

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

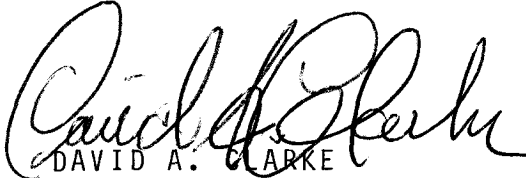
NOTICE

D.C. LAW 8-128

"Corrective Action Amendment Act  
of 1990".

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. 8-369 on first and second readings, February 13, 1990, and February 27, 1990, respectively. Following the signature of the Mayor on March 15, 1990, this legislation was assigned Act No. 8-181, published in the March 30, 1990, edition of the D.C. Register, (Vol. 37 page 2099) and transmitted to Congress on March 22, 1990 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 8-128, effective May 15, 1990.

  
DAVID A. CLARKE  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

March	22,23,26,27,28,29,30
April	2,3,4,5,18,19,20,23,24,25,26,27,30
May	1,2,3,4,7,8,9,10,11,14

MAY 15 1990

Enrolled Original

AN ACT

Codification,  
District of Columbia Code  
(1991 Supplement)

**D.C. ACT 8 - 181**

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

**MAR 15 1990**

To amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to provide a time period within which a corrective action shall be commenced.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Corrective Action Amendment Act of 1990".

Sec. 2. The District of Columbia Government Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-601.1 et seq.), is amended as follows:

(a) Section 1601 (D.C. Code, sec. 1-617.1) is amended by adding a new subsection (b-1) to read as follows: Section 1-617.1

"(b-1) (1) Except as provided in paragraph (2) of this subsection, no corrective or adverse action shall be commenced pursuant to this section more than 45 days, not including Saturdays, Sundays, or legal holidays, after the date that the agency knew or should have known of the act or occurrence allegedly constituting cause, as that term is defined in subsection (d) of this section.

"(2) In the event that the act or occurrence allegedly constituting cause is the subject of an ongoing criminal investigation, the 45-day limit imposed by paragraph (1) of this subsection shall be tolled until the conclusion of the criminal investigation."

(b) Section 1602 (D.C. Code, sec. 1-617.2) is amended as follows: Section 1-617.2

(1) By designating the existing text as subsection (a); and

(2) By adding a new subsection (b) to read as follows:

"(b) No employee shall present a grievance pursuant to this section more than 45 days, not including Saturdays, Sundays, or legal holidays, after the date that the employee

knew or should have known of the act or occurrence that is the subject of the grievance."

(c) Section 1603(a)(1) (D.C. Code, sec. 1-617.3(a)(1)) is amended as follows:

Section  
1-617.3

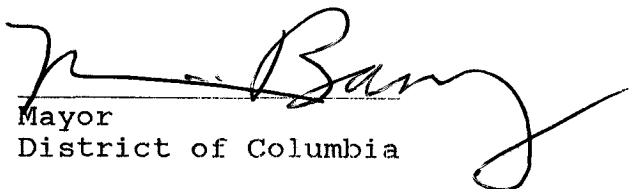
(1) Subparagraph (A) is amended by striking the semicolon and adding the phrase ", within 45 days, not including Saturdays, Sundays, or legal holidays, of the date that the agency knew or should have known of the act or occurrence allegedly constituting cause, as that term is defined in section 1601(d);"; and

(2) Subparagraph (D) is amended by striking the period and inserting the phrase ", except that in the event there is an ongoing criminal prosecution against an employee who is the subject of an adverse or corrective action that is based on the same act or occurrence constituting cause for the criminal prosecution, the 45-day time limit shall not apply until the conclusion of the criminal prosecution." in its place.

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)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED: March 15, 1990



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Council Period Eight**

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: Bill 8-369

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 2-13-90

VOICE VOTE: Approved

Recorded vote on request

Absent: Kane

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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

*Rosen*  
 Secretary to the Council

3-2-90  
 Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 2-27-90

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

*Rosen*  
 Secretary to the Council

3-2-90  
 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					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

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

CERTIFICATION RECORD

\_\_\_\_\_  
 Secretary to the Council

\_\_\_\_\_  
 Date