

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

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To amend, on a temporary basis, section 47-825.01 of the District of Columbia Official Code to reform the Board of Real Property Assessments and Appeals.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Board of Real Property Assessments and Appeals Reform Temporary Act of 2005”.

Sec. 2. Section 47-825.01 of the District of Columbia Official Code is amended as follows:

Note,
§ 47-825.01

(a) Subsection (a) is amended as follows:

(1) Paragraph (1) is amended as follows:

(A) Subparagraph (B) is amended by striking the number “2” and inserting the number “3” in its place.

(B) Subparagraph (D) is amended by adding a new sentence at the end to read as follows:

“For the purposes of this subparagraph, officers means employees of the District of Columbia.”.

(2) Paragraph (2) is amended as follows:

(A) Subparagraph (A) is amended to read as follows:

“(A) A Board member shall be prohibited from representing any client or business interest before the Board for a period of 2 years after the Board member’s termination or resignation from the Board.”.

(B) Subparagraph (C) is amended by striking the phrase “Corporation Counsel” and inserting the phrase “Office of the Attorney General” in its place.

(3) Paragraph (3) is amended to read as follows:

“(3)(A) The term of each Board member appointed prior to April 1, 2006 shall be 5 years.

“(B) The term of each Board member appointed after March 31, 2006 shall be 3 years.”.

(4) Paragraph (4)(B) is amended to read as follows:

“(B) Any person appointed to fill a vacancy shall be appointed to serve for the remainder of the term during which the vacancy arose.”.

(b) Subsection (d)(2) is amended by striking the word “serve” and inserting the phrase “serve exclusively” in its place.

(c) A new subsection (m) is added to read as follows:

“(m)(1) By February 1 of each year all pending real property assessment appeals cases shall be finalized by the Board.

“(2) The Board members shall have 30 days to finalize a residential case and 80 days to finalize a commercial case upon the completion of the hearing.

“(3) If the Board fails to comply with the requirements of this subsection, the petitioner shall still be entitled to a hearing or having a decision rendered on their case, and in no way will the petitioner’s right to an appeal before the Board shall not be affected.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Council Budget Director 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. 4. Effective date.

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

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia