

A RESOLUTION

25-84

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 4, 2023

To declare the existence of an emergency, due to congressional review, with respect to the need to permit employees of District of Columbia Public Schools to serve on the State Board of Education.

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, the State Board of Education Membership Eligibility Temporary Amendment Act of 2022, effective June 30, 2022 (D.C. Law 24-134; 69 DCR 4411), was passed and expired on February 10, 2023.

(b) On October 18, 2022, the Council passed the Elections Modernization Amendment Act of 2021, enacted on November 21, 2022 (D.C. Act A24-642; 69 DCR 14609) (“permanent act”), which includes a permanent version of the eligibility changes to the State Board of Education. The permanent act is projected to become law on May 3, 2022, following a 60-day congressional review.

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

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

**ENROLLED ORIGINAL**

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

Sec. 4. This resolution shall take effect immediately.