

COUNCIL OF THE DISTRICT OF COLUMBIA

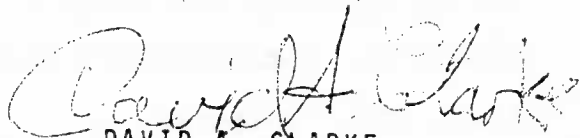
NOTICE

D.C. LAW 6-177

"Authorization for the Establishment of a Public School of Law for the District of Columbia Amendment Act of 1986".

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. 6-472 on first and second readings, September 23, 1986, and October 7, 1986, respectively. This legislation was deemed approved without the signature of the Mayor on October 31, 1986, pursuant to Section 404(e) of "the Act", and was assigned Act No. 6-227, published in the November 21, 1986 edition of the D.C. Register, (Vol. 33 page 7241) and transmitted to Congress on January 7, 1987 for a 30-days 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 6-177, effective February 24, 1987.



DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January 7,8,9,12,13,14,15,16,20,21,22,23,26,27,28,29,30

February 2,3,4,5,6,9,10,11,17,18,19,20,23

D.C. LAW 6 - 177

EFFECTIVE DATE FEB 24 1987

AN ACT

D.C. ACT 6 - 227

Codification  
New, subchapter  
V of Chapter  
of title 31

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCT 31 1986

To amend the District of Columbia Public Postsecondary Education Reorganization Act to establish a public school of law for the District of Columbia.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,  
That this act may be cited as the "Authorization for the Establishment of a Public School of Law for the District of Columbia Amendment Act of 1986".

Sec. 2. The District of Columbia Public Postsecondary Education Reorganization Act, approved October 26, 1974 (88 Stat. 1423; D.C. Code, sec. 31-1501 et seq.), is amended as follows:

(a) By adding a new title V to read as follows:

"Title V. Establishment of a public school of law.

New, D.C. Code  
sec. 31-1541  
(1987 supp.)

"Sec. 501. Purposes.

"In enacting this title, the Council of the District of Columbia supports the following statutory purposes:

"(1) To authorize the establishment of a public school of law for the District of Columbia; and

"(2) To ensure that the curriculum, programs,

personnel, students, and clinical operations of the School of Law of Antioch University, in operation as of the effective date of this title, are adopted initially as the programs, personnel, students, and clinical operations of the public school of law for the District of Columbia.

"Sec. 502. Definitions.

New, D.C. Code, sec  
31-1542 (1987 su

"For the purposes of this title and title VI, the term:

"(1) "Board of Governors" means the Board of Governors of the District of Columbia School of Law established under section 503.

"(2) "School of Law" means the public school of law for the District of Columbia authorized to be established under section 503 and later transferred to the University pursuant to section 601. Any reference to alumnus, alumna, or degree holder of the School of Law shall include any person who was enrolled in or who received a degree from the Antioch School of Law during the period when it was operated as a part of Antioch University, as well as any person who was enrolled in or who received a degree after the establishment of the public School of Law established under section 503.

"(3) "Committee" means the Board of Governors of the District of Columbia School of Law Nominating Committee established under section 504.

"(4) "Mayor" means the Mayor of the District of

Columbia.

"(5) "Council" means the Council of the District of Columbia.

"(6) "State" means any of the 50 states of the United States in addition to the District of Columbia, Puerto Rico, and the Virgin Islands of the United States.

"Sec. 503. Establishment of Board of Governors and School of Law.

New, D.C. Co  
sec. 31-1543  
(1987 supp.)

"(a) There is hereby established a body corporate by the name of the Board of Governors of the District of Columbia School of Law ("Board of Governors"). Prior to the effective date of title VI of this act, the Board of Governors shall be charged with the responsibility of governing the School of Law and shall possess all the powers necessary or convenient to accomplish the objects and perform the duties prescribed by this title including the powers:

"(1) To adopt, alter, and use a corporate seal that shall be judicially noticed;

"(2) To make contracts;

"(3) To sue and be sued and to complain and defend in its own name in any court of competent jurisdiction;

"(4) To make, deliver, and receive deeds, leases, and other instruments and to take title to real and other

property in its own name;

"(5) To adopt, prescribe, amend, repeal, and enforce by-laws and rules as it may deem necessary for the governance and administration of the School of Law, with the by-laws and rules, to be adopted pursuant to the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1203; D.C. Code, sec. 1-1501 et seq.); and

"(6) To incur debts and liabilities on or after the effective date of a law appropriating funds for this title, provided that the District of Columbia government and the Board of Governors shall not under any circumstances be held liable for any claims, debts, or obligations incurred by the Antioch School of Law prior to the effective date of the Authorization for the Establishment of a Public School of Law for the District of Columbia Amendment Act of 1986, nor shall the District of Columbia government be held liable for debts incurred after the effective date of the Authorization for the Establishment of a Public School of Law for the District of Columbia Amendment Act of 1986 and prior to the effective date of a law appropriating funds for this title.

"(b) There is hereby established an independent agency of the government of the District of Columbia known as the District of Columbia School of Law ("School of Law") that shall be governed by the Board of Governors until the

effective date of title VI of this act.

"(c) Except as provided in subsection (r) of this section, the Board of Governors shall consist of 15 members selected in the following manner:

"(1) Ten members shall be appointed by the Mayor by and with the advice and consent of the Council;

"(2) One member shall be a full-time student in good standing at the School of Law and shall be elected by the student community at an election at which each currently registered student at the School of Law shall be entitled to vote;

"(3) Three members shall be holders of the degree Juris Doctor from the School of Law and shall be elected by a postal ballot election at which each holder of the degree Juris Doctor from the School of Law shall be sent a ballot and shall be entitled to vote; and

"(4) One member shall be a member of the District of Columbia Bar, selected by the Board of Governors of the District of Columbia Bar.

"(d) A majority of the members of the Board of Governors appointed pursuant to paragraph (1) of subsection (c), and all of the members of the Board of Governors elected pursuant to paragraph (3) of subsection (c) of this section, shall be members of the bar of the highest court of any state.

"(e) All of the members of the Board of Governors shall be residents of the District of Columbia.

"(f) The Board of Governors shall hold its 1st meeting no later than 30 days after the confirmation or election of at least 14 of its members. The 1st meeting of the Board of Governors shall be open and shall be convened by a member of the Board of Governors designated by the Mayor. All meetings of the Board of Governors and of its committees shall be held in accordance with section 742 of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 831; D.C. Code sec. 1-1504).

"(g) The student member of the Board of Governors shall serve for a term of 1-year, beginning immediately after the spring commencement exercises following her or his election and ending at the close of the spring commencement exercises in the next succeeding year.

"(h) Except as indicated in subsection (j) of this section, each non-student member of the Board of Governors shall serve for a term of 5 years, beginning immediately after the spring commencement exercises next following the non-student member's election or following the non-student member's confirmation by the Council, and ending at the close of the spring commencement exercises in the 5th year thereafter.

"(i) A member of the Board of Governors who has completed a full 5 year term may be reappointed or re-elected to serve only 1 additional term, and may not be re-elected or reappointed for a period of at least 5-years.

"(j) The terms of office of the original non-student members 1st appointed or elected shall be determined by lot to provide:

"(1) Two members to serve until the close of the 2nd spring commencement following election or appointment;

"(2) Three members to serve until close of the 3rd spring commencement following election or appointment;

"(3) Three members to serve until close of the 4th spring commencement following election or appointment;

"(4) Three members to serve until close of the 5th spring commencement following election or appointment;  
and

"(5) Three members to serve until close of the 6th spring commencement following election or appointment.

"(k) Any member of the Board of Governors elected or appointed to fill a vacancy resulting from a cause other than the expiration of a member's term shall serve only for the remainder of the term for which the member's predecessor was elected or appointed.

"(l) A person may serve as a member of the Board of Governors after the expiration of the member's term until



the member's successor has qualified to take office, but may not serve as chairperson or vice-chairperson of the Board during the holdover period.

"(m) A chairperson and vice-chairperson of the Board of Governors:

"(1) Shall be chosen by the Governors from among the members by a majority vote;

"(2) Shall serve a term of 1 year as chairperson or vice-chairperson; and

"(3) May be re-elected as chairperson or as vice-chairperson.

"(n) The Dean of the School of Law, to be selected pursuant to section 506(c)(9), shall be a non-voting ex-officio member of the Board of Governors.

"(o) Except for the non-voting Dean, and except for the retired members of the faculty, no faculty member or other paid employee of the School of Law may serve as a member of the Board of Governors.

"(p) Members of the Board of Governors may be employees of the District of Columbia or of the United States unless they hold positions involving conflict of interest with their responsibilities and duties as Governors.

"(q) All initial Mayoral nominations to the Board of Governors shall be submitted to the Council not later than

45 days after the effective date of this title.

"(r) In the period between the effective date of this title and the election or confirmation by the Council of at least 14 of the 15 members of the Board of Governors, the School of Law shall be governed by an interim Board of Governors, consisting of 4 members, 1 of whom shall be the Mayor, 1 of whom shall be the Corporation Counsel for the District of Columbia, 1 of whom shall be the immediate past Dean of the Antioch School of Law, and 1 of whom shall be the immediate past President of the District of Columbia Bar or the immediate past President's designee.

"(s) Members of the Board of Governors shall receive compensation pursuant to the provisions of section 1108 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-612.8), with a limit of \$4,000 per annum, while actually engaged in service as members of the Board of Governors.

"Sec. 504. Board of Governors Nominating Committee. New, D.C. Code  
sec. 31-1544

"(a) There is established within the government of the (1987 supp.) District of Columbia a committee to be known as the Board of Governors of the District of Columbia School of Law Nominating Committee ("Committee").

"(b) The Committee shall consist of 5 members to be appointed by the Mayor with the advice and consent of the