

AN ACT

*Codification
District of
Columbia
Official Code*

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Advisory Neighborhood Councils Act of 1975 to replace a member of an Advisory Neighborhood Commission by operation of law when there is only one person qualified to fill a vacancy, to provide that an election to fill a vacancy may be held at a special meeting if there is more than one person qualified to fill a vacancy, and to provide that a member’s original letter of resignation be sent to the Board of Election and Ethics.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Advisory Neighborhood Commission Vacancy Amendment Act of 2010”.

Sec. 2. Section 8 of the Advisory Neighborhood Councils Act of 1975, effective October 10, 1975 (D.C. Law 1-21; D.C. Official Code § 1-309.06), is amended as follows:

**Amend
§ 1-309.06**

(a) Subsection (d)(6) is amended as follows:

(1) Subparagraph (C) is amended by striking the phrase “appointment to” and inserting the phrase “membership on” in its place.

(2) Subparagraph (D) is amended to read as follows:

“(D) If there is only one person qualified to fill the vacancy within the affected single-member district, the vacancy shall be deemed filled by the qualified person and the Board shall certify the filling of the vacancy by publication in the District of Columbia Register.”.

(3) Subparagraph (E) is amended by striking the phrase “scheduled meeting” and inserting the phrase “scheduled or special meeting” in its place.

(b) Subsection (f)(1) is amended to read as follows:

“(f)(1) Any member of an Advisory Neighborhood Commission who resigns from the single-member district from which he or she is elected shall submit a letter of resignation to the Board of Elections and Ethics and a copy of the letter to the Council, the Mayor, the Office of Advisory Neighborhood Commissions, the Chairperson of the member's Advisory Neighborhood Commission, and the Vice Chairperson of the member’s Advisory Neighborhood Commission. The Board of Elections and Ethics shall then declare the vacancy.”.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report 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. 4. 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), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia