

COUNCIL OF THE DISTRICT OF COLUMBIA

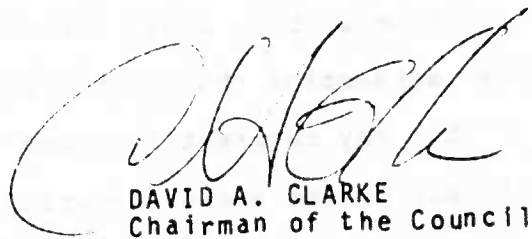
NOTICE

D.C. LAW 5-102

"District of Columbia Unemployment Compensation Act Amendments Act of 1984".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 5-377 on first and second readings, April 30, 1984 and May 15, 1984, respectively. Following the signature of the Mayor on June 6, 1984, this legislation was assigned Act No. 5-143, published in the June 15, 1984 edition of the D.C. Register, (Vol. 31 page 2902) and transmitted to Congress June 8, 1984 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 5-102, effective August 10, 1984.


DAVID A. CLARKE
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

June 8, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 25, 26, 27, 28, 29

July 23, 24, 25, 26, 27, 30, 31

August 1, 2, 3, 6, 7, 8, 9

D.C. LAW 5 - 102

AN ACT

Enrolled Original

EFFECTIVE
DATE AUG 10 1984

D.C. ACT 5 - 143

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUN - 6 1984

To amend the District of Columbia Unemployment Compensation Act to comply with federal requirements regarding disqualification of nonacademic employees of schools between regular terms, the prompt payment of interest on advances, and the offset of pension income; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF

COLUMBIA, That this act may be cited as the "District of Columbia Unemployment Compensation Act Amendments Act of 1984".

Sec. 2. The District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 956; D.C. Code, sec. 46-101 et seq.), is amended as follows:

(a) Section 2 (D.C. Code, sec. 46-102) is amended by adding a new subsection (b) to read as follows:

D.C. Code,
sec. 46-102
(1981 ed.)

"(b) Any interest required to be paid on advances under Title XII of the Social Security Act shall be paid by the date on which such interest is due. No interest payment shall be paid directly or indirectly from amounts in the District unemployment fund."

(b) Section 3(c)(2) (D.C. Code, sec. 46-103(c)(2)) is amended as follows:

D.C. Code,
sec. 46-103
(1981 ed.)

(1) by striking the phrase "except as specifically provided by subparagraphs (B), (C), and (D)

below" and inserting the phrase "except as specifically provided by subparagraphs (B), (C), (D), and (E) below" in its place; and

(2) by adding a new subparagraph (E) to read as follows:

"(E) Benefits paid to an individual with respect to any week of unemployment during which the individual is a continuing part-time employee of an employer other than the separating employer shall not be charged to the continuing employer's account."

(c) Section 7(c) (D.C. Code, sec. 46-108(c)) is amended by striking the last sentence thereof which reads as follows: "An individual's deductible pension or annuity

D.C. Code, sec. 46-108 (1981 ed.)

amount shall be determined as of the day on which he first files a valid claim for benefits in any benefit year, or as of the day a pension or annuity is first applied for, whichever comes later, and shall be fixed for the duration of the benefit year."

(d) Section 7(g)(8)(B) (D.C. Code, sec. 46-108(g)(8)(B)) is amended by striking the word "four" and inserting the word "ten" in its place.

D.C. Code, sec 46-108 (1983 supp.)

(e) Section 7(g)(8)(G) (D.C. Code, sec. 46-108(g)(8)(G)) is amended by striking the word "four" and inserting the word "ten" in its place.

D.C. Code, sec 46-108 (1983 supp.)

(f) Section 9(g) (D.C. Code, sec. 46-110(7)) is amended as follows:

D.C. Code, sec 46-110 (1981 ed.)

(1) by striking in paragraph (1) the phrase "if the individual has a contract or contracts to perform

services" and inserting the phrase "if the individual has reasonable assurance of performing services" in its place;

(2) by striking in paragraph (2) the phrase "if there is a contract or" and inserting the phrase "there is" in its place; and

(3) by adding new paragraphs (3), (4), and (5) to read as follows:

"(3)(A) Effective for weeks of compensation beginning on or after April 1, 1984, with respect to services performed in any capacity other than specified above for an educational institution or in an institution of higher education, benefits shall not be payable on the basis of such services to any individual for any week which commences during a period between two successive academic years or terms if such individual performs such services in the first of such academic years or terms and there is reasonable assurance that such individual will perform such services in the second of such academic years or terms.

"(B) If compensation is denied to any individual under this paragraph and such individual was not offered an opportunity to perform such services for the educational institution for the second of such academic years or terms, such individual shall be entitled to a retroactive payment of compensation for each week for which the individual filed a timely claim for compensation and for which compensation was denied solely by reason of this paragraph.

"(4) With respect to any services described in subsection (g), benefits shall not be payable on the basis

of services in any such capacities to any individual for any ^{Enrolled Original}
week which commences during an established and customary
vacation period or holiday recess if such individual
performs such services in the period immediately before such
vacation period or holiday recess, and there is a reasonable
assurance that such individual will perform such services in
the period immediately following such vacation period or
holiday recess.

"(5)(A) With respect to any services described in
subsection (g), benefits shall not be payable on the basis
of services in any such capacities to any individual who
performed such services in an educational institution while
in the employ of an educational service agency.

"(B) For purposes of this paragraph the term
'educational service agency' means a governmental agency or
governmental entity which is established and operated
exclusively for the purpose of providing such services to
one or more educational institutions."

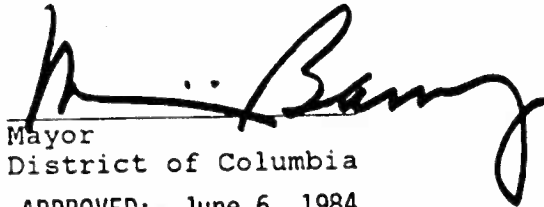
Sec. 3. This act shall take effect after a 30-day
period of Congressional review following approval by the
Mayor (or in the event of veto by the Mayor, action by the
Council of the District of Columbia to override the veto) as
provided in section 602(c)(1) of the District of Columbia
Self-Government and Governmental Reorganization Act,

approved December 24, 1973 (87 Stat. 813; D.C. Code, sec.

1-233(c)(1)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia

APPROVED: June 6, 1984



COUNCIL OF THE DISTRICT OF COLUMBIA
Council Period Five — Second Session

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: B 5-377

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 4-30-84

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Smith

ROLL CALL VOTE: — RESULT

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MOORE, JR.					SPAULDING				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Rosemary Smith
Secretary to the Council

5/20/84
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 5-15-84

VOICE VOTE: Unanimous

Recorded vote on request

Absent: Clarke

ROLL CALL VOTE: — RESULT

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MOORE, JR.					SPAULDING				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Rosemary Smith
Secretary to the Council

5/20/84
Date

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: — RESULT

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MOORE, JR.					SPAULDING				
CRAWFORD					RAY					WILSON				
JARVIS					ROLARK					WINTER				
KANE					SHACKLETON									
MASON					SMITH, JR.									

X — Indicates Vote A.B. — Absent N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date