

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the Advisory Neighborhood Commissions Act of 1975 to extend pandemic related provisions related to Advisory Neighborhood Commissions, including pandemic election procedures to fill vacancies on Advisory Neighborhood Commissions, authorization for Advisory Neighborhood Commissions to meet remotely, and authorization for Advisory Neighborhood Commissions to approve grants for the purpose of providing humanitarian relief during the public emergency.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this Act may be cited as the “Advisory Neighborhood Commissions Pandemic Provisions Extension Emergency Amendment Act of 2022”.

Sec. 2. The Advisory Neighborhood Commissions Act of 1975, effective March 26, 1976 (D.C. Law 1-58; D.C. Official Code § 1-309.01 *et seq.*) is amended as follows:

(a) Section 6(b) (D.C. Official Code § 1-309.05(b)) is amended by adding paragraphs (3), (4), and (5) to read as follows:

“(3) Petition sheets circulated in support of a candidate shall be filed with the Board in hard copy but may be electronically provided by the:

“(A) Board to the candidate;

“(B) Candidate to qualified petition circulators; and

“(C) Qualified petition circulator to the candidate;

36 “(4) Signatures on such petition sheets shall not be invalidated because the signer
37 was also the circulator of the same petition on which the signature appears; and

38 “(5) If the election is for a member of an Advisory Neighborhood Commission
39 representing the single-member district containing the Central Detention Facility and
40 Correctional Treatment Facility:

41 “(A) The Board shall develop, and the Department of Corrections shall
42 distribute, lay-friendly educational materials for individuals in the Department of Corrections’
43 care and custody about how to register to vote, residency requirements to run for Advisory
44 Neighborhood Commissioner, how to vote, and the functions of an Advisory Neighborhood
45 Commission; and

46 “(B) The Department of Corrections shall facilitate the transmission of the
47 petition sheets to any candidates who are in the care and custody of the Department of
48 Corrections and from the candidates to the Board, as well as the petition circulation among the
49 qualified registered electors in its care and custody.”.

50 (b) Section 8(d)(6)(E) (D.C. Official Code § 1-309.06(d)(6)(E) is amended to read as
51 follows:

52 “(E)(i) If the Board transmits a list of qualified candidates containing more
53 than one name, the affected Advisory Neighborhood Commission shall give notice at a public
54 meeting of a time and location, to be determined in consultation with OANC, at which the
55 qualified registered electors of the affected single-member district shall vote to elect a
56 Commissioner. At the location selected, the affected Advisory Neighborhood Commission, in
57 consultation with the OANC, shall make in-person voting available to qualified registered
58 electors during at least a 4-hour time period. To vote, all qualified registered electors shall

59 display their voter identification card or, alternatively, be listed as a voter in the affected single-
60 member district on the Board’s voter registration list. Ballot counting shall be facilitated by at
61 least 2 representatives of OANC, and the results shall be read aloud at the conclusion of the
62 selected time period by the Chairperson of the Advisory Neighborhood Commission, by such
63 Commissioner as the Chairperson shall designate, or in the event that the Office of the
64 Chairperson is vacant or there are no Commissioners present, by the presiding Commissioner at
65 the next regularly scheduled meeting of the Commission; and”.

66 “(ii) Notwithstanding sub-sub-subparagraph (I) of this sub-
67 subparagraph, if the affected single-member district contains the Central Detention Facility and
68 Correctional Treatment Facility, the affected Advisory Neighborhood Commission, in
69 consultation with the OANC, shall make in-person voting available to qualified registered
70 electors within the single-member istrict who are not in the care and custody of the Department
71 of Corrections, and the Department of Corrections, in consultation with the affected Advisory
72 Neighborhood Commission and OANC, shall make voting available to qualified registered
73 electors in its care and custody, including by distributing ballots to qualified registered electors
74 listed as voters in the affected single-member district on the voter registration list provided by
75 the Board, collecting the ballots, and transmitting the ballots to the Board for counting and
76 transmission of the results to OANC and the affected Advisory neighborhood Commission.”.

77 (c) Section 14(b) (D.C. Official Code § 1-309.11(b)) is amended as follows:

78 (1) Paragraph (1A) is repealed.

79 (2) A new paragraph (1B) is added to read as follows:

80 “(1B) Notwithstanding any other provision of law, an Advisory Neighborhood
81 Commissioner may call a meeting and remotely participate in that meeting and vote on matters

82 before the Commission without being physically present through a teleconference or through
83 digital means identified by the Commission for this purpose. Members physically or remotely
84 present shall be counted for determination of a quorum.”.

85 (d) Section 16(m)(1) (D.C. Official Code § 1-309.13(m)(1)) is amended by striking the
86 phrase “District government” and inserting the phrase “District government; except, that
87 notwithstanding any provision of District law, a Commission may approve grants to
88 organizations for the purpose of providing humanitarian relief, including food or supplies, during
89 a public emergency, as declared by the Mayor pursuant to section 5 of the District of Columbia
90 Public Emergency Act of 1980, effective October 17, 2002 (D.C. Law 14-194; D.C. Official
91 Code § 7-2304), or otherwise assisting in the response to a public emergency anywhere in the
92 District, even if those services are duplicative of services also performed by the District
93 government.”.

94 Sec. 3. Applicability

95 This act shall apply as of February 4, 2022.

96 Sec. 4. Fiscal impact statement.

97 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
98 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
99 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

100 Sec. 5. Effective date.

101 This act shall take effect following approval by the Mayor (or in the event of veto by the
102 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
103 90 days, as provided for emergency acts of the Council of the District of Columbia in section

- 104 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
- 105 D.C. Official Code § 1-204.12(a)).