

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 5(b)(2) of the District of Columbia Election Code of 1955 to waive all filing requirements for generally recognized United States presidential candidates.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Presidential Primary Petition and Filing Waiver Temporary Act of 2003”.

Sec. 2. Section 5(b)(2) the District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 699; D.C. Official Code §1-1001.05(b)(2)), is amended to read as follows:

Note,
§ 1-1001.05

“(2)(A) The Board shall announce the name of individuals which it has determined to be generally advocated for or recognized throughout the United States or the District of Columbia as actively seeking the nomination of the parties eligible to conduct presidential primaries in the District of Columbia pursuant to section 8(d). Criteria for determining generally recognized candidates include:

“(i) Being generally recognized as seeking and advocated for the office;

“(ii) Qualifying for federal matching funds;

“(iii) Appearing in national public opinion polls, candidates’ forums, debates, or similar venues;

“(iv) Being on the ballot in other states’ primaries; and

“(v) Advice and input from the District’s party chairs.

“(B) On or before November 7, 2003, the Board Officer shall publicly announce the list of candidates it intends to place on the presidential primary ballot and provide written notification to all candidates.

“(C) Following this announcement, the Board may, on or before November 14, 2003, add presidential candidates to the selection, but shall not delete any candidate unless the candidate withdraws by contacting the Board in writing or by public

announcement of their intent to withdraw.

“(D) This paragraph shall not apply to any party who chooses to opt out of the January 13, 2004 primary.”.

Sec. 3. Fiscal impact statement.

The Council adopts the attached fiscal impact statement 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