

Public Law 92-220

AN ACT

To amend the District of Columbia Election Act, and for other purposes.

December 23, 1971
[S. 2878]

District of
Columbia Elec-
tion Act, amend-
ments.

69 Stat. 699;
84 Stat. 849.

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. 1-1100—1-1115), is amended as follows:

(1) The first section of such Act (D.C. Code, sec. 1-1101), is amended (A) by striking out in clause (2) thereof the final "and", (B) by redesignating clause (3) as clause (4), (C) by adding a new clause (3) as follows:

"(3) Alternates to the officials referred to in clauses (1) and (2) above, where permitted by political party rules; and", and (D) by inserting in clause (4) (as redesignated by this section) "or by ward" immediately after "large".

(2) Paragraph (4) of section 2 of such Act (D.C. Code, sec. 1-1102), is amended by striking out "a school" and inserting in lieu thereof "an".

(3) Paragraph (2) of section 2 of such Act (D.C. Code, sec. 1-1102), is amended as follows:

(A) By striking out "The term" and inserting in lieu thereof "Except as provided in paragraph (7) of this section, the term".

(B) By striking out in clause (A) "one-year period" and inserting in lieu thereof "ninety-day period" and by inserting at the end thereof immediately before the semicolon "except in the case of an election of electors of President and Vice President of the United States the period shall be thirty days".

(C) By striking out in clause (B) "twenty-one" and inserting in lieu thereof "eighteen".

(D) By striking out clause (C), and redesignating clause (D) as clause (C).

(4) Section 2 of such Act (D.C. Code, sec. 1-1102), is amended by inserting at the end of that section the following:

"(7) (A) Any person in the District of Columbia who has been convicted of a crime in the United States which is a felony in the District of Columbia, may be a qualified elector, if otherwise qualified—

"(i) at the end of the five-year period beginning on the date he completes the sentence of incarceration imposed upon him for the last such crime committed by him, or in the case of a person who is granted parole or probation with respect to such last crime, beginning on the date he begins such parole or probation, if he successfully completes such parole or probation, or

"(ii) at the end of the three-year period beginning on the date he completes such sentence of incarceration, or in the case of a person who is granted parole or probation with respect to such last crime, beginning on the date he begins such parole or probation, if the Superior Court of the District of Columbia, after application made to such court by such person, certifies to the Board that such person has demonstrated such qualities of conduct and character as to warrant the restoration of his right to vote; or

"(iii) on the date upon which he receives a pardon with respect to such crime.

"(B) For the purposes of this paragraph, the term 'felony' shall include any crime committed in the District of Columbia referred to in section 14 of this Act (D.C. Code, sec. 1-1114).

"(C) Nothing in this paragraph shall be construed to grant a pardon or amnesty to any person."

82 Stat. 103.

69 Stat. 699;
75 Stat. 820;
84 Stat. 853.

Convicted
felons, qualifi-
cation as elec-
tors.

"Felony."

(5) Clause (3) of subsection (a) of section 5 of such Act (D.C. Code, sec. 1-1105), is amended by inserting immediately before "copy" the word "sample".

75 Stat. 817.

(6) Clause (4) of subsection (a) of section 5 of such Act (D.C. Code, sec. 1-1105), is amended by striking out "school".

(7) Section 5 of such Act (D.C. Code, sec. 1-1105), is amended (A) by redesignating subsections (b), (c), and (d) as subsections (c), (d), and (e), respectively, and (B) by adding after subsection (a) the following:

69 Stat. 700;
82 Stat. 103.
Presidential
preference pri-
mary, authority of
Board.

"(b) (1) The Board shall, on the first Tuesday after the first Monday in May of each presidential election year, conduct a presidential preference primary election within the District of Columbia in which the registered qualified voters therein may express their preference for candidates of each political party of the District of Columbia for nomination for President.

"(2) No person shall be listed on the ballot as a candidate for nomination for President in such primary unless there shall have been filed with the Board no later than forty-five days before the date of such presidential primary election a petition on behalf of his candidacy signed by the candidate and at least one thousand qualified electors of the District of Columbia who are registered under section 7 of this Act, and of the same political party as the nominee.

"(3) Candidates for delegate and alternates where permitted by political party rules to a particular political party national convention convened to nominate that party's candidate for President shall be listed on the ballot of the presidential preference primary held under this Act as—

"(A) full slates of candidates for delegates supporting a candidate for nomination for President if there shall have been filed with the Board, no later than forty-five days before the date of such presidential primary, a petition on behalf of such slate's candidacy signed by the candidates on the slate, the candidate for nomination for President supported by the slate, and by at least one thousand qualified electors of the District of Columbia who are registered under section 7 of this Act and are of the same political party as the candidates on such slate;

D.C. Code 1-
1107.

"(B) full slates of candidates for delegates not committed to support any named candidate for nomination for President if there shall have been filed with the Board, no later than forty-five days before the date of such presidential primary, a petition on behalf of such slate's candidacy, signed by the candidates on the slate and by at least one thousand qualified electors of the District of Columbia who have registered under section 7 of this Act and are of the same political party as the candidates on such slate;

"(C) an individual candidate for delegate supporting a candidate for nomination for President if there shall have been filed with the Board, no later than forty-five days before the date of such presidential primary, a petition on behalf of such candidate, signed by the candidate and by at least one thousand qualified electors of the District of Columbia who have registered under section 7 of this Act and are of the same political party as the candidate; or

"(D) an individual not committed to support any named candidate for nomination for President if there shall have been filed with the Board, no later than forty-five days before the date of such presidential primary, a petition on behalf of such candidate, signed by the candidate and by at least one thousand qualified

D.C. Code 1-1107.

electors of the District of Columbia who have registered under section 7 of this Act and are of the same political party as the candidate.

No candidate for delegate or alternate may be listed on the ballot unless such candidate was properly selected according to the rules of his political party relating to the nomination of candidates for delegate or alternate.

“(4) The Board shall (A) arrange the ballot for the presidential preference primary so as to enable each voter to indicate his choice for presidential nominee and for the slate of delegates and alternates pledged to support that prospective nominee with one mark, and provide an alternative to vote for individual delegates or uncommitted slates of delegates, and (B) clearly indicate on the ballot the candidate for nomination for President which a slate or candidate for delegate supports.

“(5) The delegates and alternates, of each political party within the District of Columbia to the national convention of that party convened for the nomination of the candidate of that political party for President, elected in accordance with this Act, shall only be obligated to vote for the candidate for nomination who received at least a plurality of the votes cast in the presidential preference primary for all such candidates of that party for President held in the District of Columbia at which such delegates were elected on the first and second ballots cast at that convention for nominees for President, or until such time as such candidate receiving a plurality of such vote cast in the presidential preference primary withdraws his candidacy, whichever occurs first.

Regulation.

“(6) The Board shall by regulation specify such additional details as may be necessary and proper to effectuate the purposes and provisions of this subsection.”

75 Stat. 818.

(8) Clause (2) of subsection (b) of section 7 of such Act (D.C. Code, sec. 1-1107) is amended by striking out “section 2(2)” and inserting in lieu thereof “paragraphs (2) and (7) of section 2 of this Act”.

Ante, p. 788.

(9) Subsection (a) of section 8 of such Act (D.C. Code, sec. 1-1108), is amended to read as follows:

National committeeman candidate, nomination.
69 Stat. 701;
82 Stat. 103;
84 Stat. 853, 854.

“(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) prepared in accordance with the rules prescribed by the Board, (B) signed by not less than five hundred qualified electors registered under such section 7 of this Act, who are of the same political party as the candidate, and (C) filed with the Board not later than the forty-fifth day before the date of the election held for such office, member, or official.

“(2) In the case of a nominating petition for a candidate for election as a member or official designated for election from a ward under clause (4) of such first section, such petition shall be prepared and filed in the same manner as a petition prepared and filed by a candidate under paragraph (1) of this subsection and signed by one hundred qualified electors residing in such ward, registered under section 7 of this Act, who are of the same political party as the candidate.”

(10) Subsection (b) of section 8 of such Act (D.C. Code, sec. 1-1108), is amended by striking out “three-year” and inserting in lieu thereof “ninety-day”.

(11) Subsection (i) of section 8 of such Act (D.C. Code, sec. 1-1108), is amended to read as follows:

Delegate primary, nomination.
84 Stat. 849.

“(i) Each candidate in a primary election for the office of Delegate shall be nominated for such office by a nominating petition (1) filed with the Board not later than the forty-fifth day before the date of such primary election; (2) signed by qualified electors registered under section 7 of this Act, who are of the same political party as the candidate, and equal in number to 1 per centum of the total number of such electors in the District of Columbia, as shown by the records of the Board as of the ninety-ninth day before the date of such primary election, or by two thousand of such qualified electors, whichever is less. A nominating petition for a candidate in a primary election for the office of Delegate may not be circulated for signature before the ninety-ninth day preceding the date of such election and may not be filed with the Board before the seventieth day preceding such date. The Board may prescribe rules with respect to the preparation and presentation of nominating petitions. The Board shall arrange the ballot of each political party in each such primary election so as to enable a voter of such party to vote for any one duly nominated candidate of that party for the office of Delegate.”

69 Stat. 700;
82 Stat. 103.
D.C. Code 1-1107.

(12) Subsection (j) of section 8 of such Act (D.C. Code, sec. 1-1108), is amended to read as follows:

General election, direct nomination.

“(j) (1) A duly qualified candidate for the office of Delegate may, subject to the provisions of this subsection, be nominated directly as such a candidate for election in the next succeeding general election for such office (including any such election to be held to fill a vacancy). Such person shall be nominated by a nominating petition (A) filed with the Board not less than the forty-fifth day before the date of such general election; and (B) signed by qualified electors registered under section 7 of this Act equal in number to 1½ per centum of the total number of such qualified electors in the District, as shown by the records of the Board as of the ninety-ninth day before the date of such election, or by three thousand of such qualified electors, whichever is less. A nominating petition for such a candidate for the office of Delegate may not be circulated for signature before the ninety-ninth day preceding the date of such election and may not be filed with the Board before the seventieth day preceding such date. The Board may prescribe rules with respect to the preparation and presentation of such nominating petitions.

“(2) Nominations under this subsection for candidates for election in a general election for the office of Delegate shall be of no force and effect with respect to any person whose name has appeared on the ballot of a primary election for such office held within eight months before the date of such general election.”

(13) Subsection (m) of section 8 of such Act (D.C. Code, sec. 1-1108) is amended to read as follows:

“(m) (1) Designation of offices of local party committees to be filled by election pursuant to clause (4) of the first section of this Act shall be effected, in accordance with the provision of this subsection, by written communication signed by the chairman of such committee and filed with the Board not later than ninety days before the date of such election.

“(2) Such designation shall specify separately (A) the titles of the offices and the total number of members to be elected at large, if any, and (B) the title of the offices and the total number of members to be elected by ward, if any.

“(3) In the event that a party committee designates members to be elected by ward pursuant to clause (B) of paragraph (2) this subsection, the number of such officials to be elected from each of the

wards shall be based on the relative numerical strength of such party in such ward, as compared with the total numerical strength of such party in the District, in each case as measured by the total number of registered voters of such party residing in each ward (as shown by the records of the Board as of one hundred-twenty days before such election), based on the method known as the method of equal proportions, with no ward to elect less than one member. The Board shall by regulation specify such additional details as may be necessary and proper to effectuate the purpose of this subsection."

(14) Subsection (o) of section 8 of such Act (D.C. Code, sec. 1-1108), is amended to read as follows:

"(o) Each candidate in a general election for member of the Board of Education shall be nominated for such office by a nominating petition (A) filed with the Board not later than the forty-fifth calendar day before the date of such general election; and (B) signed by at least two hundred qualified electors who are duly registered under section 7 of this Act, who reside in the ward from which the candidate seeks election, or in the case of a candidate running at large, signed by at least one thousand of the qualified electors in the District of Columbia registered under such section 7. A nominating petition for a candidate in a general election for member of the Board of Education may not be circulated for signatures before the ninety-ninth day preceding the date of such election and may not be filed with the Board before the seventieth day preceding such date. The Board may prescribe rules with respect to the preparation and presentation of nominating petitions. In a general election for members of the Board of Education, the Board shall arrange the ballot for each ward to enable a voter registered in that ward to vote for any one candidate duly nominated to be elected to such office from such ward, and to vote for as many candidates duly nominated for election at large to such office as there are Board of Education members to be elected at large in such election."

(15) Section 8 of such Act (D.C. Code, sec. 1-1108), is amended by adding at the end of that section the following:

"(r) Any petition required to be filed under this Act by a particular date must be filed no later than 5 o'clock post meridian on such date."

(16) Subsection (1) of section 8 of such Act (D.C. Code, sec. 1-1108), is repealed.

(17) Subsection (c) of section 9 of such Act (D.C. Code, sec. 1-1109), is amended to read as follows:

"(c) Any candidate or group of candidates may, not less than two weeks prior to such election, petition the Board for credentials authorizing watchers at one or more polling places and at the place or places where the vote is to be counted for the next election during voting hours and until the count has been completed. The Board shall formulate rules and regulations not inconsistent with this Act to prescribe the form of watchers' credentials, to govern the conduct of such watchers, and to limit the number of watchers so that the conduct of the election will not be unreasonably obstructed. Such rules and regulations should provide fair opportunity for watchers for all candidates or groups of candidates to challenge prospective voters whom the watchers believe to be unqualified to vote, to question the accuracy in the vote count, and otherwise to observe the conduct of the election at the polling places and the counting of votes."

(18) Paragraph (1) of subsection (a) of section 10 of such Act (D.C. Code, sec. 1-1110), is amended to read as follows:

"(a) (1) The elections of the officials referred to in clauses (1), (2), and (3) of the first section of this Act, and of officials designated pursuant to clause (4) of such section, and the primary under section 5(b) of this Act, shall be held on the first Tuesday after the first Monday in May of each presidential election year."

82 Stat. 104;
84 Stat. 849.

69 Stat. 700;
82 Stat. 103.
D.C. Code 1-
1107.

Rules.

Repeal.

84 Stat. 850.
Poll watchers.
84 Stat. 854.

Rules and
regulations.

Election date.

Ante, p. 788.

Ante, p. 789.

(19) Section 10(a)(7)(A) of such Act (D.C. Code, sec. 1-1110), is amended by striking out "a majority" and inserting in lieu thereof "at least 40 per centum".

Runoffs.
82 Stat. 105;
84 Stat. 850.

(20) Section 10(a)(7)(B) of such Act (D.C. Code, sec. 1-1110), is amended by striking out "a majority" and inserting in lieu thereof "at least 40 per centum".

(21) The first sentence of paragraph (8) of subsection (a) of section 10 of such Act (D.C. Code, sec. 1-1110), is amended by striking out "less than a majority".

(22) Subsection (a) of section 11 of such Act (D.C. Code, sec. 1-1111), is amended by inserting immediately before the last sentence thereof, the following new sentence: "In no case, however, shall the petitioner be required to pay the cost of any recount in any such election if the difference in the number of votes received by the petitioner in connection with any office and the number of votes received by the person certified as having been elected to that office, in the case of an election from a ward, is less than 1 per centum or fifty votes, whichever is less, or in the case of an election at large, is less than 1 per centum or three hundred and fifty votes, whichever is less."

Recounts.
69 Stat. 703.

(23) Subsection (b) of section 13 of such Act (D.C. Code, sec. 1-1113), is amended by striking out "or delegate" and inserting in lieu thereof "delegate, or alternate".

84 Stat. 855.

(24) Subsection (d) of section 13 of such Act (D.C. Code, sec. 1-1113), is amended by striking out "or delegate" and inserting in lieu thereof "delegate, or alternate".

(25) Subsection (e) of section 13 of such Act (D.C. Code, sec. 1-1113), is amended to read as follows:

Election ex-
pense statements.

"(e)(1) Every independent committee or party committee which receives or expends funds on behalf of any candidate or group of candidates in an election for any office referred to in the first section of this Act, or in a primary election held under section 5(b) of this Act, shall have a chairman and a treasurer and shall maintain an address in the District of Columbia where notices may be sent. Each such committee shall register with the Board of Elections as soon as its receipts or expenditures, or the sum of its receipts and expenditures total \$100, or within ten days after its organization, whichever first occurs.

Ante, pp. 788,
789.

"(2) In any election held in the District of Columbia with respect to any office referred to in the first section of this Act, or with respect to a primary election held under section 5(b) of this Act, each candidate for election, and the treasurer of each independent or party committee, shall file with the Board of Elections on the fifth calendar day before, and also within thirty days after, the date on which such primary or general election was held, an itemized statement, complete as of the day next preceding the date of filing, setting forth—

"(A) The name and address of each person who has made a contribution to or for such committee in one or more items of the aggregate amount or value, within the calendar year, of \$100 or more, together with the amount and date of such contribution;

"(B) The total sum of the contributions made to or for such committee during the calendar year and not stated under subparagraph (A);

"(C) The total sum of all contributions made to or for such committee during the calendar year;

"(D) The name and address of each person to whom an expenditure in one or more items of the aggregate amount or value, within the calendar year, of \$10 or more has been made by or on behalf of such committee, and the amount, date, and purpose of such expenditure;

“(E) The total sum of all expenditures made by or on behalf of such committee during the calendar year and not stated under subparagraph (D);

“(F) The total sum of expenditures made by or on behalf of such committee during the calendar year.

“(3) The statements required to be filed by paragraph (2) of this subsection shall be cumulative during the calendar year to which they relate, but where there has been no change in an item reported in a previous statement only the amount need be carried forward.

“(4) Every person (other than a political committee) who makes an expenditure in one or more items, other than by contribution to a political committee, aggregating \$50 or more within a calendar year for the purpose of influencing any general or primary election held under this Act, shall file with the Board an itemized detailed statement of such expenditure in the same manner as required of the treasurer of a political committee by paragraph (2) of this subsection.

“(5) It shall be the duty of the treasurer of a political committee to keep a detailed and exact account of—

“(1) All contributions made to or for such committee;

“(2) The name and address of every person making any such contribution, and the date thereof;

“(3) All expenditures made by or on behalf of such committee; and

“(4) The name and address of every person to whom any such expenditure is made, and the date thereof.

“(6) It shall be the duty of the treasurer to obtain and keep a receipted bill, stating the particulars, for every expenditure by or on behalf of a political committee exceeding \$10 in amount. The treasurer shall preserve all receipted bills and accounts required to be kept by this section for a period of at least two years from the date of the filing of the statement containing such items.

“(7) Every person who receives a contribution for a political committee shall, on demand of the treasurer, and in any event within five days after the receipt of such contribution, render to the treasurer a detailed account thereof, including the name and address of the person making such contribution, and the date on which received.

Penalty.

“(8) Any candidate, treasurer of any independent committee, or party committee, or other person who willfully violates this subsection shall be fined not more than \$5,000 or imprisoned for not more than 30 days, or both.”

Board members' compensation.
84 Stat. 854.

(26) Subsection (b) of section 4 of such Act (D.C. Code, sec. 1-1104) is amended by striking “\$50 per day, with a limit of \$2500 per annum” and inserting “\$75 per day with a limit of \$11,250 per annum” in lieu thereof.

Ante, p. 793.

(27) Section 13 of such Act (as amended by paragraph (25) of this Act) is amended by adding after subsection (e) the following new subsection:

“(f) (1) Subsection (e) of this section shall not require—

“(A) registration under subsection (e) (1) of any independent committee or party committee which is registered as a political committee under section 303 of the Federal Election Campaign Act of 1971,

“(B) filing of any statement under paragraph (2) of such subsection (e) with respect to an election for Federal office by a candidate or committee required to file a report with respect to such election under section 304 of the Federal Election Campaign Act of 1971, or

86 Stat. 14.
2 USC 433.

“(C) the filing of any statement under paragraph (4) of such subsection (e) with respect to any election for Federal office by any person required to file a report with respect to such election under section 305 of the Federal Election Campaign Act of 1971.

Ante, p. 793.

“(2) Paragraphs (5), (6), and (7) of subsection (e) of this section shall not apply to any committee which is not required to register under subsection (e) (1) of this section.

Definitions.

“(3) For purposes of this subsection, the terms ‘election’ and ‘Federal office’ have the same meaning as such terms have under section 301 of the Federal Election Campaign Act of 1971.

Effective date.

“(4) This subsection shall take effect on the date on which title III of the Federal Election Campaign Act of 1971 takes effect.”

(28) Paragraph (6) of subsection (a) of section 5 of such Act (D.C. Code, sec. 1-1105) is amended by striking out “paragraphs (1), (2), (3), or (4)” and by inserting in lieu thereof “paragraph (1), (2), or (3)”.

75 Stat. 817.

(29) Subsection (d) of section 5 of such Act (D.C. Code, sec. 1-1105) is amended by striking “persons not absent from the District but who are physically unable” and inserting “either persons temporarily absent from the District or persons physically unable” in lieu thereof.

Ante, p. 789.

(30) Subsection (a) of section 7 of such Act (D.C. Code, sec. 1-1107) is amended by striking in the second sentence “person” and inserting “qualified elector”.

Registration.
82 Stat. 103.

(31) Paragraph (1) of subsection (d) of section 7 of such Act (D.C. Code, sec. 1-1107) is amended (A) by striking from clause (A) the words “odd-numbered calendar year and of each presidential election year” and inserting “calendar year” in lieu thereof, and (B) by striking from clause (B) the words “presidential election” and inserting “even-numbered” in lieu thereof, and (C) by inserting in clause (C), after the word “special”, the words, “or runoff”.

(32) Subsection (c) of section 8 of such Act (D.C. Code, sec. 1-1108) is amended to read as follows:

Ballot arrangement.
69 Stat. 701;
84 Stat. 854.

“(c) (1) In each election of officials referred to in clause (1) of the first section of this Act, and in each election of officials designated for election at large pursuant to clause (4) of such section, the Board shall arrange the ballot of each party to enable the registered voters of such party to vote separately or by slate for each official duly qualified and nominated for election to such office.

“(2) In each election of officials designated, pursuant to clause (4) of the first section of this Act, for election from a ward, the Board shall arrange the ballot of each party to enable the registered voters of such party, residing in such ward, to vote separately or by slate for each official duly qualified and nominated from such ward for election to such office from such ward.”

(33) Subsection (f) of section 8 of such Act (D.C. Code, sec. 1-1108) is amended by striking out “August 15” and inserting “the third Tuesday in August” in lieu thereof.

75 Stat. 818.

(34) Paragraphs (1) and (2) of subsection (n) of section 8 of such Act (D.C. Code, sec. 1-1108) are each amended by striking out “qualified electors” and inserting “duly registered voters” in lieu thereof.

82 Stat. 104;
84 Stat. 849.

SEC. 2. Section 302(i) of the Federal Corrupt Practices Act, 1925 (2 U.S.C. 241(i)) is amended by inserting immediately before the period at the end thereof a comma and the following: “and the District of Columbia”.

Definitions.
43 Stat. 1070.

SEC. 3. Paragraphs (1), (2), and (3) of subsection (c) of section 2 of 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(c)), are amended to read as follows:

Qualifications.

82 Stat. 101.

Ante, p. 788.

"(1) Each member of the Board of Education elected from a ward shall at the time of his nomination (A) be a qualified elector (as that term is defined in section 2 of the District of Columbia Election Act) in the school election ward from which he seeks election, (B) have, for the ninety-day period immediately preceding his nomination, resided in the school election ward from which he is nominated, and (C) have, during the ninety-day period next preceding his nomination, been an actual resident of the District of Columbia and have during such period claimed residence nowhere else. A member shall forfeit his office upon failure to maintain the qualifications required by this paragraph.

"(2) Each member of the Board of Education elected at large shall at the time of his nomination (A) be a qualified elector (as that term is defined in section 2 of the District of Columbia Election Act) in the District of Columbia, and (B) have, during the ninety-day period next preceding his nomination, been an actual resident of the District of Columbia and have during such period claimed residence nowhere else. A member shall forfeit his office upon failure to maintain the qualifications required by this paragraph.

"(3) No individual may hold the office of member of the Board of Education and (A) hold another elective office other than delegate or alternate delegate to a convention of a political party nominating candidates for President and Vice President of the United States, or (B) also be an officer or employee of the District of Columbia government or of the Board of Education. A member will forfeit his office upon failure to maintain the qualifications required by this paragraph."

Effective date.

SEC. 4. The provisions of this Act and the amendments made thereby shall take effect as of January 1, 1972.

Approved December 23, 1971.

Public Law 92-221

AN ACT

December 23, 1971
[H. R. 9961]

To provide Federal credit unions with two additional years to meet the requirements for insurance, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. (a) Paragraph (2) of subsection (c) of section 201 of the Federal Credit Union Act (12 U.S.C. 1781(c)(2)) is amended by striking out "reject" and inserting in lieu thereof "disapprove".

(b) Subsection (d) of such section 201 (12 U.S.C. 1781(d)) is amended to read as follows:

"(d) In the case of any Federal credit union whose application for insurance is disapproved, if such Federal credit union has annually transferred such a percentage of its gross income to its reserves as is required under section 116(a) and notwithstanding any reserving requirements established under section 116(b) of this Act, the Administrator shall nonetheless issue to such Federal credit union a certificate of insurance which shall be valid for a period of two years. The Administrator shall suspend or revoke the charter of any Federal credit union which has failed, upon the expiration of such two-year period of insurance, to file an application for insurance which is approved by the Administrator in accordance with subsection (c). A Federal credit union which is insured under this subsection for a

Federal Credit
Union Act,
amendments.
84 Stat. 994.

Temporary
insurance.

84 Stat. 1017.
12 USC 1762.