

  
Chairman Phil Mendelson

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To set forth the purview of the Ad Hoc Committee established for the purposes of considering evidence of a violation of the Code of Conduct, policy, or law by Councilmember Evans, to provide that the Ad Hoc Committee shall be composed of 12 members, to provide that the Ad Hoc Committee has 90 days from the date the Council's General Counsel provides the report of O'Melveny & Myers LLP to the Secretary to the Council to report its recommendation and findings to the Council, to authorize the Ad Hoc Committee to issue subpoenas, and to authorize the filing of a petition or petitions in the Superior Court of the District of Columbia to compel witnesses to provide testimony to the Ad Hoc Committee.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Ad Hoc Committee Procedures Resolution of 2019".

Sec. 2. The ad hoc committee appointed by the Chairman of the Council on October 8, 2019 ("Committee") is an ad hoc committee established for the purposes of considering evidence of a violation of the Code of Conduct, policy, or law by Councilmember Evans, as provided for in Council Rule 651(a) and consistent with the scope of the investigation set forth in section 3(2) of the Council Period 23 Rules and Investigation Authority Amendment Resolution of 2019, effective July 9, 2019 (Res. 23-175; 66 DCR 8288). Consistent with Council Rule 651(a), it may make recommendations for further action by the Council with respect to Councilmember Evans, including the potential sanctions of censure or expulsion pursuant to Council Rule 651(d).

36           Sec. 3. Notwithstanding Council Rule 651(c), the Committee shall be composed of all  
37 Members of the Council, except for Councilmember Evans, who is the subject of the request for  
38 an ad hoc committee.

39           Sec. 4. Notwithstanding Council Rule 653(e), if the Committee does not report its  
40 recommendation and findings to the Council within 90 calendar days after the Council's General  
41 Counsel provides the report required by section 3(e) of the Council Period 23 Rules and  
42 Investigation Authority Amendment Resolution of 2019, effective July 9, 2019 (Res. 23-175; 66  
43 DCR 8288), to the Secretary to the Council, the matter shall be sent to the Council for its  
44 consideration.

45           Sec. 5. In furtherance of the Committee's work, as described in the Chairman's October  
46 8, 2019 Memorandum, the Council authorizes the Committee to issue subpoenas on behalf of the  
47 Council to compel the attendance of witnesses, to obtain testimony, or to require the production  
48 of documents or other information or tangible items. Notwithstanding Council Rule 612, a  
49 report to the Council before issuing a subpoena shall not be required.

50           Sec. 6. Pursuant to section 413(b) of the District of Columbia Home Rule Act, approved  
51 December 24, 1973 (87 Stat. 789; D.C. Official Code § 1-204.13(b)), the Council authorizes its  
52 General Counsel to file a petition or petitions in the Superior Court of the District of Columbia to  
53 compel witnesses who have refused to obey subpoenas issued by the Committee, or otherwise  
54 not cooperated with the Committee's work, as described in the Chairman's October 8, 2019  
55 Memorandum, to appear and testify on topics relevant to the investigation, under penalty of  
56 contempt.

57           Sec. 7. This resolution shall take effect immediately.