

AN AMENDMENT

#1

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DATE: October 1, 2013

Offered By: Councilmember Mary M. Cheh

Title: B20-134, the "Elected Attorney General Implementation and Legal Service Establishment Amendment Act of 2013"

Version:

<input type="checkbox"/>	Introduced
<input type="checkbox"/>	Draft Committee Print
<input type="checkbox"/>	Committee Print
<input type="checkbox"/>	First Reading
<input type="checkbox"/>	Amended First Reading
<input checked="" type="checkbox"/>	Engrossed
<input type="checkbox"/>	Enrolled
<input type="checkbox"/>	ANS

1. Sec. xx. (page 14, line 20 – page 15, line 3) is amended to read as follows:
"Sec. xx. Section 1-301.832(a) is amended to read as follows:
"§1-301.82. Appointment of the Attorney General.
"(a) Until such time as an Attorney General is elected under section 201 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 § 1-204.35), the Attorney General for the District shall be appointed by the Mayor with the advice and consent of the Council, pursuant to the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01).
"(b) The Attorney General for the District shall not be elected until:
"(1) The District of Columbia Home Rule Act is amended to establish the position of Attorney General of the District as nonpartisan; provided, that the change must be enacted by December 31, 2013; or
"(2) No sooner than January 1, 2018."

Rationale: Because of uncertainty surrounding the future purview of the Attorney General's and an unnecessary prohibition on attorneys employed by the District standing for office, many qualified candidates have opted not to step forward. Given the procedural difficulties of qualified candidates preparing for an April primary at this juncture, the election should either be conditioned upon the Attorney General's position being established as nonpartisan or be pushed back until 2018.

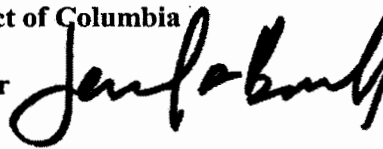
COUNCIL OF THE DISTRICT OF COLUMBIA
Office of the Budget Director



Jennifer Budoff
Budget Director

FISCAL IMPACT STATEMENT

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Jennifer Budoff, Budget Director 

DATE: September 30, 2013

SHORT TITLE: "Elected Attorney General Implementation and Legal Service
Establishment Amendment Act of 2013"

TYPE: Amendment #1

REQUESTED BY: Councilmember Mary Cheh

Conclusion

This amendment will not have an adverse impact on the District's budget and financial plan because there is no cost associated with the amendment.

Background

This amendment would establish the Attorney General position as a nonpartisan position or postpone election of an Attorney General to no sooner than January 1, 2018.

Analysis of Impact on Spending

This amendment will not adversely impact spending.

Analysis of Impact on Revenue

This amendment will not adversely impact revenue.