Public Law 95-526
95th Congress

An Act

Oct. 27, 1978
[H.R. 12116]

To amend the District of Columbia Self-Government and Governmental Reorganization Act to repeal the authority of the President to sustain vetoes by the Mayor of the District of Columbia of acts passed by the Council of the District of Columbia and repassed by two-thirds of the Council, to change the period during which acts of the Council of the District of Columbia are subject to congressional review, 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 Self-Government and Governmental Reorganization Act is amended as follows:

District of Columbia Self-Government and Governmental Reorganization Act, amendment. D.C. Code note prec. title 1.

(1) Subsection (e) of section 404 is amended— D.C. Code 1-144.

(A) in the fourth sentence, by striking out the period and inserting in lieu thereof "unless the Council by a recess of 10 days or more prevents its return, in which case it shall not become law."; and

(B) by striking out "be transmitted by the Chairman" in the fifth sentence and all that follows in such subsection and inserting in lieu thereof "become law subject to the provisions of section 602(c).".

(2) Section 602(c)(1) is amended— D.C. Code 1-147.

(A) in the first sentence—

(i) by striking out "(and with respect to which the President has not sustained the Mayor's veto)";

(ii) by striking out "and every" and inserting in lieu thereof "each"; and

(iii) by striking out the period and inserting in lieu thereof ", and each initiated act and act subject to referendum which has been ratified by a majority of the registered qualified electors voting on the initiative or referendum."; and

(B) in the second sentence, by striking out "either House is not in session" and inserting in lieu thereof "neither House is in session because of an adjournment sine die, a recess of more than 3 days, or an adjournment of more than 3 days".

(3) Amendment No. 1 (relating to initiative and referendum) to title IV (the District Charter) is amended— D.C. Code 1-141.

(A) by striking out sections 5 and 6 and inserting in lieu thereof the following:

"SEC. 5. If a majority of the registered qualified electors voting in a referendum approve an act or adopt legislation by initiative, then the adopted initiative or the act approved by referendum shall be an act of the Council upon the certification of the vote on such initiative or act by the District of Columbia Board of Elections and Ethics, and such act shall become law subject to the provisions of section 602(c)."; and *Supra.*

(B) by redesignating sections 7 and 8 as sections 6 and 7, respectively.

(4) Section 412(a) is amended by inserting "(other than an act to which section 446 applies)" in the third sentence after "Each proposed act". D.C. Code 1-146.

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Effective dates.

SEC. 2. (a) Except as provided in subsection (b), the amendments made by this Act shall take effect on the date of the enactment of this Act.

(b) (1) The amendment made by subparagraph (A) of paragraph (1) of the first section of this Act shall apply with respect to acts of the Council of the District of Columbia presented to the Mayor of the District of Columbia after the date of the enactment of this Act.

(2) The amendment made by subparagraph (B) of paragraph (2) of the first section of this Act shall apply with respect to acts of the Council of the District of Columbia transmitted by the Chairman of the Council to the Speaker of the House of Representatives and the President of the Senate under section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act after the date of the enactment of this Act.

Ante, p. 2023.

Approved October 27, 1978.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 95-1104 (Comm. on the District of Columbia).
SENATE REPORT No. 95-1291 (Comm. on Governmental Affairs).
CONGRESSIONAL RECORD, Vol. 124 (1978):
Sept. 12, considered and passed House.
Oct. 12, considered and passed Senate.