

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, the Real Property Tax Appeals Commission Establishment Act of 2010 to provide for a delayed applicability for certain provisions of the act to aid the transition from the Board of Real Property Assessments and Appeals to the new Real Property Tax Appeals Commission for the District of Columbia; to amend the Confirmation Act of 1978 to authorize the Mayor to make interim appointments to the Board of Real Property Assessments and Appeals; to amend section 47-825.01 of the District of Columbia Official Code to revise a notice provision; to amend section 47-825.01a of the District of Columbia Official Code to revise the quorum requirements for the new Real Property Tax Appeals Commission for the District of Columbia; and to repeal the Real Property Tax Appeals Commission Establishment Temporary Amendment Act of 2011.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Real Property Tax Appeals Commission Establishment Clarification Temporary Amendment Act of 2011”.

Sec. 2. The Real Property Tax Appeals Commission Establishment Act of 2010, effective April 8, 2011 (D.C. Law 18-363; 58 DCR 963), is amended by adding a new section 3a to read as follows:

Note,  
§§ 47-825.01,  
47-825.01a

“Sec. 3a. Applicability; transition.

“(a) Sections 2 and 3 shall apply upon Council approval and appointment by the Mayor of a full-time Chairperson and a full-time Vice Chairperson to the Real Property Tax Appeals Commission for the District of Columbia.

“(b) Notwithstanding subsection (a) of this section, the Mayor shall appoint the members of the Real Property Tax Appeals Commission for the District of Columbia with the advice and consent of the Council in accordance with the provisions of section 2(b)(3).”.

Sec. 3. Section 2(b) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(b)), is amended by striking the period and inserting the phrase “; provided, that the Mayor is authorized to make new interim appointments of members serving on the Board of Real Property Assessments and Appeals, established by D.C. Official

Note,  
§ 1-523.01

Code § 47-825.01, as of October 1, 2011, who may continue to serve in that capacity until the Chairperson and Vice-Chairperson for the Real Property Tax Appeals Commission for the District of Columbia have been approved by the Council and appointed by the Mayor in accordance with D.C. Official Code § 47-825.01a(a)(1)(F).” in its place.

Sec. 4. Section 47-825.01(f-1)(6)(A) of the District of Columbia Official Code is amended by striking the phrase “At least 20 business days prior to the hearing,” and inserting the phrase “For residential cases, at least 10 days prior to the hearing, and for commercial cases, at least 20 days prior to the hearing,” in its place. Note,  
§ 47-825.01

Sec. 5. Section 47-825.01a(b)(1) of the District of Columbia Official Code is amended to read as follows: Note,  
§ 47-825.01a

“(b)(1)(A) Except as provided in subparagraph (B) of this paragraph and subsection (c) of this section, a majority of the Commission shall constitute a quorum for transacting business.

“(B) Upon Council approval and appointment by the Mayor of a full-time Chairperson and a full-time Vice Chairperson pursuant to subsection (a)(1)(F) of this section, the Chairperson and the Vice-Chairperson shall constitute a quorum for transacting business; provided, that upon Council approval and appointment by the Mayor of additional members of the Commission, a majority of those appointed shall constitute a quorum until all members of the Commission have been appointed.”.

Sec. 6. The Real Property Tax Appeals Commission Establishment Temporary Amendment Act of 2011, effective June 16, 2011 (D.C. Law 19-9; 58 DCR 3886), is repealed. Note,  
§§ 47-825.01,  
47-825.01a

Sec. 7. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer 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. 8. 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 by section 602(c)(1) of the District of Columbia Home Rule Act, approved

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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.

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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia