COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 3-109

"Independent Personnel Systems Implementation Act of 1980".

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. 3-291, on first and second readings, July 15, 1980 and July 29, 1980, respectively. Following the signature of the Mayor on July 31, 1980, this legislation was assigned Act No. 3-234, published in the August 29, 1980, edition of the D.C. Register, (Vol. 27 page 3785) and transmitted to Congress on August 1, 1980 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 3-109 effective September 26, 1980.

ARRINGTON DIXON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

August 1,4,5,6,18,19,20,21,22,25,26,27,28

September 3,4,5,8,9,10,11,12,15,16,17,18,19,22,23,24,25

D.C. LAW 3= 109

AV ACT

D.C. ACT 3 = 23/4

IN THE COUNCIL OF THE DISTRICT OF COLUMNIA

JUL 3 1 1980

To authorize the Mayor to set rates of pay for certain employees of the Distict of Columnia government. to grant to the Mayor the power to suppoend witnesses, to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 regarding furloughs. and for other purposes.

HE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA.

That this act may be cited as the "Independent Personnel Systems [mplementation Act of 1980".

- Sec. 2. The District of Columbia Government

 Comprehensive Merit Personnel Act of 1979, effective March

 3. 1979 (D.C. Law 2-139; D.C. Code, sec. 1-331 et seq.) is

 amended as follows:
- (a) The first sentence of section 3202 (0.0. Code. sec.

 1-362.2) is amended to read as follows:

 "The following provisions of Title 5 of the United States Code are superceded for all employees of the District of Columbia Government.";

(b) The following paragraph is added at the end of section 3202 (0.0. Code: sec. 1-362.2) to read as follows:

> D.C.Code, sec. 1-362.2

"Notwithstanding the provisions of Title XXXII of the District of Columbia Government Comprehensive Merit Personnel Act of 1978 (0.5. Code. sec. 1-362.1 et_seg.) or Title 5 of the United States Code. the Mayor is authorized to establish rates of pay for employees in the Career. Excepted and Executive Services of the District of Columbia Government. Such rates of pay shall be established in accordance with the provisions of Title XI of the District of Columbia Government Comprehensive Merit Personnel Act of 1978 (0.5. Code. sec. 1-341.1 et_seg.).".

Sec. 3 (a). The Mayor of the District of Columbia shall have the power to issue suppoetas withesses to appear and testify end/or to produce all books, records, papers or documents in any investigation or examination of any municipal matter with respect to functions transferred to the Mayor by Reorganization Plan No. 3 of 1957 or by the District of Columbia Salf-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 777; D.C. Code, sec. 1-121 et seq.): PRBVIDEO. That withesses other than those employed by the District of

D.C.Code, sec. 1-244.1 Columbia subposement to appear before the Mayor shall be entitled to reasonable fees as established by regulations issued by the Mayor of the District of Columbia, but said fees need not be tendered said withess in advance of their appearing and testifying and/or producing books, records, papers or documents.

- (b) Any willful false swearing on the part of any witness before the Mayor of the District of Columbia as to any material fact shall be deemed benjury and shall be busished in the manner prescribed by law for such offense.
- (c) If any witness having been personally summoned shall neglect or refuse to obey the suppoend issued pursuant to subsection (a) then in that event, the Mayor of the District of Columbia may report that fact to the Superior Court of the District of Columbia or one of the judges thereof and said court, or any judge thereof, is empowered to compel phedience to said suppoend to the same extent as witnesses may be compelled to obey the Subpoends of that court.
- (d) The Mayor of the District of Columbia is authorized to administer baths to withesses summoned in any investigation or examination as set but in subsection (a).
- Sec. 4. The District of Columbia Government

 Comprehensive Merit Personnel Act of 1978, effective March

3. 1979 (D.C. Law 2-139; D.C. Code. sec. 1-331 et seg.) is amended as follows:

(a) Section 1501(b) (0.0. Code. Sec. 1-345.1(b)) is amended by delating the phrase ". furloughed without pay".

D.C.Code, sec. 1-346.1

D.C.Code,

sec. 1-354.1

(b) The first sentence of section 2401 (0.0. Code, sec. 1-354.1) is amended to read as follows: "The Mayor and the District of Columbia Board of Education shall issue rules and regulations astablishing a procedure for the orderly furloughing or termination of employees, taking full account of non-discrimination provisions and appointments."

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Sec. 5. This act shall take effect after a thirty (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 502(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813;).C. Code, sec. 1-147(c)(1)).

Chairman Council of the District of Columnia

Mayor District of Columbia

APPROVED: July 31, 1980

COUNCIL OF THE DISTRICT OF COLUMNIA

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