

GOVERNMENT OF THE DISTRICT OF COLUMBIA

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ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2003-156  
November 7, 2003

**SUBJECT:** Establishment – Board of Review for Anti-Deficiency Violations

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(6) of the District of Columbia Home Rule Act, as amended, 87 Stat. 790, Pub. L. No. 93-198, D.C. Official Code § 1-204.22(6) (2001), and pursuant to the District Anti-Deficiency Act of 2002, effective April 4, 2003 (D.C. Law 14-285; 50 DCR 940), and Mayor's Order 2003-60, dated May 16, 2003 it is hereby **ORDERED** that:

**I. ESTABLISHMENT**

There is hereby established in the District of Columbia the District's Review Board on Anti-Deficiency Violations.

**II. PURPOSE**

The Review Board shall advise and make recommendations to the Mayor, Chief Financial Officer, Inspector General, and Council on issues relative to anti-deficiency violations in the District of Columbia.

**III. FUNCTIONS**

a. The Review Board shall:

- i. Convene within 30 days of learning of an allegation of a violation of D.C. Official Code § 47-355.06 to determine whether a violation occurred and, if so, to investigate the causes of the violation.
- ii. Assess the culpability of responsible employees.
- iii. Recommend an appropriate disciplinary action.
- iv. Present a report to the Council that includes all relevant facts, including:
  - A. The violation.

- b. The Review Board may recommend that no action be taken where it finds a justification for the violation. Justification may include, but is not limited to, overspending as a result of court orders, entitlements, or explicit authorization in the appropriations act.
- c. The Review Board is advisory only and will only make recommendations on issues relative to anti-deficiency violations.

#### **IV. COMPOSITION**

The Review Board shall be comprised of five (5) District government employees, which are as follows:

- a. Two (2) representatives who serve at the pleasure of the Chief Financial Officer, one of whom shall serve as the Chairperson for the Review Board.
- b. Two (2) representatives who serve at the pleasure of the Mayor.
- c. One (1) representative who serves at the pleasure of the Inspector General.

#### **V. TERMS**

- a. The members shall be appointed to a term of three (3) years.
- b. The Chairperson may excuse a member for a meeting for an emergency reason. Any member who fails to attend three (3) consecutive meetings shall be deemed to be removed from the Review Board, and a vacancy created. Such vacancies shall be filled by the appropriate appointing authority as outlined in paragraph (IV) above.
- c. A member may serve beyond the end of their terms until reappointed, or replaced, by the appropriate appointing authority as outlined in paragraph (IV) above. No person may serve more than two (2) full terms.

#### **VI. COMPENSATION**

Members of the Committee shall serve without compensation, except that a member may be reimbursed for expenses incurred in the authorized execution of official Committee duties, if approved in advance by the Chief Financial Officer, Office of the Chief Financial Officer.

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**VII. ORGANIZATION**

- a. The Review Board may establish subcommittees as needed. Subcommittees may include District government employees who are not members of the full Review Board, provided that each subcommittee is chaired by a member of the Review Board.
- b. The Review Board may establish its own bylaws and rules of procedure, subject to the approval of the Chief Financial Officer or his designee.

**VIII. ADMINISTRATION**

The Office of the Chief Financial Officer shall provide administrative and staff support to the Review Board, and shall serve as Secretary of the Review Board.

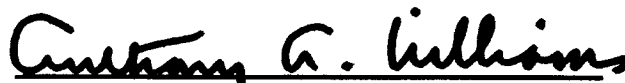
**IX. LEGAL ADVICE**


The Board shall consult with and seek advice from the Office of the Corporation Counsel, in coordination with the Office of the General Counsel in the Office of the Chief Financial Officer, in the course of the Board's review of each violation.

**X. DELETION OF PREVIOUS ESTABLISHMENT OF REVIEW BOARD**

Paragraph 6 of Mayor's Order 2003-60, dated May 16, 2003, is deleted upon the effective date of this Order.

**XI. EFFECTIVE DATE :** This Order shall become effective immediately.

  
ANTHONY A. WILLIAMS  
MAYOR

ATTEST:   
SHERRYL HOBBS NEWMAN  
SECRETARY OF THE DISTRICT OF COLUMBIA