

# ENROLLMENT(S)

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# COUNCIL OF THE DISTRICT OF COLUMBIA

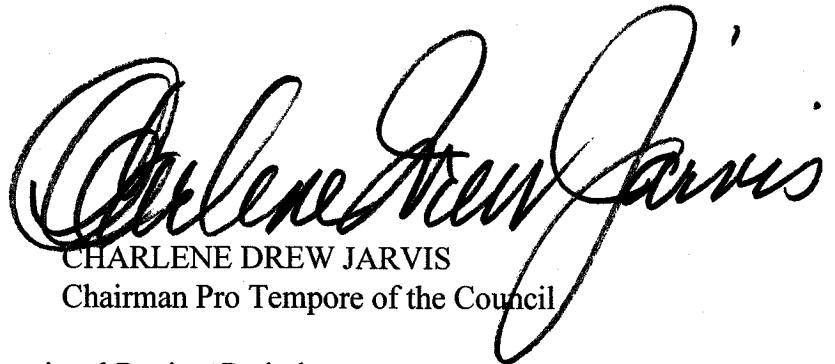
## NOTICE

### D.C. LAW 11-188

#### **"District of Columbia Employee Viatical Settlement Temporary Act of 1996".**

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. 11-715 on first and second readings, June 4, 1996 and July 3, 1996, respectively. Following the signature of the Mayor on July 22, 1996, pursuant to Section 404(e) of "the Act", and was assigned Act No. 11-341, and published in the August 9, 1996, edition of the D.C. Register (Vol. 43 page 4273) and transmitted to Congress on January 15, 1997, 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 11-188, effective April 9, 1997.



CHARLENE DREW JARVIS  
Chairman Pro Tempore of the Council

#### Dates Counted During the 30-day Congressional Review Period:

Feb.	3,4,5,6,7,10,11,12,13,24,25,26,27,28
Mar.	3,4,5,6,10,11,12,13,14,17,18,19,20,21
Apr.	7,8

ENROLLED ORIGINAL

AN ACT

D.C. ACT 11-341

*Codification  
District of  
Columbia  
Code  
1997 Supp.*

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JULY 22, 1996

To amend, on a temporary basis, the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to provide authority for the offering of viatical settlements to terminally ill employees and former employees enrolled in the District of Columbia Group Life Insurance Program.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Employee Viatical Settlement Temporary Amendment Act of 1996".

Sec. 2. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective May 3, 1979 (D.C. Law 2-139; D.C. Code § 1-623.1 *et seq.*), is amended as follows:

(a) Section 2204 (D.C. Code § 1-623.4) is amended by adding a new subsection (5) to read as follows:

*Note, Section  
1-623.4*

"(5) 'Viatical settlement' means an irrevocable assignment of all an employee's or former employee's incidents of ownership in a life insurance policy."

(b) Section 2208 (D.C. Code § 1-623.8) is amended as follows:

*Note, Section  
1-623.8*

(1) The section heading is amended to read as follows:

"Sec. 2208. Death claims; order of precedence; viatical settlements."

(2) Subsection (a) is amended by inserting the phrase "Except as provided in the new subsection (a-1) of this section," before the word "amount".

(3) Subsection (b) is amended by inserting the phrase "or an assignee pursuant to subsection (a-1) of this section", after the phrase "subsection (a) of this section".

(4) A new subsection (a-1) is added to read as follows:

"(a-1)(1) Except as provided in paragraph (2) of this subsection, under rules and regulations prescribed by the Mayor, each policy purchased under section 2205 shall provide that an insured employee or former employee who is terminally ill may make a viatical

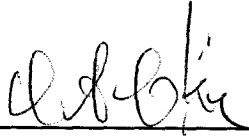
**ENROLLED ORIGINAL**

settlement, which is an irrevocable assignment of all of the employee's or former employee's incidents of ownership in the policy. The assignment shall automatically cancel any designation of beneficiary the insured person might have made, and the insured person shall no longer have the right to designate a beneficiary. The assignee shall assume the right to convert the insurance when the insured employee's employment circumstances would have provided this option to the insured employee.

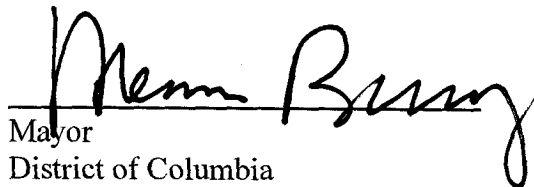
"(2) The assignment shall exclude accidental dismemberment insurance and family optional insurance."

Sec. 3. (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), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Authority Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), and a 30-day period of Congressional review 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 the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect or upon the effective date of the District of Columbia Viatical Settlement Amendment Act of 1996, whichever occurs first.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED: July 22, 1996



## COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD ELEVEN

RECORD OF OFFICIAL COUNCIL VOTE

B11-715

Docket No. \_\_\_\_\_

☐ ITEM ON CONSENT CALENDAR☒ ACTION & DATE \_\_\_\_\_ADOPTED FIRST READING, 6-4-96  
APPROVED☒ VOICE VOTE  
RECORDED VOTE ON REQUEST

ABSENT \_\_\_\_\_

BRAZIL, EVANS, LIGHTFOOT AND SMITH

☐ ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

Date

☒ ITEM ON CONSENT CALENDAR☒ ACTION & DATE \_\_\_\_\_

ADOPTED FINAL READING, 7-3-96

☒ VOICE VOTE  
RECORDED VOTE ON REQUEST

APPROVED

ABSENT \_\_\_\_\_

CHAVOUS

☐ ROLL CALL VOTE - Result \_\_\_\_\_

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Clarke					Jarvis					Smith, Jr.				
Brazil					Lightfoot					Thomas, Sr.				
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Cropp					Patterson									
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X-indicates no

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CERTIFICATION RECORD

Secretary to the Council

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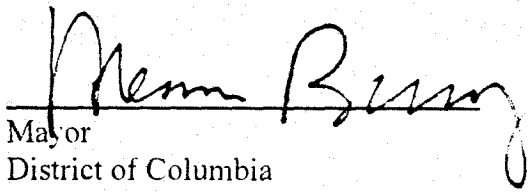
settlement, which is an irrevocable assignment of all of the employee's or former employee's incidents of ownership in the policy. The assignment shall automatically cancel any designation of beneficiary the insured person might have made, and the insured person shall no longer have the right to designate a beneficiary. The assignee shall assume the right to convert the insurance when the insured employee's employment circumstances would have provided this option to the insured employee.

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\_\_\_\_\_  
Chairman  
Council of the District of Columbia

  
\_\_\_\_\_  
Mayor  
District of Columbia

APPROVED: July 22, 1996



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Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
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Brazil					Lightfoot					Thomas, Sr.				
Chavous					Mason					Whittington				
Cropp					Patterson									
Evans					Ray									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

July 11, 1996  
Date☒ ITEM ON CONSENT CALENDAR☒ ACTION & DATE \_\_\_\_\_

ADOPTED FINAL READING, 7-3-96

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