

COUNCIL OF THE DISTRICT OF COLUMBIA

20 DCSTAT 1990

D.C. Act 20-143, effective July 31, 2013 (Expiration date October 29, 2013)

AN ACT

Bill 20-401

**Emergency
Declaration
Res. 20-248
20 DCStat 2105**

To amend, on an emergency basis, the District of Columbia Election Code of 1955 and the Campaign Finance Reform and Conflict of Interest Public Disclosure Amendment Act of 2011 to reflect all elected offices in relevant sections.

**Codification
District of
Columbia
Official Code
2001 Edition**

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Election Code Conforming Emergency Amendment Act of 2013”.

**Election Code
Conforming
Emergency
Amendment
Act of 2013**

Sec. 2. The District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 699; D.C. Official Code § 1-1001.01 *et seq.*), is amended as follows:

(a) Section 8 (D.C. Official Code § 1-1001.08) is amended as follows:

**Note,
§ 1-1001.08**

(1) The heading is amended by striking the phrase “Delegate, Mayor, Chairman, members of Council” and inserting the phrase “Delegate, Chairman of the Council, members of Council, Mayor, Attorney General,” in its place.

(2) Subsection (b)(1) is amended by adding a new subparagraph (D) to read as follows:

“(D) Any candidate for the position of Attorney General shall also meet the qualifications required by section 103 of the Attorney General for the District of Columbia Clarification and Elected Term Amendment Act of 2010, effective May 27, 2010 (D.C. Law 18-160; D.C. Official Code § 1-301.83), before the day on which the election for Attorney General is to be held.”.

(3) Subsection (d) is amended by striking the phrase “Delegate, Mayor, Chairman of the Council, or member of the Council” and inserting the phrase “Delegate, Chairman of the Council, member of the Council, Mayor, or Attorney General” in its place.

(4) Subsection (h) is amended as follows:

(A) Paragraph (1)(A) is amended by striking the phrase “Delegate, Mayor, Chairman of the Council of the District of Columbia and the 4 at-large members of the Council” and inserting the phrase “Delegate, Chairman of the Council, the 4 at-large members of the Council, Mayor, and Attorney General” in its place.

(B) Paragraph (2) is amended by striking the phrase “Delegate, Mayor, Chairman of the Council and member of the Council” and inserting the phrase “Delegate, Chairman of the Council, member of the Council, Mayor, and Attorney General” in its place.

(5) Subsection (i)(1) is amended by striking the phrase “Delegate, Mayor, Chairman of the Council, or at-large member of the Council” and inserting the phrase “Delegate,

Chairman of the Council, at-large member of the Council, Mayor, or Attorney General” in its place.

(6) Subsection (j) is amended as follows:

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

(i) Strike the phrase “Delegate, Mayor, Chairman of the Council, or member of the Council” and insert the phrase “Delegate, Chairman of the Council, member of the Council, Mayor, or Attorney General” in its place.

(ii) Subparagraph (B) is amended by striking the phrase “Delegate, Mayor, Chairman of the Council, or at-large member of the Council,” and inserting the phrase “Delegate, Chairman of the Council, at-large member of the Council, Mayor, or Attorney General,” in its place.

(B) Paragraph (3) is amended by striking the phrase “Mayor, Chairman of the Council, member of the Council,” and inserting the phrase “Chairman of the Council, member of the Council, Mayor, Attorney General,” in its place.

(7) Subsection (k)(3) is amended as follows:

(A) The introductory language is amended by striking the phrase “Delegate and Mayor” and inserting the phrase “Delegate, Mayor, and Attorney General,” in its place.

(B) Subparagraph (B) is amended by striking the phrase “pursuant to § 1-1001.10(d); or” and inserting the phrase “pursuant to § 1-1001.10(d), or, in the case of the Attorney General, pursuant to section 435(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-204.35(b)); or” in its place.

(b) Section 10 (D.C. Official Code § 1-1001.10) is amended as follows:

**Note,
§ 1-1001.10**

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

(A) Paragraph (3)(C) is amended by striking the phrase “, primary elections of each political party for the office of Mayor and Chairman” and inserting the phrase “or under section 435(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-204.35(b)), primary elections of each political party for the office of Chairman of the Council, Mayor, and Attorney General” in its place.

(B) Paragraph (4) is amended by striking the phrase “authorized by this Act,” and inserting the phrase “authorized by this act or by section 435(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 777; D.C. Official Code § 1-204.35(b)),” in its place.

(2) Subsection (d)(1) is amended by striking the phrase “Delegate, Mayor, member of the Council, member of the Board of Education, or winner of a primary election for the office of Delegate, Mayor, or member of the Council” and inserting the phrase “Delegate, member of the Council, Mayor, Attorney General, member of the Board of Education, or winner of a primary election for the office of Delegate, member of the Council, Mayor, or Attorney General” in its place.

(c) Section 11(a)(2) (D.C. Official Code § 1-1001.11(a)(2)) is amended by striking the phrase “Delegate to the House of Representatives, Mayor, Chairman of the Council, member of

**Note,
§ 1-1001.11**

the Council” and inserting the phrase “Delegate to the House of Representatives, Chairman of the Council, member of the Council, Mayor, Attorney General” in its place.

(d) Section 15 (D.C. Official Code § 1-1001.15) is amended as follows:

**Note,
§ 1-1001.15**

(1) Subsection (a) is amended by striking the phrase “No person shall be a candidate for more than 1 office on the Board of Education or the Council or Mayor in any election for the members of the Board of Education or the Council or Mayor, and no person shall be a candidate for more than 1 office on the Council or for the Mayor in any primary election.” and inserting the phrase “No person shall be a candidate for more than 1 office on the Board of Education, the Council, the Mayor, or the Attorney General in any election for the members of the Board of Education, the Council, the Mayor, or the Attorney General, and no person shall be a candidate for more than 1 office on the Council, or the Mayor, or the Attorney General in any primary election.”.

(2) Subsection (b) is amended by striking the phrase “Mayor, Delegate, Chairman or member of the Council” and inserting the phrase “Delegate, Chairman or member of the Council, Mayor, Attorney General” in its place.

Sec. 3. The Campaign Finance Reform and Conflict of Interest Public Disclosure Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161 *et seq.*), is amended as follows:

(a) Section 226(b) (D.C. Official Code § 1-1162.26(b)) is amended to read as follows:

**Note,
§ 1-1162.26**

“(b) Except as provided in subsection (c) of this section, neither the Chairman of the Council, the Mayor, the Attorney General, nor any member of the Chairman of the Council’s, the Mayor’s, or the Attorney General’s immediate family shall accept royalties for works of the Chairman of the Council, the Mayor, or the Attorney General that exceed \$10,000 in the aggregate during any calendar year. For the purposes of computing the limit on royalties established under this subsection, a royalty shall be considered received during the calendar year in which the right to receive the royalty accrues.”.

(b) Section 304(7) (D.C. Official Code § 1-1163.04(7)) is amended as follows:

**Note,
§ 1-1163.04**

(1) Strike the phrase “the Mayor, Council,” from the introductory language and insert the phrase “the Council, Mayor, Attorney General,” in its place.

(2) Strike the phrase “candidates for Mayor, the Chairman and members of the Council,” from the introductory language and insert the phrase “candidates for the Chairman of the Council, members of the Council, Mayor, and Attorney General,” in its place.

(c) Section 319 (D.C. Official Code § 1-1163.19) is amended as follows:

**Note,
§ 1-1163.19**

(1) Subsection (a) is amended by adding a new paragraph (1A) to read as follows:

“(1A) \$150,000 for an Attorney General exploratory committee;”.

(2) Subsection (b) is amended by adding a new paragraph (1A) to read as follows:

“(1A) \$1,500 for an Attorney General exploratory committee;”.

(d) Section 333 (D.C. Official Code § 1-1163.33) is amended as follows:

**Note,
§ 1-1163.33**

(1) Subsection (a) is amended by adding a new paragraph (3A) to read as follows:

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“(3A) In the case of a contribution in support of a candidate for Attorney General or for the recall of the Attorney General, \$1,500;”.

(2) Subsection (b)(1) is amended by striking the phrase “for Mayor, Chairman of the Council, each member of the Council,” and inserting the phrase “for Chairman of the Council, each member of the Council, Mayor, Attorney General,” in its place.

(e) Section 336(b) (D.C. Official Code § 1-1163.36(b)) is amended as follows:

**Note,
§ 1-1163.36**

(1) Paragraph (1) is amended by striking the phrase “the Mayor, the Chairman and members of the Council” and inserting the phrase “the Chairman of the Council, members of the Council, the Mayor, the Attorney General” in its place.

(2) Paragraph (2) is amended by striking the phrase “the Mayor, the Chairman and members of the Council” and inserting the phrase “the Chairman of the Council, members of the Council, the Mayor, the Attorney General” in its place.

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact 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. 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), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).