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A BILL
22-552

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA



To classify Hearing Examiners within the Office of Employee Appeals as Legal Service employees within the District Government.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Office of Employee Appeals Hearing Examiner Classification Amendment Act of 2017”.

Sec. 2. Section 851(2) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-608.51(2)), is amended to read as follows:

“(2) “Attorney” means:

“(A) Any position which is classified as part of Series 905, except for any position that is occupied by a person whose duties, in whole or in substantial part, consist of hearing cases as an administrative law judge or as an administrative hearing officer; and

“(B) Notwithstanding subparagraph (A) of this paragraph, a hearing examiner employed by the Office of Employee Appeals.”.

Sec 3. Section 601 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code

27 § 1-606.01, is amended by inserting a new subsection (m) to read as follows: “Hearing
28 examiners employed by the Office of Employee Appeals must be licensed to practice law in the
29 District of Columbia.”

30 Sec. 4. Applicability.

31 (a) This act shall apply upon the date of inclusion of its fiscal effect in an approved
32 budget and financial plan.

33 (b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in
34 an approved budget and financial plan, and provide notice to the Budget Director of the Council
35 of the certification.

36 (c)(1) The Budget Director shall cause the notice of certification to be published in the
37 District of Columbia Register.

38 (2) The date of publication of the notice of the certification shall not affect the
39 applicability of this act.

40 Sec. 5. 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. 6. Effective date.

45 This act shall take effect following approval by the Mayor (or in the event of a veto by
46 the Mayor, action by the Council to override the veto), a 30-day period of congressional review
47 as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

ENGROSSED ORIGINAL

48 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
49 Columbia Register.