

COUNCIL OF THE DISTRICT OF COLUMBIA

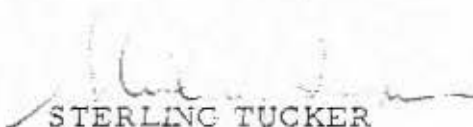
NOTICE

D. C. Law 2-76

"District of Columbia Police and Firefighter's
Salary Act Amendment of 1978"

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. 2-255, on first and second readings February 7, 1978 and February 21, 1978, respectively. Following the signature of the Mayor on March 10, 1978, this legislation was assigned Act No. 2-156, published in the March 24, 1978, edition of the D. C. Register and transmitted to both Houses of Congress 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 the following legislation as D. C. Law 2-76, effective May 18, 1978.


STERLING TUCKER
Chairman of the Council

(Vol. 24, D. C. Register, 8067, March 24, 1978)

D.C. LAW

2-7b

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

May 18, 1978

To amend the District of Columbia Police and Firemen's Salary Act of 1958 to increase salaries, 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 Police and Firefighter's Salary Act Amendment of 1978".

Sec. 2. (a)(1) The Mayor of the District of Columbia shall ascertain the average percentage increase to be used by the President of the United States in adjusting rates of pay (to be effective October 1, 1977) under section 5305(a)(2) of title 5 of the United States Code, or whether the President of the United States intends to submit to the United States Congress an alternative plan with respect to pay adjustments under section 5305(c) of title 5 of the United States Code, and the contents of the alternative plan of the President of the United States.

(2) The Mayor of the District of Columbia shall then adjust the rates of pay in each class and service step on the salary schedule in section 101 of the District of Columbia Police and Firemen's Salary Act of 1958, approved

August 1, 1958 (72 Stat. 481; D.C. Code, sec. 4-923(a)), on the first pay period after October 1, 1977 to reflect the average percentage increase given to General Schedule employees, or if the alternative plan of the President of the United States becomes effective as provided in section 5305 of title 5 of the United States Code, the Mayor of the District of Columbia shall adjust the rates of pay to reflect the average percentage increase given to General Schedule employees under the alternative plan of the President of the United States. If the alternative plan of the President of the United States is disapproved by the United States Congress, the Mayor of the District of Columbia shall adjust such rates of pay to reflect the average percentage increase of the Presidential adjustments of rates of pay under section 5305(m) of title 5 of the United States Code.

(3) The adjustments in the rates of pay made by the Mayor of the District of Columbia under this section shall be effective on and payable for the first day of the first pay period beginning on or after October 1, 1977, or the effective date of the alternative plan of the President of the United States, whichever is later.

(b) The rates of pay, which become effective under this act, shall be the rates of pay for each class and service

step concerned as if those rates had been set by statute and shall remain in effect until amended by the Council of the District of Columbia.

(c) The rates of pay established under this act shall supersede and render inapplicable those corresponding rates of pay set prior to the effective date of the rates of pay set under this act.

(d) The rates of pay that take effect under this act shall be published in the District of Columbia Register.

Sec. 3. (a) Retroactive compensation or salary shall be paid by reason of the amendments made by this act only in the case of an individual in the service of the District of Columbia government or of the United States (including service in the Armed Forces of the United States) on the effective date of this act, except that such retroactive compensation or salary shall be paid:

(1) to officers or members of the Metropolitan Police Department of the District of Columbia and the Fire Department of the District of Columbia who retired during the period beginning on the first day of the first pay period which began on or after October 1, 1977, or the effective date of the alternative plan of the President of the United States, whichever is later, and ending on the

effective date of this act, for services rendered during such period; and

(2) in accordance with the provisions of subchapter VIII of chapter 55 of title 5 of the United States Code (relating to settlement of accounts of deceased employees), for services rendered during the period beginning on the first pay period which began on or after October 1, 1977, or the effective date of the alternative plan of the President of the United States, whichever is later, and ending on the effective date of this act, by any such employee who dies during such period.

(b) For purposes of this section, service in the Armed Forces of the United States in the case of an individual relieved from training, and service in the Armed Forces of the United States or discharged from hospitalization following such training and service, shall include the period provided by law for the mandatory restoration of such individual to a position in or under the municipal government of the District of Columbia.

(c) For the purpose of determining the amount of insurance for which an individual is eligible under the provisions of chapter 37 of title 5 of the United States Code (relating to government employees' group life insurance), all changes in rates of compensation of salary

which result from the enactment of this act shall be held and considered to be effective as of the effective date of this act.

Sec. 4. If any section or provision of this act is held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the remaining sections or provisions of this act.

Sec. 5. The process, authorized elsewhere in this act, whereby the salaries of the District of Columbia police and firefighters are adjusted in accordance with the rates of pay for federal General Schedule employees, shall be in effect only for the period commencing on October 1, 1977 and ending on September 30, 1978.

Sec. 6. This act shall become effective according to the provisions of section 602(c) of the District of Columbia Self-Government and Governmental Reorganization Act.

RECORD OF OFFICIAL COUNCIL ACTION

Docket No: Bill 2-255

First Reading Action: 2-7-78

☒ VOICE VOTE: Adopted Unanimously (All Present)

Robert A. Williams
Secretary to the Council

☐ ROLL CALL VOTE:

COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.	COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.	COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.
TUCKER					MASON					SPAULding				
HARRY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DEKON					SACKLETON									

Indicates Vote A. Absent N. Vacated Voting

Secretary to the Council

Amended First Reading Action: _____

☐ VOICE VOTE: _____

Secretary to the Council

☐ ROLL CALL VOTE:

COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.	COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.	COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.
TUCKER					MASON					SPAULding				
HARRY					MOORE, J.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DEKON					SACKLETON									

Indicates Vote A. Absent N. Vacated Voting

Secretary to the Council

Final Reading or Emergency Action: 2-21-78

☐ VOICE VOTE: _____

Secretary to the Council

☒ ROLL CALL VOTE:

COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.	COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.	COUNCIL MEMBER	ATE	NAT	N.Y.	A.S.
TUCKER	X				MASON	X				SPAULding	X			
HARRY	X				MOORE, D.	X				WILSON	X			
BARRY	X				MOORE, J.					X WINTER				X
CLARKE	X				ROLARK	X								
DEKON					X SACKLETON	X								

Indicates Vote A. Absent N. Vacated Voting

Robert A. Williams
Secretary to the Council

RECORD OF OFFICIAL COUNCIL ACTION (Page 2)

Docket No: Bill 2-255

Presented to the Mayor: Feb 24 1973

[Signature]
Secretary to the Council

Action of the Mayor: MAR 10 1973

☒ Approved: ☐ Disapproved;
☐ Disapproved in part --*Reference
Documents: _____
*Budget Actions.

[Signature] MAR 10 1973
Mayor of the District of Columbia

☐ Returned Without Action

Executive Secretary, D.C.

Enacted without Mayor's Signature _____

Secretary to the Council

Council Reenactment: _____

☐ VOICE VOTE: _____

Secretary to the Council

☐ ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.Y.	A.B.	COUNCIL MEMBER	AYE	NAY	N.Y.	A.B.	COUNCIL MEMBER	AYE	NAY	N.Y.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, I.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									
I-Indefinite Vote A. 2-Absent N. Y.-Not Voting														

Secretary to the Council

Presented to the President: _____

Secretary to the Council

Action of the President: _____

☐ Reenactment Approved

☐ Mayor's Veto Sustained

President of the U. S.

Submitted to the Congress: _____

Secretary to the Council

Senate Action: _____

Resolution Number: _____

House Action: _____

Resolution Number: _____

Secretary of the Senate

Clerk of the House