

COUNCIL OF THE DISTRICT OF COLUMBIA

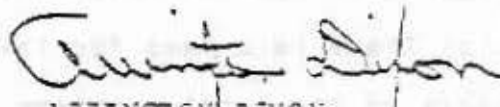
NOTICE

D. C. LAW 2-143

"Law School Clinical Programs Funding Authorization Act of 1973"

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 95-138, "the Act", the Council of the District of Columbia adopted Bill No. 2-243, on first and second readings, October 31, 1978 and November 14, 1978 respectively. Following the signature of the Mayor on December 14, 1978, this legislation was assigned Act No. 2-313, published in the January 3, 1979, edition of the D.C. Register, (Vol. 23 page 6114) and transmitted to Congress on January 13, 1979 for a 30-day review, in accordance with Section 502 (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 following legislation as D.C. Law 2-143, effective March 3, 1979.


ARRINGTON DIXON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January 18, 19, 22, 23, 24, 25, 26, 29, 30, 31
February 1, 2, 3, 5, 7, 8, 9, 13, 14, 15, 16, 20, 21, 22,
23, 26, 17, 28
March 1, 2

REC'D
DATE MAR 03 1978

Enrolled Original

AN ACT

2-313

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 14, 1978

To direct the Mayor in consultation with the Joint Committee on Judicial Administration to establish procedures for the disbursement of funds to law school clinical programs which provide direct representation of indigent litigants before the District of Columbia courts, and to authorize funds to be appropriated for this purpose.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Law School Clinical Programs Funding Authorization Act of 1978".

Sec. 2. The Council of the District of Columbia finds that:

(a) There is a need for indigent litigants in the District of Columbia to be provided with free legal assistance in both criminal and civil cases.

(b) There is a need for law schools to sensitize law students to the legal problems and needs of indigent citizens through clinical education and training. By developing an awareness of the legal needs of poor persons through participation in clinical programs, law students will be encouraged to continue their interest in representing indigent litigants as members of the Bar.

(c) At the present time, law school clinical programs provide free legal representation to indigent residents of the District of Columbia by having student attorneys available in court on a daily basis for appointment to cases in the Landlord and Tenant, the Small Claims, and the Criminal Misdemeanor Branches of the Superior Court of the District of Columbia.

(d) Substantial numbers of indigent litigants presently benefit from the representation which is made available by law school clinical programs. These persons might be forced to forego legal counsel if student attorneys were not made available by law school clinical programs.

(e) The sources of funds presently available to law school clinical programs are not sufficient to meet their financial needs.

(f) Without a continuing source of funding to sustain their activities there is a danger that the law school clinical programs which fulfill the needs found to exist by this act may cease to operate, thus posing a serious threat to the quality and availability of legal representation for indigent citizens in the Superior Court of the District of Columbia.

Sec. 3. In consultation with the Joint Committee on Judicial Administration, the Mayor of the District of

Columbia (hereinafter referred to as the "Mayor") shall establish and administer a program to disburse grant-fund assistance to eligible law school clinical programs in the District of Columbia in accordance with section 5 of this act and regulations promulgated by the Mayor. ✓

Sec. 4. The administration of all grants awarded under this act shall be the responsibility of the Mayor. ✓

Sec. 5. To be eligible for funds under this act, a law school clinical program must:

(a) be a program which provides legal representation by supervised law students to indigent litigants before the courts of the District of Columbia; and

(b) comply with all applicable court rules regulating student practice in the District of Columbia.

Sec. 6. No funds authorized under this act shall be used to:

(a) compensate any law student for legal services rendered to an indigent client in connection with his or her participation in an eligible law school clinical program;

(b) furnish representation to litigants who are not indigent; and

(c) furnish representation to litigants in matters which are fee generating.

Sec. 7. (a) There are hereby authorized to be appropriated sufficient funds in each fiscal year commencing October 1, 1978, to meet the purposes of this act: PROVIDED, HOWEVER, that grant funds available to the District of Columbia may be expended to carry out the purposes of this act.

(b) The Mayor is authorized to accept grants, gifts, donations, bequests and services from any source to assist in carrying out the purposes of this act.

(c) The funds authorized to be appropriated for the purposes of this act shall be in addition to and not in lieu of or part of the funds authorized to be appropriated for the purposes of the District of Columbia Criminal Justice Act of 1974, approved September 3, 1974 (93 Stat. 1039 and 92 Stat. Code, sec. 11-2501 ~~as amended~~).

Sec. 8. This act shall take effect as provided for acts of the Council of the District of Columbia in section 502 (c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act.

RECORD OF OFFICIAL COUNCIL ACTION

Docket No: Bill No. 2-343

First Reading Action: October 31, 1973

VOICE VOTE: Adopted Unanimously (Abs) Dixon

Pat Peterson F. Hansen
Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	Y/N	COUNCIL MEMBER	Y/N	COUNCIL MEMBER	Y/N
TUCKER		MASON		SPAUDLING	
BARRY		MOORE, D.		WILSON	
BARRY		MOORE, J.		WINTER	
CLARKE		ROLAND			
DIXON		BRACKLETON			

Abstention Vote A. Excused Y. Vacated Proxy

Secretary to the Council

Amended First Reading Action: _____

VOICE VOTE: _____

Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	Y/N	COUNCIL MEMBER	Y/N	COUNCIL MEMBER	Y/N
TUCKER		MASON		SPAUDLING	
BARRY		MOORE, D.		WILSON	
BARRY		MOORE, J.		WINTER	
CLARKE		ROLAND			
DIXON		BRACKLETON			

Abstention Vote A. Excused Y. Vacated Proxy

Secretary to the Council

Final Reading or Emergency Action: November 14, 1973

VOICE VOTE: Adopted Unanimously (Abs) Tucker, Barry, Spaulding, D Moore and Winter

Pat Peterson F. Hansen
Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	Y/N	COUNCIL MEMBER	Y/N	COUNCIL MEMBER	Y/N
TUCKER		MASON		SPAUDLING	
BARRY		MOORE, D.		WILSON	
BARRY		MOORE, J.		WINTER	
CLARKE		ROLAND			
DIXON		BRACKLETON			

Abstention Vote A. Excused Y. Vacated Proxy

RECORD OF OFFICIAL COUNCIL ACTION (Page 2)

Docket No: Bill No. 2-343

Presented to the Mayor: NOV 8 0 1978

Robert E. Murrain
Secretary to the Council

Action of the Mayor: DEC 14 1978

- Approved: Disapproved:
 Disapproved in part --*Reference Document:
 *Budget Actions.

Walter Washington
Mayor of the District of Columbia

Remained Without Action

..... Executive Secretary, D.C.

Rejected without Mayor's Signature

..... Secretary to the Council

Council Reassignment

VOICE VOTE:

..... Secretary to the Council

ROLL CALL VOTE:

SENATOR	SENATOR	SENATOR	SENATOR	SENATOR	SENATOR	SENATOR	SENATOR	SENATOR	SENATOR
WYOMER			MASON			SPALLING			
BARRY			MOORE, D.			WILSON			
BARRY			MOORE, C.			WINTER			
CLARK			ROLAND						
EDSON			SMITHSON						
*Indicates Vote A. Absent H. Vacated V. Vacated									

..... Secretary to the Council

Presented to the President

..... Secretary to the Council

Action of the President:

- Reassignment Approved
 Mayor's Vote Sustained

..... President of the U. S.

Submitted to the Congress:

..... Secretary to the Council

Senate Action:
 Resolution Number:

House Action:
 Resolution Number:

..... Secretary of the Senate

..... Clerk of the House

Remained Without Congressional Action: