

AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to specify that a salary of a re-employed District of Columbia employee annuitant shall not be reduced below the federal minimum wage and to make a confirming amendment; to amend An Act to increase compensation for District of Columbia policemen, firemen, and teachers; to increase annuities payable to retired teachers in the District of Columbia; to establish an equitable tax on real property in the District of Columbia; to provide for additional revenue for the District of Columbia; and for other purposes to update the name of the Police and Firemen’s Retirement and Relief Board to the Police and Firefighters Retirement and Relief Board, to specify that the public members of the board have alternates, and to make technical amendments; to amend the Policemen and Firemen’s Retirement and Disability Act to specify that the salary of a re-employed District police officer or firefighter annuitant shall not be reduced below the federal minimum wage and to make conforming amendments; to amend An Act For the retirement of public-school teachers in the District of Columbia to provide that the salary of a re-employed District teacher annuitant shall not be reduced below the federal minimum wage; and to amend the District of Columbia Retirement Reform Act and Omnibus Police Reform Amendment Act of 2000 to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Retirement Technical Amendments Act of 2014”.

Sec. 2. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-601.01 *et seq.*), is amended as follows:

(a) Section 1103(b) (D.C. Official Code § 1-611.03(b)) is amended by striking the phrase “reemployed annuitant.” and inserting the phrase “reemployed annuitant. No salary subject to this reduction shall be reduced to less than any applicable minimum wage set forth in the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 *et seq.*), or any other applicable federal minimum wage statute or regulation.” in its place.

(b) Section 1108(c)(2)(C) (D.C. Official Code § 1-611.08(c)(2)(C)) is amended by striking the phrase “Police and Firemen’s Retirement and Relief Board” and inserting the phrase “Police and Firefighters Retirement and Relief Board” in its place.

Sec. 3. Section 122 of An Act To increase compensation for District of Columbia policemen, firemen, and teachers; to increase annuities payable to retired teachers in the District of Columbia; to establish an equitable tax on real property in the District of Columbia; to provide for additional revenue for the District of Columbia; and for other purposes, approved September 3, 1974 (88 Stat. 1041; D.C. Official Code § 5-722), is amended as follows:

(a) Subsection (a) is amended as follows:

(1) The lead-in language is amended by striking the phrase “Firemen’s Retirement” and inserting the phrase “Firefighters Retirement” in its place.

(2) Paragraph (1)(A) and (B) is amended to read as follows:

“(A) Members and alternates appointed from among persons who are employees of the District of Columbia, one member and one or more alternates from each of the following:

“(i) The District of Columbia Department of Human Resources;

“(ii) The Office of the Attorney General;

“(iii) The Department of Health;

“(iv) The Metropolitan Police Department; and

“(v) The Fire and Emergency Medical Services Department; and

“(B)(i) One member, and one or more alternates, each of whom shall be a physician, and shall be appointed from among persons who are not officers or employees of the District of Columbia; and

“(ii) One member, and one or more alternates, who shall be appointed from among persons who are not officers or employees of the District of Columbia.”.

(3) Paragraph (2) is amended to read as follows:

“(2) The member, and one or more alternates, appointed from among employees of the Department of Health shall be physicians.”.

(4) A new paragraph (3) is added to read as follows:

“(3) All appointments shall be made by the Mayor.”.

(b) Subsection (d) is amended as follows:

(1) Strike the phrase “who contributes to the Policemen and Firemen’s Relief Fund of the District of Columbia” and insert the phrase “who is covered by the Policemen and Firemen’s Retirement and Disability Act, approved September 1, 1916 (39 Stat. 718; D.C. Official Code § 5-701 *et seq.*)” in its place.

(2) Strike the phrase “Firemen’s Retirement” and insert the phrase “Firefighters Retirement” in its place.

Sec. 4. The Policemen and Firemen’s Retirement and Disability Act, approved September 1, 1916 (39 Stat. 718; D.C. Official Code § 5-701 *et seq.*), is amended as follows:

(a) Section 12(g)(7) (D.C. Official Code § 5-710(g)) is amended by striking the phrase “Police and Firemen’s Retirement and Relief Board” wherever it appears and inserting the phrase “Police and Firefighters Retirement and Relief Board” in its place.

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(b) Section 12(i) (D.C. Official Code § 5-713) is amended by striking the phrase “Police and Firemen’s Retirement and Relief Board” and inserting the phrase “Police and Firefighters Retirement and Relief Board” in its place.

(c) Section 12(n)(5) (D.C. Official Code § 5-723(e)), is amended by striking the phrase “held by such annuitant.” and inserting the phrase “held by such annuitant. No salary subject to this reduction shall be reduced to less than any applicable minimum wage set forth in the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 *et seq.*), or any other applicable federal minimum wage statute or regulation.” in its place.

Sec. 5. Section 25 of An Act For the retirement of public-school teachers in the District of Columbia, approved November 17, 1979 (93 Stat. 922; D.C. Official Code § 38-2061.01), is amended by adding the following sentence at the end:

“No salary subject to this reduction shall be reduced to less than any applicable minimum wage set forth in the Fair Labor Standards Act of 1938, approved June 25, 1938 (52 Stat. 1060; 29 U.S.C. § 201 *et seq.*), or any other applicable federal minimum wage statute or regulation.”.

Sec. 6. Conforming amendments.

(a) Section 162(a)(2) of the District of Columbia Retirement Reform Act, approved November 17, 1979 (93 Stat. 885; D.C. Official Code § 1-732(a)(2)), is amended by striking the phrase “Police and Firemen’s Retirement and Relief Board” and inserting the phrase “Police and Firefighters Retirement and Relief Board” in its place.

(b) Section 205(r) of the Omnibus Police Reform Amendment Act of 2000, effective October 4, 2000 (D.C. Law 13-160; D.C. Official Code § 5-107.04(r)), is amended by striking the word “Firefighter’s” and inserting the word “Firefighters” in its place.

Sec. 7. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the 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. 8. Effective date.

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

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24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

Chairman
Council of the District of Columbia

Mayor
District of Columbia