

AN ACT

Bill 20-186

Emergency
Declaration
Res. 20-74
20 DCStat 797

Codification
District of
Columbia
Official Code
2001 Edition

To amend, on an emergency basis, the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to grant the State Board of Education personnel authority and the authority to appoint up to 3 employees; and to amend the State Board of Education Establishment Act of 2007 to grant the State Board of Education personnel authority, and make it responsible for administering its budget.

State Board of
Education
Personnel
Authority
Emergency
Amendment
Act of 2013

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “State Board of Education Personnel Authority Emergency Amendment Act of 2013”.

Sec. 2. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as follows:

(a) Section 406(b) (D.C. Official Code § 1-604.06(b)) is amended as follows:

Note,
§ 1-604.06

(1) Paragraph (20) is amended by striking the word “and” at the end.

(2) Paragraph (21) is amended by striking the period at the end and inserting the phrase “; and” in its place.

(3) A new paragraph (22) is added to read as follows:

“(22) For employees of the State Board of Education, the personnel authority is the State Board of Education.”.

(b) Section 903(a) (D.C. Official Code § 1-609.03(a)) is amended as follows:

Note,
§ 1-609.03

(1) Paragraph (9) is amended by striking the word “and” at the end.

(2) Redesignate paragraph (10) as paragraph (11).

(3) A new paragraph (10) is added to read as follows:

“(10) The State Board of Education may appoint no more than 3 full-time equivalent employees; and”.

(4) The newly designated paragraph (11) is amended by striking the phrase “through (9)” and inserting the phrase “through (10)” in its place.

Sec. 3. Section 403(d) of the State Board of Education Establishment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-2652(d)), is amended to read as follows:

Note,
§ 38-2652

“(d)(1) The Board shall, by order, specify its organizational structure, staff, operations, reimbursement of expenses policy, and other matters affecting the Board’s functions.

“(2) The Board shall appoint staff members, who shall serve at the pleasure of the Board, to perform administrative functions and any other functions necessary to execute the mission of the Board.

“(3) Beginning in fiscal year 2013, the Board shall prepare and submit to the Mayor, for inclusion in the annual budget prepared and submitted to the Council pursuant to Part D of Title IV of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 798; D.C. Official Code § 1-204.41 *et seq.*) (“Home Rule Act”), annual estimates of the expenditures and appropriations necessary for the operation of the Board for the year. All the estimates shall be forwarded by the Mayor to the Council for, in addition to the Mayor’s recommendations, action by the Council pursuant to sections 446 and 603(c) of the Home Rule Act.

“(4) The Board shall be reflected in the budget and financial system as an agency-level entity.

“(5) All assets, staff, and unexpended appropriations of the Office of the State Superintendent of Education or of any other agency that are associated with the Board shall be transferred to the Board by April 1, 2013.”.

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statement of the 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. 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)).