

113TH CONGRESS
1ST SESSION

H. R. 1246

IN THE SENATE OF THE UNITED STATES

APRIL 16, 2013

Received

AN ACT

To amend the District of Columbia Home Rule Act to provide that the District of Columbia Treasurer or one of the Deputy Chief Financial Officers of the Office of the Chief Financial Officer of the District of Columbia may perform the functions and duties of the Office in an acting capacity if there is a vacancy in the Office.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “District of Columbia
 5 Chief Financial Officer Vacancy Act”.

6 **SEC. 2. AUTHORIZING DISTRICT OF COLUMBIA TREASURER**

7 **OR DEPUTY CHIEF FINANCIAL OFFICER OF**
 8 **OFFICE OF CHIEF FINANCIAL OFFICER OF**
 9 **THE DISTRICT OF COLUMBIA TO SERVE AS**
 10 **ACTING CHIEF FINANCIAL OFFICER IN**
 11 **EVENT OF VACANCY IN OFFICE.**

12 (a) AUTHORIZING SERVICE IN ACTING CAPACITY IN
 13 EVENT OF VACANCY IN OFFICE.—Section 424(b) of the
 14 District of Columbia Home Rule Act (sec. 1–204.24(b),
 15 D.C. Official Code) is amended by adding at the end the
 16 following new paragraph:

17 “(3) AUTHORIZING TREASURER OR DEPUTY
 18 CFO TO PERFORM DUTIES IN ACTING CAPACITY IN
 19 EVENT OF VACANCY IN OFFICE.—

20 “(A) SERVICE AS CFO.—

21 “(i) IN GENERAL.—Except as pro-
 22 vided in clause (ii), if there is a vacancy in
 23 the Office of Chief Financial Officer be-
 24 cause the Chief Financial Officer has died,

1 resigned, or is otherwise unable to perform
2 the functions and duties of the Office—

3 “(I) the District of Columbia
4 Treasurer shall serve as the Chief Fi-
5 nancial Officer in an acting capacity,
6 subject to the time limitation of sub-
7 paragraph (B); or

8 “(II) the Mayor may direct one
9 of the Deputy Chief Financial Officers
10 of the Office referred to in subpara-
11 graphs (A) through (D) of subsection
12 (a)(3) to serve as the Chief Financial
13 Officer in an acting capacity, subject
14 to the time limitation of subparagraph
15 (B).

16 “(ii) EXCLUSION OF CERTAIN INDI-
17 VIDUALS.—Notwithstanding clause (i), an
18 individual may not serve as the Chief Fi-
19 nancial Officer under such clause if the in-
20 dividual did not serve as the District of
21 Columbia Treasurer or as one of such Dep-
22 uty Chief Financial Officers of the Office
23 of the Chief Financial Officer (as the case
24 may be) for at least 90 days during the 1-

1 year period which ends on the date the va-
2 cancy occurs.

3 “(B) TIME LIMITATION.—A vacancy in the
4 Office of the Chief Financial Officer may not be
5 filled by the service of any individual in an act-
6 ing capacity under subparagraph (A) after the
7 expiration of the 210-day period which begins
8 on the date the vacancy occurs.”.

9 (b) CONFORMING AMENDMENT.—Section
10 424(b)(2)(D) of such Act (sec. 1–204.24(b)(2)(D), D.C.
11 Official Code) is amended by striking “Any vacancy” and
12 inserting “Subject to paragraph (3), any vacancy”.

13 (c) EFFECTIVE DATE.—The amendments made by
14 this Act shall apply with respect to vacancies occurring
15 on or after the date of the enactment of this Act.

Passed the House of Representatives April 15, 2013.

Attest:

KAREN L. HAAS,

Clerk.