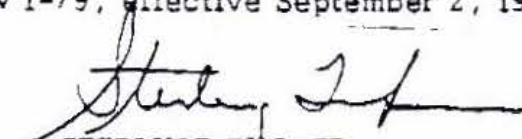


COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, PL 93-198, (the Act), the Council of the District of Columbia adopted Bill No. 1-120 on first and second readings May 3, 1976 and May 18, 1976, respectively. Following the signature of the Mayor on June 18, 1976, this legislation was assigned Act No. 1-131, published in the June 29, 1976, edition of the D.C. Register, and transmitted to both Houses of Congress 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 the legislation as D.C. Law 1-79, effective September 2, 1976.


STERLING TUCKER
Chairman of the Council

(Ref: 22D.C.Reg.7183, June 29, 1976)

D.C. LAW 1-79

In the Council of the District of Columbia

September 2, 1976

To organize the Board of Elections and Ethics of the District of Columbia, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "District of Columbia Election
Act Amendments of 1976".

TITLE I -- ORGANIZATION OF BOARD OF ELECTIONS

Sec. 101. This title may be cited as the "Elections
Organization act of 1976".

Sec. 102. The District of Columbia Election Act (D.C. Code,
secs. 1-1101 et seq.) is amended as follows:

(1) Section 2(4) of such Act (D.C. Code, sec. 1-1102(4)) is
amended by striking out "Board" under section 5(a)(4) and
inserting in lieu thereof "Council".

(2) Section 3(c) of such Act (D.C. Code, sec. 1-1103(c)) is
amended to read as follows:

"(c) A member may be reappointed to one additional term. No
member shall serve beyond the expiration of the term to which such

member was appointed unless such member is reappointed."

(3) Section 4 of such Act (D.C. Code, sec. 1-1104) is amended by inserting at the end thereof the following:

"(d)(1) The Mayor may remove any member of the Board who engages in any activity prohibited by subsections (a) or (b), and appoint a new member to serve until the expiration of the term of the member so removed. When the Mayor believes that any member has engaged in any such activity he shall notify such member, in writing, of the charge against him and that such member has seven days in which to request a hearing before the Council on such charge. If such member fails to request a hearing within seven days after receiving such notice then the Mayor may remove such member and appoint a new member.

"(2) The hearing requested by a member may be either open or closed, as requested by such member. In the event such hearing is closed, the vote of the Council as a result of such hearing shall be taken at an open meeting of the Council. The Council shall begin such hearings within seven calendar days after receiving notice from the Mayor indicating that a member has requested such a hearing. If two-thirds of the Council vote to remove such member then such member shall be removed.

"(e) Any vacancy occurring on the Board shall be filled within forty-five days after the occurrence of such vacancy, excluding Saturdays, Sundays, and holidays."

(4) Section 4 of such Act (D.C. Code, sec. 1-1104) is further amended by redesignating subsection (b) as subsection (c), and by inserting the following immediately after subsection (a):

"(b) No person, while a member of the Board, shall (1) campaign for any other public office, (2) hold any office in any political party or political committee, (3) participate in or contribute to any political campaign of any candidate in any election held under this Act, (4) act in his capacity as a member, to directly or indirectly attempt to influence any decision of a District government agency, department, or instrumentality relating to any action which is beyond the jurisdiction of the Board, or (5) be convicted of having committed a felony in the District of Columbia; or if the crime is committed elsewhere, conviction of such offense as would be a felony in the District of Columbia."

(5) Section 5 of such Act (D.C. Code, sec. 1-1105) is amended by (A) striking out "and" in paragraph (8) thereof; (B) redesignating paragraph (9) as paragraph (11); and (C) inserting the following paragraphs immediately after paragraph (8) thereof:

"(9) take all reasonable steps to inform all residents and voters of elections and means of casting votes therein;

"(10) take all reasonable steps to register overseas citizen voters as provided by the Overseas Citizens Voting Rights

Act of 1975, (P.L. 94-203); and"

(6) Section 5 of such Act (D.C. Code, sec. 1-1105) is further amended by inserting at the end thereof the following:

"(h) Notwithstanding provisions of the District of Columbia Administrative Procedure Act (D.C. Code, sec. 1-1501 et seq.), the Board may hear any challenge brought to it under this Act by one member panels. An appeal from a decision of any such one member panel may be taken to either the full Board or to the District of Columbia Court of Appeals, at the option of any adversely affected party. If appeal is taken directly to the District of Columbia Court of Appeals, the decision of a one member panel shall be, for purposes of such appeal, considered to be a final decision of the Board. If an appeal is taken from a decision of a one member panel to the full Board, the decision of the one member panel shall be stayed pending a final decision of the Board. The Board may, upon a vote of the majority of its members, hear de novo all issues of fact or law relating to an appeal of a decision of a one member panel, except the Board may decide to consider only the record made before such one member panel. A final decision of the full Board, relating to an appeal brought to it from a one member panel, shall be appealable to the District of Columbia Court of Appeals in the same manner and to the same extent as all other final decisions of the Board."

(7) Section 8(p) of such Act (D.C. Code, sec. 1-1108 (p)(2)) is amended by striking "eight" in the fourth line thereof and inserting in lieu thereof "fifteen".

(8) Subsections (a)(1)(B) and (o)(A) of Section 8 of such Act (D.C. Code, secs. 1-1108(a)(1)(B), (o)(A)) are each amended

by striking "sixtieth" wherever it appears in those subsections and inserting in lieu thereof in each subsection "sixty ninth".

(9) Subsections (i)(1)(B), (i)(3), and (o) of Section 8 of such Act (D.C. Code, secs. 1-1108(i)(1)(B), (i)(3), (o)) are each amended by striking "one hundred fourteenth" wherever it appears in those subsections and inserting in lieu thereof in each subsection "one hundred twenty third".

(10) Subsections (i)(3) and (o) of Section 8 of such Act (D.C. Code, secs. 1-1108 (i)(3), (o)) are each amended by striking "eighty fifth" wherever it appears in those subsections and inserting in lieu thereof in each subsection "ninety fourth".

(11) Subsection (j)(1)(B) of Section 8 of such Act (D.C. Code, sec. 1-1108(j)(1)(B)) is amended by striking "one hundred fourteen" and inserting in lieu thereof "one hundred twenty three".

(12) Subsections (i)(1)(A), (i)(2)(A), and (j)(1)(A) of Section 8 of such Act (D.C. Code, secs. 1-1108 (i)(1)(A), (i)(2)(A), (j)(1)(A)) are each amended by striking "sixty" wherever it appears in those subsections and inserting in lieu thereof in each subsection "sixty nine".

Sec. 103. The provisions of this title shall take effect at the end of the thirty day period of review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act (D.C. Code, sec. 1-147(c)).

TITLE II -- CONFLICTS OF INTEREST
AND DISCLOSURE

Sec. 201. This title may be cited as the "Conflicts of Interest and Disclosure Amendments Act of 1976".

Sec. 202. Section 601 of the District of Columbia Conflict of Interest Act (D.C. Code, sec. 1-1181) is amended as follows:

(1) Subsection (c) of such section (D.C. Code, sec. 1-1181 (c)) is amended by striking out "or which would cause the total value of such things received from the same person not a member of such public official's household to exceed \$100 during any single calendar year,".

(2) Paragraph (1) of subsection (i) of such section (D.C. Code, sec. 1-1181(i)(1)) is amended to read as follows:

"(1) 'public official' means (A) the Mayor of the District of Columbia, a member or the Chairman of the Council of the District of Columbia, or a member of the District of Columbia Board of Education; (B) an officer or employee of the District of Columbia government who holds an appointment in the General Service schedule classified as a GS-15 or higher; (C) any person holding an appointment of the District of Columbia Board of Education as a Class 3 or higher; or (D) any person who is otherwise employed by the District of Columbia government entitled to receive compensation at an annual rate of \$29,818, or more."

Sec. 203. Section 602 of the District of Columbia Conflict of Interest Act (D.C. Code, sec. 1-1182) is amended as follows:

(1) Subsection (b) of such section 602 (D.C. Code, sec. 1-1182(b)) is amended by inserting "(1)" immediately after "(b)", and by redesignating paragraphs (1), (2), and (3) thereof as (A), (B), and (C) respectively.

(2) Subsection (b) of such section 602 (D.C. Code, sec. 1-1182(b)) is further amended by inserting "or any other employee who makes field decisions listed in subsection (b)(2) of this section" immediately after "or any higher grade or position".

(3) Subsection (b) of such section 602 (D.C. Code, sec. 1-1182(b)) is further amended by adding the following at the end thereof:

"(2)(A) Any District of Columbia government employee who makes decisions in areas of contracting, procurement, administration of grants or subsidies, planning or developing policies, inspecting, licensing, regulating, auditing, or acting in areas of responsibility involving any potential conflict of interest as the Board may determine, shall also file a Confidential Financial Statement containing the information specified in paragraph (1) of this subsection, PROVIDED, THAT the Board of Elections and Ethics shall cause to be printed in the District of Columbia Register a list of all positions by job classification involving field decisions, as defined in this subsection, within one hundred

twenty days of the effective date of this act, and that no person shall be required to file under the provisions of this paragraph until ninety days after the list has been published in the District of Columbia Register.

"(B) An individual or class of individuals may be exempted from the filing requirements of subsection 602(b)(1) only upon a determination by the Board that the duties of the individual or class of individuals do not involve decisions in areas specified in paragraph (2)(A) of this subsection."

(4) Subsection (d) of such section 602 (D.C. Code, sec. 1-1182(d)) is amended by inserting at the end thereof the following: "The Board shall publish, in the District of Columbia Register, not later than the first day of June each year, the names of the candidates, officers, and employees who have filed a report under this section. Any paper which has been filed with the Board for longer than seven years, in accordance with the provisions of this section, shall be returned to the person who filed it or his legal representative. In the event of the death or termination of service of the Mayor, Chairman or member of the Council of the District of Columbia, or Chairman or member of the Board of Education of the District of Columbia, or officer or employee of the District of Columbia, such papers shall be returned unopened to such individual, or to the surviving spouse or legal representative of such individual within one year after such death or termination of service."

(5) Subsection (g) of such section 602 (D.C. Code, sec. 1-1182(g)) is amended to read as follows:

"(g) For the purposes of any report required by this section, any individual shall be considered to have been

a public official, if he has served as a public official for more than thirty days during any calendar year."

(6) Subsection (h) of such section 602 (D.C. Code, sec. 1-1182(h)) is amended by inserting at the end thereof the following:

"(7) 'gift' means a payment, subscription, advance, forbearance, rendering or deposit of money, services or any thing of value, unless consideration of equal or greater value is received, for the purpose of influencing the actions of a public official in making or influencing the making of an administrative decision or legislative action; and shall not include a political contribution otherwise reported as required by law, a commercially reasonable loan made in the ordinary course of business, or a gift received from a member of the person's immediate family."

(7) Such section 602 (D.C. Code, sec. 1-1182) is further amended by inserting at the end thereof the following:

"(j) No person shall unlawfully disclose or use for any purpose other than in accordance with the terms of this Act any information contained in financial statements required by this Act."

(8) Such section 602(b) (D.C. Code, sec. 1-1182(b)) is further amended by inserting at the end thereof the following:

"(3) Before the first day of February of each year, the chief executive of the Executive Branch of the District of Columbia Government, the District of Columbia Court of Appeals, the District of Columbia Superior Court, the Council of the District of Columbia, the Board of Education, and any independent agency or

instrumentality of the District of Columbia shall submit on behalf of their respective agency, the names and current mailing addresses of all persons required to file a Confidential Personal Financial Disclosure Statement with the Director of Campaign Finance. It shall be the responsibility of each chief executive to maintain the currency of the names and current mailing addresses of all persons required to file under this Act, and to advise the Director of Campaign Finance within twenty-one days of such person's appointment, election, resignation, termination, or death."

Sec. 204. The provisions of this title shall take effect at the end of the thirty day period of review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act (D.C. Code, sec. 1-147(c)), PROVIDED, THAT the provisions of section 203(8) of this act shall not become effective until thirty days after the provisions of the amendment made by that section are implemented.

TITLE III -- LOBBYING

Sec. 301. This title may be cited as the "Lobbying Amendments of 1976".

Sec. 302. Title V of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, (D.C. Code, sec. 1-1171--1-1180), is amended to read as follows:

"Sec. 501. DEFINITIONS. --As used in this title, unless the context requires otherwise-

"(a) The term 'administrative decision' means any action by an executive agency to: (1) formulate or promulgate a rule,

regulation, or order; (2) issue a written official opinion regarding a matter within the competence of the executive agency; or (3) expend more than \$5,000 in a contract which is let with two or less bidders."

"(b) The term 'compensation' means any money or thing of value received or to be received from a person acting as a lobbyist, whether in the form of a fee, income, forbearance, forgiveness, reimbursement, or any other form of recompense, or any combination thereof, except where compensation is to be reported by or for a person whose lobbying is incidental to his regular employment it shall be sufficient to report a prorated amount based on the percentage of the time devoted to lobbying.

"(c) The term 'executive agency' means a commission, board, department, agency, office, or other body or official in the executive branch of the District of Columbia government and any independent body of the District of Columbia government that is not a part of the legislative or judicial branch.

"(d) The term 'gift' means a payment, subscription, advance, forbearance, rendering or deposit of money, services or anything of value, unless consideration of equal or greater value is received, for the purpose of influencing the actions of a public official in making or influencing the making of an administrative decision or legislative action; and shall not include a political contribution otherwise reported as required by law, a commercially reasonable loan made in the ordinary course of business, or a gift

received from a member of the person's household as defined by section 601(i)(4) of this Act (D.C. Code, sec. 1-1151(i)(4)).

"(e) The term 'legislative action' includes any activity conducted by an official in the legislative branch in the normal course of carrying out his duties as such an official, and relating to the introduction, passage or defeat of any legislation in the Council, or to any action with respect to a matter which is within the jurisdiction of the Council.

"(f) The term 'lobbying' means communicating directly or soliciting others to communicate with any official in the legislative or executive branch of the District of Columbia government with the purpose of influencing any legislative action or administrative decision. For the purposes of this title, the appearance by a person in his own behalf or representation by an attorney on behalf of any person in a rule making, rate making or adjudicatory hearing before an executive agency or before the tax assessor; or before the Council of the District of Columbia or one of its standing or special committees if a public record is made of the proceeding; before the Council of the District of Columbia or one of its standing or special committees if invited by the Council or committee during a public meeting, shall not be considered lobbying. All other activities by persons or attorneys, including ex parte contacts to public officials, shall be considered lobbying.

"(g) The term 'lobbyist' means any person who engages in lobbying. Public officials communicating directly or soliciting others to communicate with other public officials shall not be deemed lobbyists for the purposes of this Act, so long as such public officials do not receive compensation in addition to their salary for such communications or solicitations and made such communications and solicitations in their official capacity.

"(h) The term 'official in the executive branch' means any candidate for public office in the executive branch or any member, official, or employee of an executive agency.

"(i) The term 'official in the legislative branch' means any candidate for Chairman or member of the Council in a primary, special, or general election, the Chairman or Chairman-elect or any member or member-elect of the Council, any member of a commission established by and responsible to the Council, and any officer, staff person, assistant, or employee of the Council whether or not he receives remuneration and regardless of the source of the income received.

"(j) The term 'public official' means any official in the executive, judicial, or legislative branch of the District of Columbia government.

"(k) The term 'substantial economic interest' means holding stock worth \$5,000 or more, or 30 percent or more ownership of any business, corporation, partnership, proprietorship, firm, enterprise, franchise, association, organization, or other legal entity.

"Sec. 502. PERSONS REQUIRED TO REGISTER. -- Except as provided in section 503, a person shall register with the Director pursuant to section 504 of this Act if such person-

"(a) receives compensation of \$250 or more in any three consecutive calendar month period for lobbying, whether that compensation is solely for lobbying or the lobbying is incidental to that person's regular employment, except the provisions of this paragraph shall not apply if the person required to file hereunder is the only person required to file under paragraph (b) of this section and the person only receives compensation of \$250 or more in any such period for lobbying from the person filing under paragraph (b) of this section; or

"(b) expends \$250 or more in any three consecutive calendar month period for lobbying unless such funds are expended as bona fide political contributions authorized under this Act.

"Sec. 503. EXCEPTIONS. --A person need not register with the Director pursuant to section 504 if such person is-

"(a) a public official, or an employee of the United States acting in his official capacity;

"(b) a publisher or working member of the press, radio, or television who in the ordinary course of business disseminates news or editorial comment to the general public;

"(c) any entity specified in section 1(d) of Title II of the District of Columbia Income and Franchise Tax Act of 1947 (D.C. Code, sec. 47-1554(d)), activities of which is carrying on propaganda, or otherwise attempting to influence legislation or

administrative decision; or

"(d) any candidate, member, or member-elect of an Advisory Neighborhood Commission.

"Sec. 504. REGISTRATION. -- (a) Each registrant shall file a registration form with the Director, signed under oath, on or before January 15 of each year, or not later than fifteen days after becoming a lobbyist (and on or before January 15, of each year thereafter). If the registrant is not an individual, an authorized officer or agent of the registrant shall sign the form. A registrant must file a separate registration form for each person from whom he receives compensation.

"(b) Such registration shall be on a form prescribed by the Director and shall include-

"(1) the registrant's name, permanent address, and temporary address while lobbying;

"(2) the name and address of each person who will lobby on the registrant's behalf;

"(3) the name, address, and nature of the business of any person who compensates the registrant and the terms of the compensation; and

"(4) the identification, by formal designation if known, of matters on which the registrant expects to lobby.

The Director shall publish quarterly all information required to be submitted under this subsection in the District of Columbia Register.

"Sec. 505. ACTIVITY REPORTS. -- (a) Each registrant shall file with the Director between the first and tenth day of July and January of each year a report signed under oath concerning his lobbying activities during the previous six month period. If the registrant is not an individual, an authorized officer or agent of the registrant shall sign the form. A registrant must file a separate activity report for each person from whom he receives compensation. Such reports shall be public documents and shall be on a form prescribed by the Director and shall include the following:

"(A) A complete and current statement of the information required to be supplied pursuant to section 504 of this Act.

"(B) Total expenditures on lobbying broken down into the following categories;

"(i) office expenses.

"(ii) advertising and publications.

"(iii) compensation to others.

"(iv) personal sustenance, lodging, and travel, if compensated.

"(v) other expenses.

Each expenditure of \$50 or more shall also be itemized by the date, name, and address of the recipient, and the amount and purpose of such expenditure.

"(C) Each political expenditure, loan, gift, honorarium, or contribution of \$50 or more made by the registrant or anyone acting on behalf of the registrant to benefit an official in the

legislative or executive branch, a member of his staff or household or a campaign or testimonial committee established for the benefit of the official, and shall be itemized by date, beneficiary, amount, and circumstances of the transaction; including the aggregate of all such expenditures that are less than \$50.

"(D) Each business, in which the registrant knows or should know that an official in the executive or legislative branch is a proprietor, partner, director, officer, manager, employer, employee, or has a substantial economic interest and with which the registrant has engaged in an exchange of money, goods, services, or any thing of value if the total of such exchanges is \$500 or more in a six month period shall be identified by its name and address, the official, the date, amount, and nature of each such exchange.

"(E) Each official in the executive or legislative branch and any member of such official's staff who is compensated in any manner by the registrant shall be identified by name and nature or employment.

"(F) Each official in the executive or legislative branch with whom the registrant has had written or oral communications (during the reporting period) related to lobbying activities conducted by the registrant shall also be included in such report, identifying the official with whom the communication was made and the nature of the communication.

"(G) Each person whom the registrant has asked to lobby on his behalf shall also be listed in such report.

"(b) Each registrant shall obtain and preserve all accounts, bills, receipts, books, papers, and documents necessary to substantiate the activity reports required to be made pursuant to this section for five years from the date of filing of the report containing such items. These materials shall be made available for inspection upon requests by the Director after reasonable notice.

"(c) Each person about whose activities a registrant is required to report under subsection (a) of this section shall provide a full account of such activities to the registrant at least 5 days before such registrant's report is due to be filled.

"(d) Each registrant who does not file a report required by this section for a given period is presumed not to be receiving or expending funds which are required to be reported under this title.

"Sec. 506. RESTRICTED ACTIVITIES. -- (a) No registrant or anyone acting on behalf of a registrant shall offer, give, or cause to be given a gift to an official in the legislative or executive branch or a member of his staff or household, that exceeds \$100 in value in the aggregate in any calendar year.

"(b) No official in the legislative or executive branch or a member of his staff or household shall solicit or accept anything of value in violation of subsection (a) of this section.

"(c) No person shall knowingly or willfully make any false or misleading statement or misrepresentation of the facts

(relating to pending administrative decisions or legislative actions) to any official in the legislative or executive branch, or knowing a document to contain a false statement (relating to pending administrative decisions or legislative actions), cause a copy of such document to be transmitted to an official in the legislative or executive branch without notifying such official in writing of the truth.

"(d) No information copied from registration forms and activity reports required by this Act or from lists compiled from such forms and reports shall be sold or utilized by any person for the purpose of soliciting campaign contributions or selling tickets to a testimonial or similar fund raising affair or for any commercial purpose.

"(e) No public official shall be employed a lobbyist while acting as a public official.

"Sec. 507. PENALTIES, PROHIBITIONS, AND CITIZEN SUITS.

-- (a) Any person who violates any of the provisions of this title, shall be fined not more than \$5,000 or imprisoned for no longer than twelve months, or both.

"(b) In addition, the penalties provided for in subsection (a) of this section, any person convicted of the misdemeanor specified therein may be prohibited, for a period of three years from the date of such conviction, from serving as a lobbyist.

"(c) Any person who files a report or registration form required under this title in other than in a timely manner, shall be assessed a civil penalty of \$10 per day for each day (excluding Saturdays, Sundays, and holidays) the report or registration form

is late. The Board may waive the penalty imposed under this section for good cause shown.

"(d) Should any provision of this title not be enforced by the Board, a citizen of the District of Columbia may bring suit in the nature of mandamus in the Superior Court of the District of Columbia, directing the Board, to enforce the provisions of this title. Reasonable attorneys fees may be awarded to the citizen against the District should he prevail in this action, or if it is settled in substantial conformity with the relief sought in the petition, prior to order by the Court."

Sec. 303. The provisions of this title shall take effect at the end of the thirty day period of Congressional review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act, (D.C. Code, sec. 1-147(c)).

TITLE IV -- MULTILINGUAL ELECTION MATERIALS

Sec. 401. This title may be cited as the "Multilingual Elections Material act of 1976".

Sec. 402. As used in this title, the term "non-English speaking person" shall mean a person whose native speaking language is a language other than English, and who continues to use his native language as his primary means of oral and written communication.

Sec. 403. (a) In election wards in the District of Columbia in which non-English speaking persons who speak the same language constitute five percent or more of the eligible

voting population, as determined by the statistical office of the District of Columbia government, the Board of Elections and Ethics (hereinafter in this title referred to as the "Board") shall cause all election materials, including, but not limited to ballots, voting instructions, and voter pamphlets, to be supplied in both the native language of such non-English speaking eligible voters and English.

(b) The Board may by regulation adopt lesser percentages of non-English speaking persons in a particular ward or precinct who would be sufficient to obtain election materials in a language other than English, and may by regulation, establish procedures to allow non-English speaking persons to participate in the electoral process where such non-English speaking persons do not constitute five percent or more of the eligible voting population in one ward or precinct.

Sec. 404. The provisions of this title shall take effect at the end of the thirty day period of review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act (D.C. Code, sec. 1-147(c)), or on July 1, 1976, whichever last occurs.

TITLE V -- PRESIDENTIAL PREFERENCE PRIMARY

Sec. 501. This title may be cited as the "Presidential Preference Primary Amendments of 1976".

Sec. 502. Section 5(b)(5) of the District of Columbia Election Act (D.C. Code, sec. 1-1105(b)(5)) is amended to read as follows: "(5) The delegates and alternates, of each political

party in the District of Columbia to the national convention of that party convened for the nomination of that party for President, elected in accordance with this chapter, shall only be obliged to vote for the candidate whom he has been selected to represent in accordance with property promulgated rules of the political party, on the first ballot cast at the convention for nominees for President, or until such time as such candidate to whom the delegate is committed withdraws his candidacy, whichever first occurs."

Sec. 503. Section 5(b)(4) of the District of Columbia Election Act (D.C. Code, sec. 1-1105(b)(4)) is amended by inserting the following at the end of the subsection: ", or name of the person who shall manage an uncommitted slate of delegates, and the Board shall publish a copy of the ballot required under this subsection in the District of Columbia Register 45 days prior to the primary election."

Sec. 504. The last sentence of section 10(b) of the District of Columbia Election Act (D.C. Code, sec. 1-1110(b)) is amended to read as follows: "Candidates receiving the highest number of votes in elections held pursuant to this Act, other than candidates for election as political party officials or delegates to national conventions nominating candidates for the Presidency and Vice Presidency of the United States, shall be declared the winners."

Sec. 505. The provisions of this title shall become effective at the end of the thirty day period of Congressional review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental

Reorganization Act. (D.C. Code, sec. 1-147(c)).

TITLE VI -- ENFRANCHISEMENT OF EX-FELONS

Sec. 601. This title may be cited as the "Enfranchisement of Ex-Felons Voting act of 1976".

Sec. 602. Section 2(7)(A) of the District of Columbia Election Act, (D.C. Code, sec. 1-1102(7)), is amended to read as follows:

"(7)(A) Any person in the District of Columbia who has been convicted of a crime in the United States which is a felony in the District of Columbia, may be a qualified elector, if otherwise qualified, at the end of his incarceration, or completion of his sentence, whichever last occurs."

Sec. 603. The provisions of this title shall become effective at the end of the thirty day period of Congressional review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act.

TITLE VII -- CONSTITUENT SERVICES AND REPEAL OF
EXPENDITURE LIMITATIONS

Sec. 701. This title may be cited as the "Constituent Services and Repeal of Expenditure Limitations act of 1976".

Sec. 702. Section 402 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act (88 Stat. 461; D.C. Code, sec. 1-1162) is amended to read as follows:

"Sec. 402. (a) Each member of the Council elected by ward may establish citizen-service activities within his/her ward. Each member of the Council elected by ward may finance the operation of such activities with contributions from persons, PROVIDED, THAT contributions received by each such member do not exceed an

aggregate amount of \$10,000 in any one calendar year. Each member of the Council elected by ward may expend a maximum of \$10,000 in any one calendar year for such programs. No persons shall make any contribution which, and no member of the Council elected by ward shall receive any contribution from any person which, when aggregated with all other contributions received from that person, exceeds \$50 per calendar year, PROVIDED, THAT such \$50 limitation shall not apply to contributions made by any member of the Council elected by ward for the purpose of funding citizen-service programs within his/her ward. Each member of the Council elected by ward shall file with the Director of Campaign Finance, a quarterly report of all contributions received and monies expended in accordance with this subsection. No campaign activities shall be conducted nor shall campaign literature or paraphernalia be distributed as part of citizen-service programs conducted pursuant to this subsection.

"(b) The Mayor, the Chairman of the Council, and each member of the Council elected at large may establish citizen-service programs within the District of Columbia. The Mayor, the Chairman of the Council, and each member of the Council elected at large may finance the operation of such programs with contributions from persons, PROVIDED, THAT contributions received by the Mayor, the Chairman of the Council, and each member of the Council elected at large do not exceed an aggregate amount of \$20,000 in any one calendar year. The Mayor, Chairman of the Council, and each member of the Council elected at large may expend a maximum of \$20,000 in any one calendar year for such programs. No person shall make any contribution which, and neither the Mayor, Chairman of the

Council, or any member of the Council elected at large shall receive any contribution from any person which, when aggregated with all other contributions received from such person, exceeds \$100 per calendar year, PROVIDED, THAT such \$100 limitation shall not apply to contributions made by the Mayor, the Chairman of the Council, or any member of the Council elected at large for the purpose of funding his/her own citizen-service programs within the District of Columbia. The Mayor, the Chairman of the Council, and each member of the Council elected at large shall file a quarterly report of all contributions received and monies expended in accordance with this subsection with the Director of Campaign Finance. No campaign activities shall be conducted nor shall campaign literature or paraphernalia be distributed as part of citizen-service programs conducted pursuant to this subsection.

"(c) Contributions of personal property from persons to the Mayor or to any members of the Council or contributions of the use of personal property shall be valued, for purposes of this section, at the fair market value of such property at the time of the contribution. Contributions made or received pursuant to this section shall not be applied against the limitation on political contributions established in section 401 of this Act.

"(d) All contributions and expenditures made by persons to the Mayor, Chairman of the Council, and each Member of the Council as provided by subsection (a) of this section, and all expenditures made by the Mayor, Chairman of the Council, and each Member of the Council as provided by subsection (a) of this section, shall be

reported to the Director of Campaign Finance quarterly on forms which the Director shall prescribe. All of the record keeping requirements of this Act shall apply to contributions and expenditures made under this section. At the time a program of services as authorized in subsection (a) of this section is terminated, any excess funds shall be used to retire the debts of the program, or shall be donated to an organization operating in the District of Columbia as a not-for-profit organization within the meaning of Section 501(c) of the Internal Revenue Code of 1954, as amended."

TITLE VIII -- MISCELLANEOUS PROVISIONS

Sec. 801. Section 305 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act (D.C. Code, sec. 1-1155), is repealed.

Sec. 802. Section 401 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act (D.C. Code, sec. 1-1161) is amended by (1) striking the paragraph which follows "a member of an Advisory Neighborhood Council \$25." (2) Striking subsections (d) (2), (d) (3), and (d) (4); and (3) striking (1) in subsection (d)."

Sec. 803. Section 201 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act (D.C. Code, sec. 1-1131), is amended by deleting "\$10" and inserting in lieu thereof "\$50".

Sec. 804. Section 7(a) of Title VI of Article I of the District of Columbia Income and Franchise Tax Act of 1947 (D.C. Code, sec. 47-1567 f(a) is amended by striking "\$12.50, or \$25" and inserting in lieu thereof: "\$25, or \$50".

Sec. 805. Section 703 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act (D.C. Code, sec. 1-1192)

is amended by adding the following at the end of the Section:

"An individual defeated or elected to office as Member of the Board of Education under this Act shall be authorized to transfer any surplus, residue, or unexpended campaign funds to any charitable, scientific, literary, or educational organization or organizations which meet the requirements of section 47-1557b(a)(8) of the D.C. Code; and an individual elected to an office under this Act and authorized to establish a program of constituent services under sections 402(a) of this Act (D.C. Code, sec. 1-1162(a) shall be authorized to transfer any surplus, residue, or unexpended campaign funds to his or her program of constituent services."

Sec. 806. Section 102(h) of the District of Columbia Campaign Finance Reform and Conflict of Interest Act (D.C. Code, sec. 1-1121(h)) is amended by deleting "or group of persons." and inserting in lieu thereof a "period".

Sec. 807. Should a court of competent jurisdiction declare any portion of this act to be invalid, the remaining provisions shall remain in effect.

Sec. 808. The provisions of this title shall become effective at the end of the thirty day period of Congressional review provided for acts of the Council in section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act.

Docket for the Bill Bill 1-120

Considered in Council 5-3-76

First Vote 13-0

RECORD OF COUNCIL VOTE														
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
TUCKER	X				DIXON	X				SPAULDING	X			
MOORE, D.	X				HARDY	X				WILSON	X			
BARRY	X				HOBSON	X				WINTER	X			
CLARKE	X				MOORE, J.	X								
COATES	X				SHACKLETON	X								

X—Indicates Vote A. B.—Absent N. V.—Not Voting

Robert Williams

(Secretary of the Council)

Final Vote in Council 5-18-76

13-0

RECORD OF COUNCIL VOTE														
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
TUCKER	X				DIXON	X				SPAULDING	X			
MOORE, D.	X				HARDY	X				WILSON	X			
BARRY	X				HOBSON	X				WINTER	X			
CLARKE	X				MOORE, J.	X								
COATES	X				SHACKLETON	X								

X—Indicates Vote A. B.—Absent N. V.—Not Voting

Robert Williams

(Secretary of the Council)

Presented to the Mayor JUN 4 1976

Robert a. Williams

(Secretary of the Council)

Mayor's Action:

Approved: 18 JUN 1976

Disapproved: _____

Walter Wright JUN 2

(Mayor's Signature)

Enacted without Mayor's Signature _____

(Secretary of the Council)

Reconsidered by Council _____

Vote _____

RECORD OF COUNCIL VOTE														
COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
TUCKER					DIXON					SPAULDING				
MOORE, D.					HARDY					WILSON				
BARRY					HOBSON					WINTER				
CLARKE					MOORE, J.									
COATES					SHACKLETON									
X—Indicates Vote A. B.—Absent N. V.—Not Voting														

 (Secretary of the Council)

Presented to the President _____

 (Secretary of the Council)

Sustain Mayor's Veto _____

Not Sustain Mayor's Veto _____

 (President of the U. S.)

Submitted to the Congress 22 1976 _____

Robert A. Williams

 (Secretary of the Council)

Senate Action _____

Resolution Number _____

House Action _____

Resolution Number _____

 (Secretary of the Senate)

 (Clerk of the House)

Enacted without Congressional action _____

 (Secretary of the Council)