

A RESOLUTION

23-244

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 22, 2019

To set forth the purview of the ad hoc committee established for the purposes of considering evidence of a violation of the Code of Conduct, policy, or law by Councilmember Evans, to provide that the ad hoc committee shall be composed of 12 members, to provide that the ad hoc committee shall have 90 days from the date the General Counsel to the Council provides the report of O'Melveny & Myers LLP to the Secretary to the Council to report its recommendation and findings to the Council, to authorize the ad hoc committee to issue subpoenas, and to authorize the filing of a petition or petitions in the Superior Court of the District of Columbia to compel witnesses to provide testimony to the ad hoc committee.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Ad Hoc Committee Procedures Resolution of 2019".

Sec. 2. The ad hoc committee appointed by the Chairman of the Council on October 8, 2019 ("Committee") is an ad hoc committee established for the purposes of considering evidence of a violation of the Code of Conduct, policy, or law by Councilmember Evans, as provided for in Council Rule 651(a) and consistent with the scope of the investigation set forth in section 3(2) of the Council Period 23 Rules and Investigation Authority Amendment Resolution of 2019, effective July 9, 2019 (Res. 23-175; 66 DCR 8288). Consistent with Council Rule 651(a), it may make recommendations for further action by the Council with respect to Councilmember Evans, including the potential sanctions of censure or expulsion pursuant to Council Rule 651(d).

Sec. 3. Notwithstanding Council Rule 651(c), the Committee shall be composed of all Councilmembers, except for Councilmember Evans, who is the subject of the request for an ad hoc committee.

Sec. 4. Notwithstanding Council Rule 653(e), if the Committee does not report its recommendation and findings to the Council within 90 calendar days after the General Counsel to the Council provides the report required by section 3(e) of the Council Period 23 Rules and Investigation Authority Amendment Resolution of 2019, effective July 9, 2019 (Res. 23-175; 66

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DCR 8288), to the Secretary to the Council, the matter shall be sent to the Council for its consideration.

Sec. 5. In furtherance of the Committee's work, as described in the Chairman's October 8, 2019 memorandum appointing the Committee, the Council authorizes the Committee to issue subpoenas on behalf of the Council to compel the attendance of witnesses, to obtain testimony, or to require the production of documents or other information or tangible items. Notwithstanding Council Rule 612, a report to the Council before issuing a subpoena shall not be required.

Sec. 6. Pursuant to section 413(b) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 789; D.C. Official Code § 1-204.13(b)), the Council authorizes its General Counsel to file a petition or petitions in the Superior Court of the District of Columbia to compel witnesses who have refused to obey subpoenas issued by the Committee, or otherwise not cooperated with the Committee's work, as described in the Chairman's October 8, 2019 memorandum appointing the Committee, to appear and testify on topics relevant to the investigation, under penalty of contempt.

Sec. 7. This resolution shall take effect immediately.