

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

*Codification
District of
Columbia
Official Code*

2001 Edition

2011 Winter
Supp.

To amend, on a temporary basis, the Not-for-Profit Hospital Corporation Establishment Temporary Amendment Act of 2010 to allow independent contractors to manage, supervise, evaluate, and propose recommended disciplinary action for government hospital employees.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Not-for-Profit Hospital Corporation Personnel Administration Temporary Amendment Act of 2010".

Sec. 2. Section 108 of the Not-for-Profit Hospital Corporation Establishment Temporary Amendment Act of 2010, effective October 26, 2010 (D.C. Law 18-254; 57 DCR 8069), is amended by adding a new subsection (i) to read as follows:

“(i) The Corporation may retain an independent contractor to deliver hospital services, except for financial services provided by the Office of the Chief Financial Officer. As part of the hospital services a contractor provides, the contractor may manage, supervise, evaluate, and propose disciplinary action for government Hospital employees, except for employees reporting to the Chief Financial Officer of the District of Columbia, subject to the following limitations:

“(1) The Corporation determines, in writing, that the contractor is providing services to the Corporation and that it is necessary for the operation of the hospital, or an affected department of the hospital, for the contractor to supervise, manage, evaluate, and propose disciplinary action for the affected employees.

“(2) In exercising authority to supervise, manage, evaluate, and propose disciplinary action, the contractor shall comply with all Hospital human resource policies, personnel contracts, and collective-bargaining agreements.

“(3) A contractor’s proposal for disciplinary action shall not become final unless approved by the Chief Executive Officer of the Hospital.

“(4) The Hospital shall not be responsible for the contractor’s negligence or misconduct related to managing or supervising hospital employees.”.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the

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fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

Chairman
Council of the District of Columbia

Mayor
District of Columbia