



Councilmember Charles Allen



Councilmember Janeese Lewis George

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency, due to congressional review, with respect to the need to protect the rights of employees of District of Columbia Public Schools to serve on the State Board of Education which will soon become permanent law.

RESOLVED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “State Board of Education Membership Eligibility Third Congressional Review Emergency Declaration Resolution of 2023”.

Sec. 2. (a) On March 1, 2022, the Council passed the State Board of Education Membership Eligibility Emergency Amendment Act of 2022, effective March 28, 2022 (D.C. Act 24-352; 69 DCR 2627) (“emergency act”). The emergency act ensured that District of Columbia Public Schools employees who wished to run for and serve on the State Board of Education were eligible to do so in the 2022 election cycle. A complementary temporary measure (D.C. Law 24-134-394; 69 DCR 4411) was enacted on May 3, 2022 and expired February 10, 2023.

(b) On October 18, 2022 the Council passed the Elections Modernization Amendment Act of 2021, enacted November 21, 2022 (DC Act A24-642; 69 DCR 14609), which included a permanent version of the revisions to eligibility for State Board of Education service. This Act is

36 projected to become law on May 3, 2022 following its 60-day Congressional Review which
37 began January 10, 2023.

38 (c) Two previous congressional review emergency measures have been passed
39 unanimously by the Council to keep the emergency act in effect. The State Board of Education
40 Membership Eligibility Second Congressional Review Emergency Amendment Act of 2023,
41 effective January 26, 2023 (D.C. Act 25-4; 70 DCR 1630), is set to expire on April 26, 2023.

42 (d) Congressional review emergency legislation is now necessary to prevent a gap in the
43 law between the expiration of the second congressional review emergency amendment act and
44 the effective date of the permanent act.

45 Sec. 3. The Council of the District of Columbia determines that the circumstances
46 enumerated in section 2 constitute emergency circumstances making it necessary that the State
47 Board of Education Membership Eligibility Second Congressional Review Emergency
48 Amendment Act of 2023 be adopted after a single reading.

49 Sec. 4. This resolution shall take effect immediately.