

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 9-163

"Retired Police Officer Redeployment  
Amendment Act of 1992".

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. 9-498 on first and second readings, June 2, 1992, and July 7, 1992, respectively. Following the signature of the Mayor on July 21, 1992, this legislation was assigned Act No. 9-258, published in the July 31, 1992, edition of the D.C. Register, (Vol. 39 page 5705) and transmitted to Congress on July 23, 1992 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 9-163, effective September 29, 1992.



JOHN A. WILSON  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July 23,24,27,28,29,30,31

August 3,4,5,6,7,10,11,12

September 8,9,10,11,14,15,16,17,18,21,22,23,24,25,28

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 21, 1992

To allow a retired member of the Metropolitan Police Department to be eligible for rehire as a temporary full-time or temporary part-time police officer without annuitant liability for salary earned from the District of Columbia government or negative impact on the unfunded liability of the District of Columbia Police Officers and Firefighters' Retirement Fund, and to provide that a retired officer redeployed under this act be vested with full police powers; and to amend the Merchant's Civil Recovery for Criminal Conduct Act of 1992 to make technical amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Retired Police Officer Redeployment Amendment Act of 1992".

Sec. 2. (a) Except for a disability annuitant, a police officer retired from the Metropolitan Police Department shall be eligible for rehire at the discretion of the Chief of the Metropolitan Police Department as a fully sworn temporary full-time or temporary part-time police officer without jeopardy to the retirement benefits of the police officer.

(b) A retired police officer who is rehired under this act shall be vested with full police powers including, but not limited to, the authority to carry a firearm.

(c) Service under this act shall not count as creditable service for the purposes of section 12(c) of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and seventeen, and for other purposes, approved September 1, 1916 (39 Stat. 718; D.C. Code §4-610).

Note,  
Section  
4-610

Sec. 3. Section 12(n) of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and seventeen, and for other purposes, approved September 1, 1916 (39 Stat. 718; D.C. Code §4-629(e)), is amended by adding a sentence at the end to read as follows:

Section  
4-629

"The provisions of this subsection shall not apply to an annuitant employed by the District of Columbia government under the Retired Police Officer Redeployment Amendment Act of 1992."

Sec. 4. Within 60 days of the effective date of this act or the "Fiscal Year 1992 District of Columbia Supplemental Budget and Rescissions of Authority Request Act of 1992", whichever occurs first, the Chief of the Metropolitan Police Department shall submit to the Council proposed regulations to begin hiring retired members of the police force. The proposed regulations shall be submitted to the Council for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed regulations, in whole or in part, by resolution within this 45-day review period, the proposed regulations shall be deemed approved.

Sec. 5. The Merchant's Civil Recovery for Criminal Conduct Act of 1992, effective May 16, 1992 (D.C. Law 9-98; to be codified at D.C. Code §3-441 *et seq.*), is amended as follows:

(a) Section 4(a) (D.C. Code §3-443(a)) is amended by adding the word "not" after the word "shall".

Section  
3-443

(b) Section 5(b)(3) (D.C. Code §3-444(b)(3)) is amended by striking "damages." and inserting "damages; and" in its place.

Section  
3-444

(c) Section 5(b) (D.C. Code §3-444(b)) is amended by adding a new paragraph (4) to read as follows:

Section  
3-444

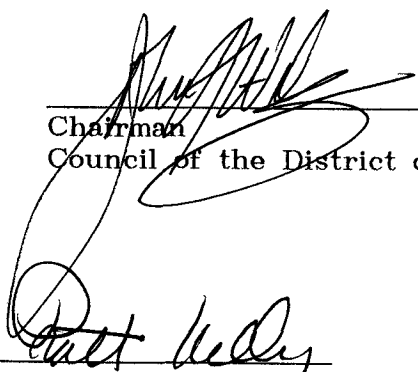
"(4) Specify that if payment of the specified amount is not made, an agreement of payments is not reached, or payments are not made in accordance with the terms of an agreement, within 30 days of the date of service of the demand, the merchant may bring a suit for damages."

(d) Section 5(c) (D.C. Code §3-444(c)) is amended by striking the word "or" after the phrase "an acknowledgement" and inserting the word "of" in its place.

Section  
3-444

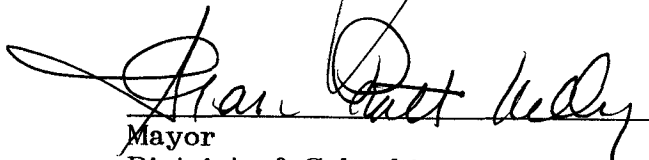
Sec. 6. (a) This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §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.

(b) Except for section 5, this act shall expire on October 1, 1997.



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Chairman  
Council of the District of Columbia



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Mayor  
District of Columbia

APPROVED: July 21, 1992



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

Bill 9-498

DOCKET NO:

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 6-2-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names and voting status.

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

CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: July 8, 1992

Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 7-7-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names and voting status.

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CERTIFICATION RECORD

Signature of Secretary to the Council

Secretary to the Council

Date: July 8, 1992

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Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: - RESULT

Table with 16 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 16 rows of member names and voting status.

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CERTIFICATION RECORD

Secretary to the Council

Date