

**COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE OF THE WHOLE
COMMITTEE REPORT**

1350 Pennsylvania Avenue, NW, Washington, DC 20004

DRAFT

TO: All Councilmembers

FROM: Chairman Phil Mendelson
Committee of the Whole

DATE: November 15, 2022

SUBJECT: Report on Bill 25-189, the “Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023”

The Committee of the Whole, to which Bill 25-189, the “Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023” was referred, reports favorably thereon, and recommends approval by the Council.

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I. BACKGROUND AND NEED

Bill 25-189, the “Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023,” was introduced by Chairman Mendelson on March 3, 2023 and referred to the Committee of the Whole. The purpose of Bill 25-189 is to allow the Commission on the Arts and Humanities (“Commission”) to appoint an interim or acting Executive Director in the absence of a Council-confirmed Executive Director.

The Commission became an independent agency within the District of Columbia government in 2019, having previously been an agency subordinate to the Mayor. Its role is to evaluate and initiative action on matters relating to the arts and humanities and to encourage programs and the development of programs that promote progress and in the arts and humanities. The Executive Director of the agency is selected by the Commissioners subject to Council approval. Under current law, subordinate agencies with Directors appointed by the Mayor may have someone serving as an Acting Director (someone nominated by the Mayor but not yet

confirmed by the Council) or an Interim Director (someone usually serving in a temporary capacity while searching for a permanent head).

In the 2022, a vacancy arose in the position of Executive Director of the Commission. The Commission appointed an internal senior leader to lead the agency in anticipation of the Commission nominating a permanent Executive Director. The Commission had also identified a candidate for the Executive Director position, and sought a change to the law to allow that nominee to serve in an Acting Executive Director for up to 180 days in anticipation of Council confirmation. At that time, emergency and temporary versions of this permanent law were enacted to allow the new Executive Director to serve pending Council confirmation.

The purpose of this legislation is to make permanent the authority should the Commission experience a vacancy in the future. The legislation also clarifies that the term of the Executive Director is for a fixed term. Thus, the Committee of the Whole recommends Council approval of Bill 25-189, the “Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023.”

II. LEGISLATIVE CHRONOLOGY

| | |
|----------------|---|
| March 3, 2023 | Bill 25-189, the “Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023” is introduced by Chairman Mendelson. |
| March 7, 2023 | Bill 25-189 is “read” at a regular legislative meeting and the referral to the Committee of the Whole is official. |
| March 10, 2023 | Notice of Intent to Act on Bill 25-189 is published in the <i>DC Register</i> . |
| March 10, 2023 | Notice of a public hearing on Bill 25-189 is published in the <i>DC Register</i> . |
| March 30, 2023 | The Committee of the Whole holds a hearing on Bill 25-189. |
| July 11, 2023 | The Committee of the Whole marks up Bill 25-189. |

III. POSITION OF THE EXECUTIVE

The Committee received no testimony or comments from the Executive on Bill 25-189.

IV. COMMENTS OF ADVISORY NEIGHBORHOOD COMMISSIONS

The Committee received no testimony or comments from any Advisory Neighborhood Commission on Bill 25-189.

V. SUMMARY OF TESTIMONY

The Committee of the Whole held a public hearing on Bill 25-189 and the nomination of a new Executive Director on March 30, 2023. The testimony summarized below pertains to Bill 25-189. Copies of written testimony are attached to this report.

Reggie Van Lee, Chair, Commission on the Arts and Humanities, testified in support of Bill 25-154, describing the need for stability in the term of an Executive Director and the importance of allowing the identified candidate serve in an acting capacity.

The Committee no testimony or comments in opposition to the legislation.

VI. IMPACT ON EXISTING LAW

This bill amends Washington Metropolitan Area Transit Authority Board of Directors Act of 2012 to repeal all references to term limits.

VII. RACIAL EQUITY IMPACT

According to the June 29, 2023 Racial Equity Impact Assessment from the Council Office of Racial Equity, Bill 25-189 will have a negligible impact on the lives of Black, Indigenous, and other residents of color in the District of Columbia.

VIII. FISCAL IMPACT

According to the June 23, 2023 fiscal impact statement from the Chief Financial Officer, funds are sufficient in the fiscal year 2023 budget and the fiscal year 2024 through 2027 budget and financial plan to implement the bill.

IX. SECTION-BY-SECTION ANALYSIS

| | |
|------------------|---|
| <u>Section 1</u> | States the short title of Bill 25-189. |
| <u>Section 2</u> | Amends the Commission on the Arts and Humanities Act to permit an acting or interim Executive Director to serve for up to 180 days. |
| <u>Section 3</u> | Applies the act retroactively to October 1, 2022. |
| <u>Section 4</u> | Adopts the Fiscal Impact Statement |
| <u>Section 5</u> | Establishes the effective date by stating the standard 30-day Congressional review language. |

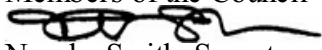
X. COMMITTEE ACTION

XI. ATTACHMENTS

1. Bill 25-189 as introduced.
2. Racial Equity Impact Analysis.
3. Fiscal Impact Statement.
4. Legal Sufficiency Review.
5. Committee Print for Bill 25-189.

COUNCIL OF THE DISTRICT OF COLUMBIA
1350 Pennsylvania Avenue, N.W.
Washington D.C. 20004

Memorandum

To : Members of the Council
From :  Nyasha Smith, Secretary to the Council
Date : Monday, March 6, 2023
Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Friday, March 03, 2023. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023", B25-0189

INTRODUCED BY: Chairman Mendelson

The Chairman is referring this legislation to Committee of the Whole.

Attachment
cc: General Counsel
Budget Director
Legislative Services


Chairman Phil Mendelson

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6 A BILL
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12 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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17 To amend the Commission on the Arts and Humanities Act to provide procedures to fill a
18 vacancy in the position of Executive Director.
19

20 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
21 act may be cited as the “Commission on the Arts and Humanities Acting Executive Director
22 Amendment Act of 2023”.

23 Sec. 2. Section 6(a) of the Commission on the Arts and Humanities Act, effective
24 October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-205(a)), is amended by adding a new
25 paragraph (4) to read as follows:

26 “(4) In the event of a vacancy in the position of Executive Director:

27 “(A) The Commission may designate individuals to serve as interim or
28 acting Executive Director; provided, that:

29 “(i) An individual designated as interim Executive Director is an
30 employee of the Commission at the time the vacancy in the position of Executive Director
31 occurs;

32 “(ii) An individual designated as acting Executive Director has
33 been nominated to serve as Executive Director pursuant to paragraph (1) of this subsection; and

34 “(iii) The total combined period of time during which the
35 Commission relies on an interim or acting Executive Director does not exceed 180 days.

36 “(B) An individual appointed to fill the vacancy shall serve for the
37 remainder of the unexpired term.

38 Sec. 3. Applicability.

39 This act shall apply as of October 1, 2022.

40 Sec. 4. Fiscal impact statement.

41 The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact
42 statement required by section 4a of the General Legislative Procedures Act of 1975, approved
43 October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

44 Sec. 5. Effective date.

45 This act shall take effect following approval by the Mayor (or in the event of veto by the
46 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
47 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
48 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(1)), and publication in the District of
49 Columbia Register.



GOVERNMENT OF THE DISTRICT OF COLUMBIA
COMMISSION ON THE ARTS AND HUMANITIES

**PUBLIC HEARING ON BILL 25-189
COMMISSION ON THE ARTS AND HUMANITIES
ACTING EXECUTIVE DIRECTOR AMENDMENT ACT OF 2023**

STATEMENT OF

REGGIE VAN LEE
CHAIRPERSON
COMMISSION ON THE ARTS AND HUMANITIES

BEFORE THE

COMMITTEE OF THE WHOLE
COUNCIL OF THE DISTRICT OF COLUMBIA
THE HONORABLE PHIL MENDELSON, CHAIRMAN

MARCH 30, 2023

JOHN A. WILSON BUILDING
WASHINGTON, DC

DEAR CHAIRMAN MENDELSON AND COUNCILMEMBERS, GOOD AFTERNOON. MY NAME IS REGGIE VAN LEE (SELF-IDENTIFY) AND I SERVE AS THE CHAIR OF THE COMMISSION ON THE ARTS AND HUMANITIES. THANK YOU FOR THE OPPORTUNITY TO OFFER TESTIMONY ON BILL 25-189, THE “COMMISSION ON THE ARTS AND HUMANITIES ACTING EXECUTIVE DIRECTOR AMENDMENT ACT OF 2023.”

I’D LIKE TO EXPRESSION MY APPRECIATION TO THE COUNCIL FOR CONSIDERING THIS LEGISLATION, AS IT PROVIDES MUCH NEEDED GUIDANCE AND STABILITY FOR THE FUTURE OF THE COMMISSION.

AS YOU KNOW, LAST FALL, A VACANCY AROSE IN THE POSITION OF EXECUTIVE DIRECTOR OF THE COMMISSION. THE COMMISSION APPOINTED AN INTERNAL SENIOR LEADER TO LEAD THE AGENCY AND BEGAN THE PROCESS OF CONDUCTING A SEARCH TO IDENTIFY A PERMANENT EXECUTIVE DIRECTOR.

IN EARLY FEBRUARY OF THIS YEAR, THE COMMISSION IDENTIFIED AND SUBSEQUENTLY NOMINATED A CANDIDATE FOR THE EXECUTIVE DIRECTOR POSITION. WE HAD HOPED THE NOMINEE WOULD BE ABLE TO BEGIN THEIR EMPLOYMENT IMMEDIATELY AS ACTING EXECUTIVE DIRECTOR IN ANTICIPATION OF COUNCIL CONFIRMATION.

HOWEVER, THE COMMISSION BECAME AWARE THAT WHILE UNDER CURRENT LAW THE MAYOR MAY APPOINT INTERIM OR ACTING

AGENCY HEADS FOR SUBORDINATE DISTRICT GOVERNMENT AGENCIES, NO SUCH AUTHORITY EXISTS FOR INDEPENDENT AGENCIES WITH GOVERNING BODIES THAT APPOINT THEIR AGENCY HEAD.

IN RESPONSE, THE COUNCIL PASSED EMERGENCY LEGISLATION GRANTING THE COMMISSION THE NECESSARY AUTHORITY TO APPOINT THE NOMINEE FOR EXECUTIVE DIRECTOR AS ACTING EXECUTIVE DIRECTOR, PENDING THEIR CONFIRMATION BY THE COUNCIL.

OF COURSE, EMERGENCY LEGISLATION IS ONLY A TEMPORARY FIX, WHICH IS WHY THE BILL BEING DISCUSSED TODAY IS NEEDED: TO EMPOWER THE COMMISSION TO BE ABLE TO PROPERLY MANAGE FUTURE LEADERSHIP TRANSITIONS.

AS YOU KNOW, WHEN AN ORGANIZATION CHANGES LEADERSHIP, IT CAN CAUSE A PERIOD OF UNCERTAINTY AND EVEN INSTABILITY FELT BY EMPLOYEES. THESE STRESSORS, IN TURN, CAN NEGATIVELY IMPACT BOTH THE PERFORMANCE OF INDIVIDUAL EMPLOYEES AND ORGANIZATIONAL PERFORMANCE AS A WHOLE.

SINCE 2015, A SPAN OF EIGHT YEARS, THE COMMISSION HAS HAD SEVEN EXECUTIVE DIRECTORS, INCLUDING BOTH PERMANENT AND INTERIM DIRECTORS. WE ARE FORTUNATE TO HAVE A DEDICATED AND PASSIONATE STAFF, AND THEY HAVE PERFORMED ADMIRABLY IN SERVICE TO OUR CONSTITUENTS THROUGHOUT THESE MULTIPLE

LEADERSHIP CHANGES. BUT IT HAS TAKEN ITS TOLL. I'VE BEEN CONCERNED ABOUT STAFF MORALE AND POSITION TURNOVER, IN PARTICULAR.

THE LEGISLATION THAT RE-ESTABLISHED THE COMMISSION AS AN INDEPENDENT AGENCY ALSO PROVIDED THAT THE EXECUTIVE DIRECTOR WOULD BE APPOINTED TO A RENEWABLE FOUR-YEAR TERM. THIS OF COURSE IS A SIGNIFICANT STEP IN BOLSTERING THE STABILITY OF THE AGENCY. TODAY'S BILL WILL COMPLETE THE CIRCUIT, IF YOU WILL, BY ADDRESSING THE INSTABILITIES THAT CAN OCCUR DURING A PERIOD OF LEADERSHIP TRANSITION AND STRENGTHENING THE AGENCY'S ABILITY TO BE OF SERVICE TO OUR CONSTITUENTS.

THANK YOU.



BILL 25-0189 AS INTRODUCED
RACIAL EQUITY IMPACT ASSESSMENT
COMMISSION ON THE ARTS AND HUMANITIES ACTING
EXECUTIVE DIRECTOR AMENDMENT ACT OF 2023

TO: The Honorable Phil Mendelson, Chairman, Council of the District of Columbia
FROM: Namita Mody, Director, Council Office of Racial Equity
DATE: June 29, 2023 *Namita H. Mody*

COMMITTEE

Committee of the Whole

BILL SUMMARY

Bill 25-0189 creates a procedure to fill an Executive Director vacancy at the District’s Commission on the Arts and Humanities.

CONCLUSION

Bill 25-0189 will have a negligible impact on the lives of Black, Indigenous, and other residents of color in the District of Columbia.

DOCUMENT OVERVIEW

The document you are about to read is a Racial Equity Impact Assessment, a careful and organized examination of how Bill 25-0189 will affect different racial and ethnic groups. In other words, this assessment answers the question, “If Bill 25-0189 passes, how will it impact Black, Indigenous, and other residents of color in the District of Columbia?”

A bill is a draft document that the Council considers before deciding whether it should become a law. First, a Councilmember (or a group of Councilmembers) introduces a bill. This draft is referred to as the “introduced version.” Then, the Chairman assigns the bill to committee(s) for consideration based on the topics covered in the bill. Four or five Councilmembers sit on each committee.

If the committee decides they would like to move the bill forward in the lawmaking process, the introduced version is presented at a public hearing. At a public hearing, residents, community organizations, government witnesses, and other stakeholders give input.

If the committee decides to continue moving the bill forward after the public hearing, the committee can make changes to the introduced version of the bill, including incorporating feedback from the public hearing. This updated version of the bill is referred to as the “committee print.”

The next step in the lawmaking—or legislative—process is a meeting called a “markup.” At a markup, the committee reviews the committee print and votes on whether to move it forward. If the committee vote passes, all thirteen Councilmembers then vote on whether the committee print should become law at a legislative meeting.

During Council Period 25 (from 2023-2024), the Council Office of Racial Equity can write up to two Racial Equity Impact Assessments (REIAs) while the Council is considering a bill.

First, we *must* write a REIA that analyzes the introduced version of the bill. We publish this REIA following the public hearing—this is the REIA you are reading now. If the committee decides to move the bill forward, we can also write a second REIA that analyzes the committee print. The REIA on the committee print is published ahead of the markup. To see if we have published a second REIA on this bill, please review [our REIA database](#).

For an in-depth explanation of the REIA process, see [CORE’s website](#).

BILL SUMMARY

The following content describes Bill 25-0189 in plain language for the purposes of discussion. This explanation is not a substitute for the bill, or if passed, the law. Mentions of “bill” throughout this REIA refer to the introduced version.

Current law details how an Executive Director of the Commission on the Arts and Humanities is nominated, appointed, and compensated.¹ Terms are time-limited—from October 1st through September 30th four years later—and can be renewed.² Typically, the Commission nominates an Executive Director in advance of a term, and the Council votes on the individual’s confirmation.³

Bill 25-0189 details what should be done if there is a vacancy in the Executive Director position in the middle of the term. Specifically, it says that the Commission can designate an interim (temporary) or acting Executive Director,⁴ as long as:

- 1) the chosen interim Executive Director is a Commission on the Arts and Humanities employee when the vacancy occurs
- 2) the designated acting Executive Director has already been nominated (based on the procedure in current law) and
- 3) the Commission only relies on an interim or acting Executive Director for less than 180 days.

Finally, the bill clarifies that the person who fills the mid-term vacancy will serve to the end of the term (rather than four years from when they are appointed).

BACKGROUND

To analyze the racial equity impacts of this bill, it is critical to understand the bill’s context.

The Commission on the Arts and Humanities

According to the agency’s website,

the DC Commission on the Arts and Humanities (CAH) is an independent agency in the District of Columbia government that evaluates and initiates action on matters relating to the arts and humanities and encourages programs...that promote progress in the arts and humanities. CAH is the designated state arts agency for the District of Columbia and is supported primarily through District government funds and in part by the National Endowment for the Arts.⁵

To execute on its mission, the agency provides grants, manages a public art collection, puts on arts education programming, and hosts workshops.⁶

The Commission is an independent agency (as noted above) meaning that it is “not subject to the administrative control of the Mayor.”⁷ This status contributed to the need for this bill. As Commission

¹ [Administration](#), Pub. L. No. 1–22, § 39–205 Code of the District of Columbia (1975).

² [Administration](#), Pub. L. No. 1–22, § 39–205 Code of the District of Columbia (1975).

³ [Administration](#), Pub. L. No. 1–22, § 39–205 Code of the District of Columbia (1975).

⁴ An “interim Executive Director” typically serves in another role at the agency and only temporarily serves in the role of Executive Director, until a permanent Executive Director is found. An “Acting Executive Director” is someone who will be taking the role permanently upon confirmation by the Council.

⁵ DC Commission on the Arts & Humanities. “[About CAH.](#)”

⁶ DC Commission on the Arts & Humanities. “[Programs.](#)”

⁷ [Definitions](#), § 1–603.01 Code of the District of Columbia.

Chairperson Reggie Van Lee testified at the bill’s public hearing, “the Commission became aware [earlier this year] that while under current law the mayor may appoint interim or acting agency heads for subordinate District government agencies, no such authority exists for independent agencies with governing bodies that appoint their agency head.”⁸ To address this, the Council passed emergency and temporary legislation⁹ so that the Commission’s Executive Director nominee could serve as acting Executive Director until the Council confirmation.¹⁰

RACIAL EQUITY IMPACTS

B25-0189 will have a negligible impact on the lives of Black, Indigenous, and other residents of color in the District of Columbia.

The work of the agency certainly has an impact on the lives of Black, Indigenous, and other residents of color. To understand the Commission’s work in relation to racial equity, we can look to testimony at the confirmation hearing of Acting Executive Director Aaron Myers. President of the NAACP DC Branch Akosua Ali testified about the agency’s grants, saying:

The Commission’s funding has a direct impact on the quality of life of the DC arts community. Financial empowerment impacts access to quality healthcare, education, employment, housing, criminal justice and legal representation. When the Black art organizations, businesses and artists have increased opportunities for economic empowerment, all of our communities win.¹¹

However, Bill 25-0189 will have a negligible impact because it only addresses the procedure to fill a temporary role vacancy, not the Executive Director nomination process or the workings of the agency. The impact of the agency will largely depend on the individuals nominated and ultimately appointed.

ASSESSMENT LIMITATIONS

Alongside the analysis provided above, the Council Office of Racial Equity encourages readers to keep the following limitations in mind:

We generally do not provide policy solutions or alternatives to address our racial equity concerns.

While Council Period 25 Rules allow our office to make policy recommendations, we focus on our role as policy analysts—we are not elected policymakers or committee staff. In addition, and more importantly, racially equitable policymaking takes time. We would need more time to ensure comprehensive research and thorough community engagement inform our recommendations.

Assessing legislation’s potential racial equity impacts is a rigorous, analytical, and organized undertaking—but it is also an exercise with constraints. It is impossible for anyone to predict the future, implementation does not always match the intent of the law, critical data may be unavailable, and today’s circumstances may change tomorrow. Our assessment is our most educated and critical hypothesis of the bill’s racial equity impacts.

Regardless of the Council Office of Racial Equity’s final assessment, the legislation can still pass. This assessment intends to inform the public, Councilmembers, and Council staff about the legislation through a racial equity lens. If a REIA is issued for a bill, committees must summarize and respond to the assessment

⁸ See [the testimony](#) of Chairperson Reggie Van Lee at the bill’s public hearing on March 30, 2023.

⁹ The Council passed [B25-0157](#) and [B25-0158](#) on an emergency and temporary basis, respectively.

¹⁰ See [the testimony](#) of Chairperson Reggie Van Lee at the bill’s public hearing on March 30, 2023.

¹¹ See [the testimony](#) of President Akosua Ali at the bill’s public hearing on March 30, 2023.

in their committee report (a public document which accompanies the bill and explains the committee's reasoning, analysis of relevant issues, and hearing testimony, among other items contextualizing the legislation). Committee reports can be found via the [Legislative Information Management System \(LIMS\)](#) after a bill's mark up.

If a REIA identifies a negative impact on racial equity, the bill may be placed on the non-consent agenda at the next legislative meeting. However, a REIA is not binding.

This assessment aims to be accurate and useful, but omissions may exist. Given the density of racial equity issues, it is unlikely that we will raise *all* relevant racial equity issues present in a bill. In addition, an omission from our assessment should not: 1) be interpreted as a provision having no racial equity impact or 2) invalidate another party's racial equity concern.

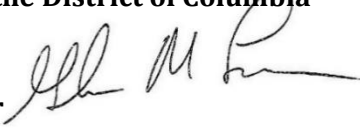
Government of the District of Columbia
Office of the Chief Financial Officer



Glen Lee
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Glen Lee
Chief Financial Officer 

DATE: June 23, 2023

SUBJECT: Fiscal Impact Statement – Commission on the Arts and Humanities
Acting Executive Director Amendment Act of 2023

REFERENCE: Bill 25-189, Draft Committee Print as provided to the Office of Revenue
Analysis on June 14, 2023

Conclusion

Funds are sufficient in the fiscal year 2023 budget and the fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the bill.

Background

The Commission on the Arts and Humanities (Commission) is an independent agency of the District that promotes arts and humanities institutions and programs. The Commission does not have a permanent statutory process to fill a vacancy in the Commission's executive director position, but recently created a process through temporary legislation.¹

The bill creates a permanent process for filling an executive director vacancy at the Commission consistent with the temporary legislation. The bill allows the Commission to appoint an interim executive director so long as the individual selected is a current employee of the Commission or an acting executive director so long as the individual has been nominated to serve as the permanent executive director. The bill limits the term of an interim or acting executive director to 180 days and authorizes the individual appointed to fill the vacancy to serve the remainder of the unexpired term.

The bill's provisions apply as of October 1, 2022.

¹ Commission on the Arts and Humanities Acting Executive Director Temporary Amendment Act of 2023, effective June 14, 2023 (D.C. Law 25-17; 70 DCR 6335).

The Honorable Phil Mendelson

FIS: Bill 25-189, "Commission on the Arts and Humanities Acting Executive Director Amendment Act of 2023," Draft Committee Print as provided to the Office of Revenue Analysis on June 14, 2023

Financial Plan Impact

Funds are sufficient in the fiscal year 2023 budget and the fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the bill. The Commission currently has the authority to fill the executive director vacancy consistent with the bill's provisions under temporary legislation. The Commission can absorb the costs of making the temporary legislation permanent.

1 **DRAFT COMMITTEE PRINT**
2 **Committee of the Whole**
3 **July 11, 2023**

4
5 A BILL

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8 25-189
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10
11 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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15 To amend, on an emergency basis, the Commission on the Arts and Humanities Act to provide
16 procedures to fill a vacancy in the position of Executive Director.
17

18 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
19 act may be cited as the “Commission on the Arts and Humanities Acting Executive Director
20 Amendment Act of 2023”.

21 Sec. 2. Section 6(a) of the Commission on the Arts and Humanities Act, effective
22 October 21, 1975 (D.C. Law 1-22; D.C. Official Code § 39-205(a)), is amended by adding a new
23 paragraph (4) to read as follows:

24 “(4) In the event of a vacancy in the position of Executive Director:

25 “(A) The Commission may designate an individual to serve as
26 interim or acting Executive Director; provided, that:

27 “(i) An individual designated as interim Executive
28 Director is an employee of the Commission at the time the vacancy in the position of Executive
29 Director occurs;

30 “(ii) An individual designated as acting Executive
31 Director has been nominated to serve as Executive Director pursuant to paragraph (1) of this
32 subsection; and

33 “(iii) The total combined period of time during
34 which the Commission relies on an interim or acting Executive Director does not exceed 180

35 days.

36 “(B) An individual appointed to fill the vacancy shall serve
37 for the remainder of the unexpired term.”.

38 Sec. 3. Applicability.

39 This act shall apply as of October 1, 2022.

40 Sec. 4. Fiscal impact statement.

41 The Council adopts the fiscal impact statement in the committee report as the fiscal
42 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
43 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

44 Sec. 5. Effective date.

45 This act shall take effect following approval by the Mayor (or in the event of veto by the
46 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
47 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
48 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(1)), and publication in the District of
49 Columbia Register.