



Chairman Phil Mendelson

**AMENDMENT**  
B25-342, “Term Clarification Amendment Act of 2023”  
(Engrossed Version)  
December 19, 2023

---

**Amendment:**

(a) Sections 2 through 6 are redesignated as sections 3 through 7, respectively.

(b) A new section 2 is added to read as follows:

“Sec. 2. Section 308(b) of the District of Columbia Administrative Procedure Act, effective October 17, 1981 (D.C. Law 4-41; D.C. Code § 2-558(b)) is amended by striking the phrase “emergency rules or acts” and inserting the phrase “acts, resolutions, or emergency rules” in its place.

(c) Redesignated section 3 is amended to read as follows:

“Sec. 3. The District of Columbia Codification Act of 1975, effective October 8, 1975 (D.C. Law 1-19; D.C. Code § 2-601 *et seq.*) is amended as follows:

“(a) Section 204(f) (D.C. Official Code § 2-602) is amended to read as follows:

“(f) Publication of Council acts and resolutions.

““A resolution or act passed by the Council pursuant to section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)), shall be published in the District of Columbia Register as soon as practicable after it takes effect.”.”

“(b) Section 206 (D.C. Official Code § 2-604) is amended by striking the phrase “enactment by” and inserting the phrase “passage by” in its place.”.”

(d) Amendatory paragraph (2) contained in redesignated section 4(b) is amended by to read as follows:

“(2) No individual shall serve more than 5 regular terms on the Commission.”.

**Rationale:** This amendment includes additional amendments to the Administrative Procedure Act and the District of Columbia Codification Act to clarify that publication in the register is not a prerequisite for an act or resolution becoming effective. As has been practice, an act is effective after approval by the Mayor and completion of the congressional review period. A resolution is effective upon its adoption by the Council, unless the Council desires to delay effectiveness through an applicability clause. These amendments allow Council to follow the current practice of publishing resolutions, acts, and laws in the Register. In addition, a technical amendment is made to the PCSB term clarification is included at the recommendation of General Counsel.