SEC. 14. Not to exceed 4½ per centum of the total of all funds appropriated by this Act for personal compensation (except temporary positions provided for the Department of Corrections in this Act) may be used to pay the cost of overtime or temporary positions. Overtime or temporary positions, cost limitation.

SEC. 15. The total expenditure of funds appropriated by this Act for authorized travel and per diem costs outside the District of Columbia, Maryland, and Virginia shall not exceed $210,000. Travel expenditure, limitation.

SEC. 16. Appropriations in this Act shall not be available, during the fiscal year ending June 30, 1974, for the compensation of any person appointed—

(1) as a full-time employee to a permanent, authorized position in the government of the District of Columbia during any month when the number of such employees is greater than 39,619; or

(2) as a temporary or part-time employee in the government of the District of Columbia during any month in which the number of such employees exceeds the number of such employees for the same month of the preceding fiscal year, except temporary employees provided for the Department of Corrections in this Act.

SEC. 17. No funds appropriated herein for the government of the District of Columbia for the operation of educational institutions, the compensation of personnel, or for other educational purposes may be used to permit, encourage, facilitate, or further partisan political activities. Nothing herein is intended to prohibit the availability of school buildings for the use of any community group during nonschool hours.

SEC. 18. Appropriations in this Act shall be available for services as authorized by 5 U.S.C. 3109. 80 Stat. 416.

This Act may be cited as the "District of Columbia Appropriation Act of 1974". Short title.

Approved August 14, 1973.

Public Law 93-92

AN ACT

August 14, 1973
[H. R. 6713]

To amend the District of Columbia Election Act regarding the times for filing certain petitions, regulating the primary election for Delegate from the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the District of Columbia Election Act (D.C. Code, secs. 1–1101—1–1115) is amended as follows: District of Columbia Election Act, amendments.

(1) Clause (A) of paragraph (2) of section 2 of such Act (D.C. Code, sec. 1–1102) is amended to read as follows: "(A) who resides or is domiciled in the District and who does not claim voting residence or right to vote in any State or territory;". 75 Stat. 820; 85 Stat. 788.

(2) Subsection (a) of section 5 of such Act (D.C. Code, sec. 1–1105) is amended by (A) striking out "and" at the end of paragraph (7), (B) redesignating paragraph (8) as paragraph (9), and (C) inserting immediately after paragraph (7) the following: Regulations. 69 Stat. 700; 75 Stat. 817.

"(8) prescribe such regulations as it considers necessary in order to carry out the purposes of this Act; and".

(3) Paragraph (1) of subsection (b) of section 5 of such Act (D.C. Code, sec. 1–1105) is amended by striking out "after the first Monday". 85 Stat. 789.

(4) Paragraphs (2) and (3) of subsection (b) of section 5 of such Act (D.C. Code, sec. 1–1105) are each amended by striking out "forty-five" wherever is appears and inserting in lieu thereof "sixty".

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Repeal.
85 Stat. 789.

(5) Paragraph (6) of subsection (b) of section 5 of such Act (D.C. Code, sec. 1–1105) is repealed.

69 Stat. 700; 85 Stat. 789.

(6) Subsection (d) of section 5 of such Act (D.C. Code, sec. 1–1105) is amended to read as follows:

"(d) The Board may permit either persons temporarily absent from the District or persons physically unable to appear personally at an official registration place to register for the purpose of voting in any election held under this Act."

Volunteer services.

(7) Section 5 of such Act (D.C. Code, sec. 1–1105) is amended by inserting at the end of that section the following:

"(f) Notwithstanding the provisions of the fourth paragraph under the section headed 'Militia' of the Act of July 7, 1898 (relating to appropriations) (D.C. Code, sec. 1–215), the Board may accept volunteer services for the purposes of voter education and registration."

30 Stat. 666.

National committeeman candidate, nomination.
85 Stat. 790.

(8) Paragraph (1) of subsection (a) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended to read as follows:

"(a) (1) Each candidate for election to the office of national committeeman or alternate, or national committeewoman or alternate, and for election as a member or official designated for election at large under clause (4) of the first section of this Act, shall be a qualified elector registered under section 7 of this Act who has been nominated for such office, or for election as such member or official, by a nominating petition (A) signed by not less than five hundred qualified electors registered under such section 7, who are of the same political party as the candidate, and (B) filed with the Board not later than the sixtieth day before the date of the election held for such office, member, or official."

75 Stat. 818.

(9) Subsection (f) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended by striking out "5 per centum" and inserting in lieu thereof "1 per centum".

85 Stat. 791.

(10) Subsection (i) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended (A) by striking out "forty-fifth" and inserting in lieu thereof "sixtieth", (B) by striking out "ninety-ninth", "ninety-ninth", and "seventieth", respectively, and by inserting in lieu thereof "one hundred fourteenth", "one hundred fourteenth", and "eighty-fifth", respectively, and (C) by striking out "The Board may prescribe rules with respect to the preparation and presentation of nominating petitions.".

(11) Paragraph (1) of subsection (j) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended (A) by striking out in clause (A) "forty-fifth", and inserting in lieu thereof "sixtieth", (B) by striking out "ninety-ninth", "ninety-ninth", and "seventieth", respectively, and by inserting in lieu thereof "one hundred fourteenth", "one hundred fourteenth", and "eighty-fifth", respectively, and (C) by striking out "The Board may prescribe rules with respect to the preparation and presentation of such nominating petitions.".

(12) Paragraph (3) of subsection (m) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended by striking out "The Board shall by regulation specify such additional details as may be necessary and proper to effectuate the purpose of this subsection.".

(13) Subsection (o) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended (A) by striking out in clause (A) "forty-fifth", and by inserting in lieu thereof "sixtieth", (B) by striking out "ninety-ninth" and "seventieth", respectively, and by inserting in lieu thereof "one hundred fourteenth" and "eighty-fifth", respectively, and (C) by striking out "The Board may prescribe rules with respect to the preparation and presentation of nominating petitions.".

(14) Paragraph (1) of subsection (p) of section 8 of such Act (D.C. Code, sec. 1–1108) is amended by striking out "forty-second day before the date of the election" and by inserting in lieu thereof "third day after the filing deadline for nominating petitions". 82 Stat. 104; 84 Stat. 849.

(15) Subsection (e) of section 9 of such Act (D.C. Code, sec. 1–1109) is amended by striking out "seven" and by inserting in lieu thereof "ten". 69 Stat. 702.

(16) Paragraph (1) of subsection (a) of section 10 of such Act (D.C. Code, sec. 1–1110) is amended by striking out "after the first Monday". 85 Stat. 792.

(17) Paragraph (4) of subsection (a) of section 10 of such Act (D.C. Code, sec. 1–1110) is amended to read as follows: Runoff elections. 84 Stat. 850.

"(4) Runoff elections shall be held whenever, in any primary election of a political party for candidates for the office of Delegate, no candidate receives at least 40 per centum of the total votes cast in that election for all candidates of that party for that office. Any such runoff election shall be held not less than two weeks nor more than six weeks after the date on which the Board has determined the results of the preceding primary. At the time of announcing any such determination, the Board shall establish and announce the date on which the runoff election will be held, if one is required. The candidates in any such runoff election shall be the two persons who received, respectively, the two highest numbers of votes in such preceding primary; except that if any person withdraws his candidacy from such runoff election, the person who received the next highest number of votes in such preceding primary and who is not already a candidate in the runoff election shall automatically become such a candidate."

(18) Subsection (b) of section 10 of such Act (D.C. Code, sec. 1–1110) is amended by striking out "8 o'clock antemeridian" and by inserting in lieu thereof "7 o'clock antemeridian". 82 Stat. 106; 84 Stat. 851.

(19) Subsection (e) of section 10 of such Act (D.C. Code, sec. 1–1110) is amended by striking out "ninety-nine" and inserting in lieu thereof "one hundred fourteen".

(20) Subsection (a) of section 11 of such Act (D.C. Code, sec. 1–1111) is amended by striking out "Such recounts shall be conducted in the manner prescribed by the Board by regulation.". 69 Stat. 703 85 Stat. 793.

SEC. 2. The Act entitled "An Act to fix and regulate the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia", approved June 20, 1906 (D.C. Code, sec. 31–101 et seq.) is amended as follows: D.C. Board Education. 82 Stat. 101.

(1) Paragraph (1) of subsection (b) of section 2 of such Act (D.C. Code, sec. 31–101) is amended to read as follows: Term of office.

"(b)(1) Except as provided in paragraph (3) of this subsection and section 10(e) of the District of Columbia Election Act, the term of office of a member of the Board of Education shall be four years.". *Supra.*

(2) Paragraph (3) of subsection (b) of section 2 of such Act (D.C. Code, sec. 31–101) is amended by adding at the end thereof the following new sentence: "However, the term of office of a member of the Board of Education elected in the general election for member of the Board of Education to be held in 1973 and thereafter shall expire at noon of the thirtieth day after the Board of Elections certifies the results of the election, including any runoff election, for members of the Board of Education in the fourth year of such member's term. The term of a member of the Board of Education elected in the general election to be held in 1977 and thereafter shall begin immediately upon the expiration of the term preceding it."

SEC. 3. The amendments made by this Act shall take effect on and after the date of enactment of this Act. Effective date.

Approved August 14, 1973.