

COUNCIL OF THE DISTRICT OF COLUMBIA

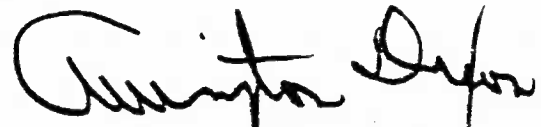
NOTICE

D.C. LAW 4-88

"Election, Campaign Finance Reform and Conflict of Interest Act, Latino Community Development, and Official Correspondence Regulations Amendments Act of 1981".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 4-271 on first and second readings, November 24, 1981 and December 8, 1981, respectively. This legislation was deemed approved without the signature of the Mayor on January 20, 1982, pursuant to Section 404(e) of "the Act", and was assigned Act No. 4-142, published in the January 29, 1982 edition of the D.C. Register, (Vol. 29 page 458) and transmitted to Congress on January 25, 1982 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 4-88, effective March 16, 1982.



ARRINGTON DIXON  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January	25, 26, 27, 28, 29
February	1, 2, 3, 4, 5, 8, 9, 10, 11, 22, 23, 24, 25, 26
March	1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 15

D.C. LAW 4-88  
EFFECTIVE DATE MAR 16 1982

AN ACT

D.C. ACT 4 - 142

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JAN 20 1982

To amend An Act To regulate the election of delegates representing the District of Columbia to national political conventions, and for other purposes; the District of Columbia Campaign Finance Reform and Conflict of Interest Act; the District of Columbia Latino Community Development Act; the Official Correspondence Regulations; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Election, Campaign Finance Reform and Conflict of Interest Act, Latino Community Development, and Official Correspondence Regulations Amendments Act of 1981".

Sec. 2. An Act To regulate the election of delegates representing the District of Columbia to national political conventions, and for other purposes, approved August 12, 1955 (69 Stat. 699; D.C. Code, sec. 1-1301 et seq.) is amended as follows:

(a) Section 1(3) (D.C. Code, sec. 1-1301(3)) is amended by striking the phrase "clauses (1) and (2) above" and inserting the phrase "paragraphs (1) and (2) of this subsection" in lieu thereof.

CODIFICATION  
D.C. Code,  
sec. 1-1301  
(1981 ed.)

(b) Section 2(15) (D.C. Code, sec. 1-1302(15)) is amended by striking the sentence "Such entities shall

D.C. Code,  
sec. 1-1302  
(1981 ed.)

be treated as a political committee as defined in section 1-1121(e) of the D.C. Code, as amended, (D.C. Code, sec. 1-1121(e)) for the purposes of this act." and inserting the sentence "Such entities shall be treated as a political committee as defined in section 102(5) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, approved August 14, 1974 (88 Stat. 446; D.C. Code, sec. 1-1401(5)) for the purposes of this Act." in lieu thereof.

(c) Section 3(a) (D.C. Code, sec. 1-1303(a)) is amended by striking the word "section" and inserting the word "Act" in lieu thereof.

D.C. Code,  
sec. 1-130  
(1981 ed.)

(d) Section 5 (D.C. Code, sec. 1-1306) is amended as follows:

D.C. Code,  
sec. 1-130  
(1981 ed.)

(1) subsection (b)(3) is amended as follows:

(A) paragraph "(3)" is redesignated as paragraph "(3)(A)";

(B) subparagraphs "(A)", "(B)", "(C)", and "(D)" are redesignated as sub-subparagraphs "(i)", "(ii)", "(iii)", and "(iv)" respectively; and

(C) the paragraph beginning "No candidate for delegate" is designated as subparagraph (B);

(2) subsection "(g)" is redesignated as subsection "(f)" and amended to read as follows:

"(f)(1) The Board shall prescribe such regulations as may be necessary to ensure that all

persons responsible for the proper administration of this Act maintain a position of strict impartiality and refrain from any activity which would imply support or opposition to:

"(A) A candidate or group of candidates for office in the District of Columbia; or

"(B) Any political party or political committee

"(2) As used in this subsection, the terms 'office', 'political party', and 'political committee' shall have the same meaning as that prescribed in section 102 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, approved August 14, 1974 (88 Stat. 447; D.C. Code, sec. 1-1401)."; and

(5) subsection "(h)" is redesignated as subsection "(g)".

(e) Section 7 (D.C. Code, sec. 1-1311) is amended as follows:

(1) subsection (b)(2) is amended by striking the figure "(9)" and inserting the figure "7" in lieu thereof;

(2) the first sentence of subsection (e) is amended by striking the figure "15" and inserting figure "19" in lieu thereof; and

(3) subsection (g) is amended to read as follows:

"(g) The registry shall be open during reasonable

D.C. Code,  
sec. 1-13  
(1981 ed.)

business hours, except that the registry shall not be open during the 30-day period which immediately precedes any regular primary, special, or general election or during the 15-day period immediately following any regular primary, special, or general election held under this Act. Registration forms received by mail from eligible voters shall be processed as provided by this section. Registration forms postmarked during the 30-day period immediately preceding or during the 15-day period immediately following any regular primary, special, or general election held under this Act shall be processed after the registry reopens. The Board may close the registry on Saturdays, Sundays, and holidays."

(f) Section 8 (D.C. Code, sec. 1-1312) is amended as follows:

D.C. Code,  
sec. 1-131  
(1981 ed.)

(1) subsections (a) and (c) are amended by striking the word "clause" wherever it appears and inserting the word "paragraph" in lieu thereof;

(2) subsection (b) is amended as follows:

(A) by designating the existing text as paragraph "(1)" and striking the word "such";

(B) by adding new paragraphs (2) and (3) at the end thereof to read as follows:

"(2) Only qualified registered electors of the District of Columbia are authorized to circulate nominating petitions of candidates for elected office

pursuant to this Act.

"(3) Any circulator who willfully violates any provision of this section shall, upon conviction thereof, be subject to a fine not more than \$10,000 or to imprisonment of not more than 6 months, or both. Each occurrence of a violation of this section shall constitute a separate offense. Violation of this section shall be prosecuted in the name of the District of Columbia by the Corporation Counsel of the District of Columbia.";

(3) subsection (h)(1)(B)(i) is amended by striking the phrase "clause (ii) of this paragraph" and inserting the phrase "sub-subparagraph (ii) of this subparagraph" in lieu thereof;

(4) subsections "(m)", "(n)", "(o)", "(p)", "(q)", and "(r)" are redesignated as subsections "(l)", "(m)", "(n)", "(o)", "(p)", and "(q)" respectively;

(5) subsection (1)(1) (as redesignated by this subsection) is amended by striking the word "clause" wherever it appears and inserting the word "paragraph" in lieu thereof;

(6) subsection (o)(1) (as redesignated by this subsection) is amended by striking the phrase "for any office" and inserting the phrase "for the office of Advisory Neighborhood Commissioner or such officials referred to in paragraphs (2) and (4) of section 1 of this Act" in lieu thereof;

(7) A new subsection (o)(2a) is added to read as follows:

"(2a) The Board may accept any nominating petition for a candidate for the office of Delegate, Mayor, Chairman of the Council, Councilmember At-Large, Ward Councilmember, member of the Board of Education, National Committeewoman or Alternate, National Committeeman or Alternate, and shall certify, within 30 days, whether the petitions bear the necessary number of registered qualified electors' signatures to qualify such nominee as a candidate for the office(s) referred to in this paragraph. This certification may be made by a bona fide random and statistical sampling method. Should the Board find that the same persons have signed a petition for the same candidate more than once, it shall count only 1 signature of such persons. The Board shall issue supplemental rules concerning the challenge of such petitions."; and

(8) Subsection (1)(3) (as redesignated by this subsection) is repealed.

(g) Section 9 (D.C. Code, sec. 1-1313) is amended by adding a new subsection (j) at the end thereof to read as follows:

"(j) The Board shall receive the ballots cast and deposit them in a secure place where they shall be safely kept for 12 months. Inspection of such ballots shall be made in accordance with regulations of the

Board. Whenever the ballots shall have remained in the custody of the Board for 12 months, and no election contest or other proceeding is pending in which the ballots may be needed as evidence, the Board may destroy such ballots."

(h) Section 10(a) (D.C. Code, sec. 1-1314(a)) is amended by striking the phrases "clause (1)" and "clause (4)" and inserting the phrases "paragraph (1)" and "paragraph (4)" in lieu thereof respectively.

D.C. Code,  
sec. 1-1314  
(1981 ed.)

(i) Section 14 (D.C. Code, sec. 1-1318) is amended as follows:

D.C. Code,  
sec. 1-1318  
(1981 ed.)

(1) subsection (b)(3)(B) is amended by striking the phrase "or to circulate or solicit, to procure or not to procure, or to obtain or not to obtain," and inserting the phrase "his or her" in lieu thereof; and

(2) new paragraph (4) is added at the end of subsection (b) to read as follows:

"Any proposer or circulator of an initiative, referendum, or recall petition who willfully violates any provision of sections 16 and 17 shall, upon conviction thereof, be subject to a fine of not more than \$10,000 or to imprisonment of not more than 6 months, or both. Each occurrence of a violation of sections 16 and 17 of this Act shall constitute a separate offense. Violations of sections 16 and 17 of this Act shall be prosecuted in the name of the



District of Columbia by the Corporation Counsel of the District of Columbia."

(j) Section 15(b) (D.C. Code, sec. 1-1319(b)) is amended by striking the phrase "paragraph (a)" and inserting the phrase "subsection (a)" in lieu thereof.

D.C.Code,  
sec. 1-13  
(1981 ed.)

(k) Section 16 (D.C. Code, sec. 1-1320) is amended as follows:

D.C.Code,  
sec. 1-13  
(1981 ed.)

(1) subsection (a)(1) is amended by adding the following sentence to the end thereof to read as follows:

"The Board shall accept the language contained in the proposer's text as reflecting the true intent and meaning of the measure.";

(2) subsection (b) is amended to read as follows:

"(1) Upon receipt of each proposed initiative or referendum measure, the Board shall refuse to accept the measure if the Board finds that it is not a proper subject of initiative or referendum, whichever is applicable, under the terms of title IV of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 774; D.C. Code, sec. 1-221 et seq.) or upon any of the following grounds:

"(A) the verified statement of contributions has not been filed pursuant to sections 204 and 206 of the District of Columbia Campaign