statement to the Commit-  
19 tee on the District of Columbia of the House of  
20 Representatives and the Committee on Govern-  
21 mental Affairs of the Senate not less than 12  
22 months before such program or activity is  
23 scheduled to begin;

24 (C) submit the statement to the National  
25 Capital Planning Commission, Congress, the  
26 Administrator of General Services, the Mayor of

1 the District of Columbia, and the Council of the  
2 District of Columbia; and

3 (D) publish the statement in the Federal  
4 Register.

5 (2) TREATMENT OF CONTRACTS TO CONSTRUCT  
6 OR LEASE FACILITIES.—For purposes of paragraph  
7 (1), the entering into of a contract to construct a  
8 new facility or to lease an existing facility as the of-  
9 ficial station or agency of employees of a Federal  
10 agency shall be considered a program or activity car-  
11 ried out by the agency.

12 (b) EXCEPTION FOR TRANSFERS OF SMALL NUMBER  
13 OF EMPLOYEES.—Subsection (a) shall not apply in the  
14 case of a program or activity of an agency if the number  
15 of employees transferred as a result of the program or ac-  
16 tivity to a station or agency that is not located in the Dis-  
17 trict of Columbia would be less than 50.

18 (c) FEDERAL AGENCY DEFINED.—The term “Fed-  
19 eral agency” means an executive department (as defined  
20 in section 101 of title 5, United States Code).

21 **SEC. 3. CONGRESSIONAL APPROVAL OF PROJECTS.**

22 (a) CONGRESSIONAL APPROVAL OF PROJECTS.—Ex-  
23 cept as provided in subsection (b), a Federal agency re-  
24 quired to submit a District of Columbia economic impact  
25 statement under section 2 may not carry out the program

1 or activity that is the subject of the statement unless Con-  
2 gress enacts legislation specifically approving the program  
3 or activity.

4 (b) EXCEPTION FOR NATIONAL EMERGENCIES.—  
5 Subsection (a) shall not apply with respect to any program  
6 or activity if the Federal agency submits a certification  
7 to the Committees described in subsection (c) that an  
8 emergency exists which requires that the program or activ-  
9 ity be carried out in the national security interest of the  
10 United States. The certification shall include a description  
11 of the emergency circumstances which necessitate the car-  
12 rying out of the program or activity and a discussion of  
13 the national security interests involved.

14 (c) COMMITTEES TO WHICH LEGISLATION RE-  
15 FERRED.—Legislation described in subsection (a) shall be  
16 referred to the Committee on the District of Columbia of  
17 the House of Representatives or the Committee on Gov-  
18 ernmental Affairs of the Senate by the Speaker of the  
19 House of Representatives or the President of the Senate  
20 (as the case may be).

21 **SEC. 4. PREPARATION OF STATEMENTS.**

22 (a) IN GENERAL.—A District of Columbia economic  
23 impact statement prepared by an agency under section 2  
24 shall describe the adverse effects of the program or activ-  
25 ity that is the subject of the statement on the economy

1 of and employment in the District of Columbia, and shall  
2 include the following:

3 (1) A socioeconomic analysis of the effects of  
4 the program or activity on the District of Columbia.

5 (2) A projection of the effect of the program or  
6 activity on unemployment in the District of Colum-  
7 bia, including unemployment among employees of  
8 other Federal and non-Federal entities who may be  
9 affected by the program or activity.

10 (3) An analysis of the impact of the program or  
11 activity on the number of people residing in the Dis-  
12 trict of Columbia and the resulting impact on the  
13 District's tax base, the housing market in the Dis-  
14 trict, businesses in the District, and the demand for  
15 services provided by the District government.

16 (b) CONSULTATION WITH LOCAL OFFICIALS.—In  
17 preparing a District of Columbia economic impact state-  
18 ment under section 2, a Federal agency shall consult with  
19 the Mayor of the District of Columbia, the Council of the  
20 District of Columbia, and the National Capital Planning  
21 Commission. The Mayor of the District of Columbia and  
22 the Chairman of the Council of the District of Columbia  
23 shall provide the Federal agency with comments on the  
24 statement, and the Federal agency shall include such com-  
25 ments in the circulation of the statement.

1 **SEC. 5. REQUIRING HEADQUARTERS FUNCTIONS OF FED-**  
2 **ERAL GOVERNMENT AGENCIES TO BE LO-**  
3 **CATED IN DISTRICT OF COLUMBIA.**

4 (a) IN GENERAL.—The headquarters functions of  
5 each executive department shall be carried out in the  
6 District of Columbia.

7 (b) DEFINITIONS.—In this section—

8 (1) the term “executive department” has the  
9 meaning given such term in section 101 of title 5,  
10 United States Code; and

11 (2) the term “headquarters functions” means  
12 any function or activity of the Federal Government  
13 relating to the administration of national laws, the  
14 formulation of policy directives and regulations, the  
15 needs of the President for consultation with officers  
16 of executive departments, or any other activities nec-  
17 essary for the efficient functioning of the Federal  
18 Government, and includes related administrative and  
19 support services.

20 (c) EFFECTIVE DATE.—Subsection (a) shall apply to  
21 functions carried out on or after the date of the enactment  
22 of this Act, except that nothing in such subsection shall  
23 be construed to require an executive department carrying  
24 out such functions at a location other than the District  
25 of Columbia before such date to carry out such functions  
26 in the District of Columbia after such date.

1 **SEC. 6. EFFECTIVE DATE.**

2       Except as provided in section 5(c), the requirements  
3 of this Act shall apply to functions, programs, or activities  
4 of Federal agencies that are carried out during any fiscal  
5 year beginning after September 30, 1994.

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