

ENROLLMENT(S)

(5)



AN ACT

D.C. ACT 11- 31

Codification

District of Columbia Code
1995
Supplement)

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

MARCH 21, 1995

To amend, on a temporary basis, the Advisory Neighborhood Commission Act of 1975 to eliminate the requirement that the Board of Elections and Ethics conduct special elections for advisory neighborhood commissions.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Advisory Neighborhood Commission Special Election Repeal Temporary Amendment Act of 1995".

Sec. 2. Section 8(d) of the Advisory Neighborhood Commission Act of 1975, effective October 10, 1975 (D.C. Law 1-21; D.C. Code § 1-257(d)), is amended to read as follows:

Note,
Section
1-257

"(d)(1) Whenever any vacancy in office exists within an Advisory Neighborhood Commission, the vacancy shall be filled pursuant to paragraph (5) of this subsection.

"(2) Within 90 days of the date that the Board of Elections and Ethics declares, by publication in the District of Columbia Register, that a vacancy exists, the members of the Advisory Neighborhood Commission wherein the vacancy exists shall fill the vacancy by the appointment procedure of paragraph (5) of this subsection.

"(3) The individual appointed to fill the vacancy shall meet the qualifications set forth in section 6(a).

"(4) The individual shall fill such vacancy until a successor has been certified and sworn in pursuant to subsection (b) of this section.

"(5)(A) Within 5 days, excluding Saturdays, Sundays, and legal holidays after the date that the Board declares such vacancy by publication in the District of Columbia Register, the Board shall make available petitions for the purpose of obtaining the signatures of registered qualified electors within the respective single-member district.

"(B) In the event petitions are not obtained by any registered qualified electors within the respective single-member district, the Board shall republish the notice required by subparagraph (A) of this paragraph.

"(C) Within 21 days of the date the Board makes the petitions available, an individual interested in filling the vacancy shall submit a petition to the Board that contains the signatures of 25 registered qualified electors within the single-member district. The Board, after a 5-working-day challenge period, shall transmit a list of the names of individuals who qualify for appointment to the respective Advisory Neighborhood Commission. The Advisory Neighborhood Commission shall hold a public hearing and make other efforts designed to elicit the preference of the voters of the affected single-member district, at its next regular meeting.

The advisory neighborhood commission shall appoint an individual from the list transmitted by the Board to fill the vacancy. The appointment shall be determined by a majority vote of the remaining members.

"(D) After a vacancy has been filled pursuant to subparagraph (C) of this paragraph, the Advisory Neighborhood Commission shall transmit to the Board a resolution signed by the Chairman and secretary of the Advisory Neighborhood Commission to declare the vacancy filled. The resolution shall also be sent to:

"(i) The Council of the District of Columbia

"(ii) The Mayor; and

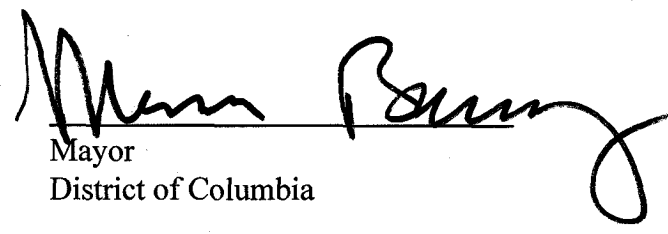
"(iii) The individual appointed by the Commission.

"(E) The Board shall certify the filling of the vacancy by publication in the District of Columbia Register."

Sec. 3. (a) This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.

(b) This act shall expire on the 225th day of its having taken effect or upon the effective date of the Advisory Neighborhood Commission Special Election Amendment Act of 1995, whichever occurs first.



Chairman
Council of the District of Columbia

Mayor
District of Columbia

APPROVED: March 21, 1995



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD ELEVEN

RECORD OF OFFICIAL COUNCIL VOTE

Docket No. B11-96

☐ ITEM ON CONSENT CALENDAR

☒ ACTION & DATE

Adopted First Reading, 02-07-95

☒ VOICE VOTE
RECORDED VOTE ON REQUEST

Approved

all present

ABSENT

☐ ROLL CALL VOTE - Result

| Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB |
|---------------|-----|-----|----|----|---------------|-----|-----|----|----|---------------|-----|-----|----|----|
| CHMN. CLARKE | | | | | JARVIS | | | | | SMITH, JR. | | | | |
| BRAZIL | | | | | LIGHTFOOT | | | | | THOMAS, SR. | | | | |
| CHAVOUS | | | | | MASON | | | | | | | | | |
| CROPP | | | | | PATTERSON | | | | | | | | | |
| EVANS | | | | | RAY | | | | | | | | | |

X - Indicates Vote

AB - Absent

NV - Present not voting

CERTIFICATION RECORD

[Signature]
Secretary to the Council

March 8, 1995
Date

☒ ITEM ON CONSENT CALENDAR

☒ ACTION & DATE

Adopted Final Reading, 03-07-95

☒ VOICE VOTE
RECORDED VOTE ON REQUEST

Approved

all present

ABSENT

☐ ROLL CALL VOTE - Result

| Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB |
|---------------|-----|-----|----|----|---------------|-----|-----|----|----|---------------|-----|-----|----|----|
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| CHAVOUS | | | | | MASON | | | | | | | | | |
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[Signature]
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"(iii) The individual appointed by the Commission.

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(X) ACTION & DATE

Adopted First Reading, 02-07-95

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all present

ABSENT

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| Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB |
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[Signature]
Secretary to the Council

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(X) ACTION & DATE

Adopted Final Reading, 03-07-95

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| Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB | Councilmember | Aye | Nay | NV | AB |
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