

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

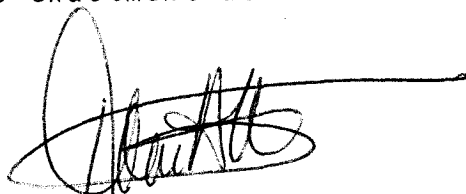
NOTICE

D.C. LAW 9-49

"Board of Education Special Election Act  
of 1991".

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. 9-110 on first and second readings, July 2, 1991, and October 1, 1991, respectively. Following the signature of the Mayor on October 21, 1991, this legislation was assigned Act No. 9-89, published in the November 1, 1991, edition of the D.C. Register, (Vol. 38 page 6572) and transmitted to Congress on October 25, 1991 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 this legislation became effective on the date that the President of the United States signed P. L. 102-205\* on December 10, 1991, and therefore, cites this enactment as D.C. Law 9-49, effective December 10, 1991.



JOHN A. WILSON  
Chairman of the Council

\* Public Law 102-205 waived the 30-day Congressional Review Period for this Law.

AN ACT

D.C. ACT 9-89

**Codification**  
**District of Columbia Code**  
**1992**  
**Supplement**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

OCT. 21, 1991

To authorize the conduct of special elections for the purpose of filling vacancies on the District of Columbia Board of Education.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Board of Education Special Election Act of 1991".

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 §1-1301 *et seq.*), is amended as follows:

(a) Section 8(n) (D.C. Code §1-1312(n)), is amended by striking the phrase "general election" wherever it appears and inserting the phrase "general or special election" in its place. Section 1-1312

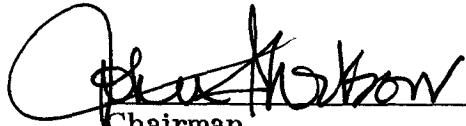
(b) Section 10 (D.C. Code §1-1314), is amended as follows: Section 1-1314

(1) By amending subsection (e) to read as follows:  
"(e) In the event of a vacancy on the Board of Education, the Board of Elections and Ethics shall hold a special election to fill the unexpired term of the vacant office. The special election shall be held on the 1st Tuesday that occurs more than 114 days after the date on which the vacancy is certified by the Board of Elections and Ethics, unless the Board determines that the vacancy could be filled more practicably in a special election held on the same day as the next special, primary, or general election that is to occur within 60 days of the date on which a special election would otherwise have been held under the provisions of this subsection. The person elected as a member to fill a vacancy on the Board of Education shall take office the day on which the Board of Elections and Ethics certifies his or her election."; and

(2) By adding a new subsection (f) to read as follows:  
"(f) Notwithstanding the provisions of subsection 10(e) of this act, if a vacancy on the Board of Education occurs on or after February 1st of the last year of the term of the vacant office, a special election shall not be held and the Board of Education may appoint a person to fill such vacancy until the unexpired term ends. Any person appointed under this subsection shall have the same qualifications for holding such office as were required of his or her immediate predecessor."

Sec. 3. This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event

of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED: October 21, 1991



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-110

[X] Item on Consent Calendar

[X] ACTION & DATE: Adopted First Reading, 7-2-91

[X] VOICE VOTE: Approved

Recorded vote on request

Absent: Lightfoot and Rolark

[ ] ROLL CALL VOTE: - RESULT ( / / )

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names and their votes.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Signature of Secretary to the Council

Date: October 4, 1991

[X] Item on Consent Calendar

[X] ACTION & DATE: Adopted Final Reading, 10-1-91

[X] VOICE VOTE: Approved

Recorded vote on request

Absent: all present

[ ] ROLL CALL VOTE: - RESULT ( / / )

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names and their votes.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Signature of Secretary to the Council

Date: October 4, 1991

[ ] Item on Consent Calendar

[ ] ACTION & DATE:

[ ] VOICE VOTE:

Recorded vote on request

Absent:

[ ] ROLL CALL VOTE: - RESULT ( / / )

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names and their votes.

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CERTIFICATION RECORD

Secretary to the Council

Date