

A RESOLUTION

22-287

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 7, 2017

To declare the existence of an emergency with respect to the need to amend the District of Columbia Government Comprehensive Merit Personnel Act of 1978 to increase the number of consecutive terms a member may serve on the Public Employee Relations Board from 2 terms to 3 terms.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Public Employee Relations Board Term Limit Emergency Declaration Resolution of 2017”.

Sec. 2. (a) There exists an immediate need to amend section 501(h) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-605.01(h)) (“the Act”), to increase the number of consecutive terms a member may serve on the Public Employee Relations Board (“Board”) from 2 terms to 3 terms to ensure that Mr. Charles J. Murphy and Ms. Ann Hoffman can be reappointed to the Board.

(b) The Mayor has nominated Mr. Murphy and Ms. Hoffman for reappointment to the Board as neutral public members.

(c) Mr. Murphy was most recently confirmed in February 2014 for a term lasting a little under 2 years. Before that, Mr. Murphy was confirmed in July 2011 for a term lasting 2½ years.

(d) Ms. Hoffman was most recently confirmed in December 2014 for a term lasting just over 2 years. Before that, Ms. Hoffman was confirmed in May 2012 to a term lasting a little more than a 1½ years.

(e) Section 501 of the Act provides that a term of office for each member is 3 years, but stipulates that no person shall serve for more than 2 consecutive terms.

(f) If confirmed, Mr. Murphy and Ms. Hoffman would technically serve 3 consecutive terms on the Board, even though their prior terms only had partial service. Therefore, in order for Mr. Murphy and Ms. Hoffman to be confirmed, the law must be amended.

(g) Mr. Murphy and Ms. Hoffman’s appointments are necessary to the continued operations of the Board. Passage of the Public Employee Relations Board Term Limit Emergency Amendment Act of 2017 is necessary for the Council to approve the nominations of Mr. Murphy and Ms. Hoffman. If the Council does not approve their nominations, their nominations will be deemed disapproved on November 20, 2017.

ENROLLED ORIGINAL

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Public Employee Relations Board Term Limit Emergency Amendment Act of 2017 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.