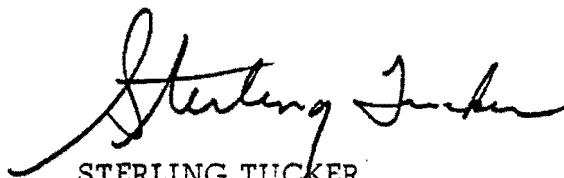


COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, PL 93-198 (the Act), the Council of the District of Columbia adopted Bill No. 1-69 on first and second readings July 29, 1975 and September 9, 1975, respectively. Following the Mayor's signature on October 6, 1975, this legislation was assigned Act No. 1-51, published in the October 17, 1975, edition of the D.C. Register, and transmitted to both Houses of Congress 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 the 30-day Congressional review period has expired and, therefore, cites the following legislation as D. C. Law No. 1-37, effective December 16, 1975.



STERLING TUCKER
Chairman of the Council

D.C. LAW

1-37

In the Council of the District of Columbia

December 16, 1975

To make amendments in the election laws of the District of Columbia to provide for postcard registration of qualified voters; and for other purposes.

Be it enacted by the Council of the District of Columbia, That this act may be cited as the "Voter Registration Act of 1975".

Sec. 2. The District of Columbia Election Act (D.C. Code, sec. 1-1101 -- 1-1115) is amended as follows:

(1) Section 5(a) of such Act (D.C. Code, sec. 1-1105(a)) is amended by (A) striking out paragraph (2) and inserting in lieu thereof the following:

"(2) take whatever action is necessary and appropriate to actively locate, identify, and register qualified electors;

"(3) conduct elections;" and (B) renumbering paragraphs (3) through (9) as (4) through (10).

(2) Section 5(c) of such Act (D.C. Code, sec. 1-1105(c)) is amended by striking out "sections 7 and" and inserting in lieu thereof "section".

(3) Section 7(b) of such Act (D.C. Code, sec. 1-1107 (b)) is amended by (A) striking out "affidavit" in paragraph

(2) and inserting in lieu thereof "application"; (B) striking out "affiliation." in paragraph (2) and inserting in lieu thereof "affiliation; and" and (C) inserting immediately after paragraph (2) the following: "(3) the Board accepts his registration application as provided in subsection (e)."

(4) Section 7(c) of such Act (D.C. Code, sec. 1-1107(c)) is amended by (A) inserting "(1)" immediately before "In administering"; (B) striking out "affadavit" and inserting in lieu thereof "application"; and (C) inserting immediately after the end thereof the following:

"(2) The registration application form shall be designed by the Board to provide an easily understood method of registering to vote by mail and shall be mailable to the Board postage prepaid. Such forms shall have printed on them in bold face type the penalties for fraudulently attempting to register to vote."

(5) Section 7 of such Act (D.C. Code, sec. 1-1107) is further amended by (A) redesignating subsection "(d)" as "(g)"; (B) striking out subsection (e); and (C) adding after subsection (c) the following:

"(d) After January 1, 1976, the Board shall distribute a sufficient quantity of such forms to post offices, libraries, schools, firehouses, churches, banks, settlement houses, food establishments, in the District of Columbia, and such other places in the

District of Columbia, as the Board deems appropriate. Once every second year, the Board shall mail registration application forms and information on how to obtain more registration application forms to each residential mailing address in the District no earlier than 75 days and no later than 60 days before the primary election beginning with the primary election to be held in September, 1976.

"(e) Within 15 calendar days after receipt of a registration application form from any applicant, the Board shall mail a nonforwardable registration notification form to such applicant advising him of the acceptance or rejection of his registration application. Such notification form shall include the applicant's name, address, birth date, party affiliation (if any), ward and precinct number, the address of his polling place, and the hours during which the polls will be open. The Board may include along with such registration notification any voter education materials it deems appropriate. Registration of an applicant shall be deemed effective on the date the Board mails such registration notification to the applicant, except any registration notification form undelivered and returned to the Board shall be deemed to be a challenged application subject to the provisions of subsection (f).

"(f) In the case where a registration application is deemed to be challenged under subsection (e), or in the case where a registration application is actually challenged, the Board shall immediately notify the concerned applicant of the challenge by first class mail. Such applicant, or any qualified candidate, may request a hearing before the Board on the challenge within 5 days after such notification is mailed. Upon request for such a hearing the Board shall hold such hearing within 7 days after receipt of such request. At such hearing the applicant, and any interested party, may appear and give testimony on the question of the challenge. The Board shall determine such challenge within 2 days after such hearing. Any aggrieved party may appeal the decision of the Board to the Superior Court of the District of Columbia within 3 days after the date of the Board's decision. The decision of the Court shall be final and not appealable. If any part of this challenge process is pending on the date of an election held under this Act, the applicant whose registration is being challenged shall be permitted to cast a ballot in such election which is marked 'challenged'. Such ballot shall be counted in the election if the applicant is ultimately deemed to be a qualified registered elector."

(6) Section 9(d) of such Act (D.C. Code, sec. 1-1109(d)) is amended by inserting: ", and shall provide the prospective voter with written notification of his rights of appeal as provided in subsection (e) of this section" immediately after "cast a paper ballot marked 'challenged'".

(7) Section 9(e) of such Act (D.C. Code, sec. 1-1109(e)) is amended to read as follows:

"(e) Within 3 days after the date of any election held under this Act, any person who was permitted to vote in that election with a ballot marked 'challenged' may petition the Board to have such designation removed and have such ballot counted in the same manner as all other ballots cast in that election. The Board shall hold a hearing with respect to such petition within seven days after receipt of such petition. At such hearing, the petitioner may appear and give testimony on the question of the challenge. The Board shall make a determination regarding the challenge within 2 days after the date of such hearing. Any aggrieved party may appeal the decision of the Board to the Superior Court of the District of Columbia within three days after the date of the Board's decision. The decision of the Court in any such case shall be final and not appealable."

(8) Section 14 of such Act (D.C. Code, sec. 1-1114) is amended by (A) striking out "\$500" and inserting in lieu

thereof "\$10,000"; and (B) striking out "ninety days" and inserting in lieu thereof "five years".

Sec. 3. If any provision of this act, including any amendment made by this act, is found to be unconstitutional or otherwise contrary to law, the remaining provisions of this act, including such amendments, shall not be affected thereby.

Considered in Council July 29, 1975

First vote July 29, 1975

RECORD OF COUNCIL VOTE

COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	
TUCKER	X					DIXON	X					SPAULDING	X					
MOORE, D.	X					HARDY	X					WILSON	X					
BARRY				X		HOBSON	X					WINTER	X					
CLARKE	X					MOORE, J.			X									
COATES	X					SHACKLETON	X											

X—Indicates Vote P. R.—Present A. B.—Absent R. A.—Readopted

Robert A. Williams
(Secretary of the Council)

Final vote in Council September 9, 1975

RECORD OF COUNCIL VOTE

COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	
TUCKER	X					DIXON	X					SPAULDING	X					
MOORE, D.	X					HARDY	X					WILSON	X					
BARRY	X					HOBSON		X				WINTER	X					
CLARKE	X					MOORE, J.	X											
COATES	X					SHACKLETON	X											

X—Indicates Vote P. R.—Present A. B.—Absent R. A.—Readopted

Robert A. Williams
(Secretary of the Council)

Presented to the Mayor SEP 22 1975

Mayor's action
approve: ✓ 6 OCT 1975
disapprove: _____

Robert A. Williams
(Secretary of the Council)

Albert Washburn
(Mayor's Signature) 6 OCT 1975

Enacted without Mayor's signature _____

(Secretary of the Council)

Reconsidered by Council _____ Vote _____

RECCRD OF COUNCIL VOTE

COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.	COUNCIL MEMBER	YES	NO	P. R.	A. B.	R. A.
TUCKER						DIXON						SPAULDING					
MOORE, D.						HARDY						WILSON					
BARRY						HOBSON						WINTER					
CLARKE						MOORE, J.											
COATES						SHACKLETON											

X—Indicates Vote P. R.—Present A. B.—Absent R. A.—Readopted

 (Secretary of the Council)

Presented to the President _____

 (Secretary of the Council)

Sustain Mayor's veto _____

Not Sustain Mayor's veto _____

 (President of the U.S.)

Submitted to the Congress _____

 (Secretary of the Council)

Senate action _____

resolution number _____

House action _____

resolution number _____

 (Secretary of the Senate)

 (Clerk of the House)

Enacted without Congressional action _____

 (Secretary of the Council)