

AN ACT

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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*Codification  
District of  
Columbia  
Official Code*

**2001 Edition**

**2006 Summer  
Supp.**

**West Group  
Publisher**

To establish a nonlapsing, dedicated fund, funded by 0.5% of retail sales tax revenue, to provide additional funding for maintaining and improving the transportation system of the Washington Metropolitan Area Transit Authority (“WMATA”) to become effective upon enactment by Congress of legislation providing federal grants to WMATA for such purposes and passage of legislation by the Maryland General Assembly and the Virginia General Assembly dedicating an equivalent amount of revenue in those jurisdictions.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Washington Metropolitan Area Transit Authority Fund Act of 2006”.

Sec. 2. Creation of the Washington Metropolitan Area Transit Authority Fund.

(a) There is hereby established a fund designated as the Washington Metropolitan Area Transit Authority Fund, which shall be separate from the General Fund of the District of Columbia. An amount equal to 0.5% of sales tax revenue collected annually under Chapter 20 of Title 47 of the District of Columbia Official Code, apportioned from the proceeds of such annual sales tax revenues other than dedicated taxes as defined under section 490(n)(5) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 807; D.C. Official Code § 1-204.90(n)(5)), shall be deposited into the Washington Metropolitan Area Transit Authority Fund without regard to fiscal year limitation pursuant to an act of Congress and shall not revert to the General Fund of the District of Columbia at the end of any fiscal year or at any other time, but shall be continually available as a dedicated funding source for the uses and purposes set forth in subsection (b) of this section, subject to authorization by Congress in an appropriations act.

(b)(1) Funds deposited in the Washington Metropolitan Area Transit Authority Fund shall be used to maintain and improve the transportation system of the Washington Metropolitan Area Transit Authority and, for such purpose, shall be available to comply with any federal grant matching funds requirement, a decision by the District to match federal funds received, or to provide revenue to the Washington Metropolitan Area Transit Authority.

(2) The amount of annual expenditures from the Fund shall not exceed the contributions by Maryland or Virginia. For the purpose of this subsection, the contributions of Maryland or Virginia shall not include any payments made pursuant to the Washington Metropolitan Area Transit Authority subsidy allocation formulas.

**Sec. 3. Applicability.**

Section 2 shall apply upon:

(1) Enactment by Congress of legislation providing federal grants to the Washington Metropolitan Area Transit Authority for the purpose of maintaining and improving the transportation system of the Washington Metropolitan Area Transit Authority;

(2) Passage of legislation by the Maryland General Assembly and the Virginia General Assembly:

(A) If each jurisdiction dedicates an amount of revenue at least equal to the contribution of the District to the Washington Metropolitan Area Transit Authority as provided under this act; or

(B) Implementing any act of Congress providing federal grants to the Washington Metropolitan Area Transit Authority for the purpose of maintaining and improving the transportation system of the Washington Metropolitan Area Transit Authority; and

(3) Inclusion of the fiscal effect of this act in an approved budget and financial plan.

**Sec. 4. Fiscal impact statement.**

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

**Sec. 5. Effective date.**

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

**ENROLLED ORIGINAL**

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia