COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 4-92

"Residency Exemption Reinstatement Act of 1982".

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. 4-373 on first and second readings, January 12, 1982 and January 26, 1982, respectively. Following the signature of the Mayor on February 9, 1982, this legislation was assigned Act No. 4-150, published in the February 19, 1982 edition of the D.C. Register, (Vol. 29 page 745) and transmitted to Congress on February 16, 1982 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 4-92, effective April 3, 1982.

ARRINGTON DIXON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

February 22,23,24,25,26

March   1,2,3,4,5,8,9,10,11,12,15,16,17,18,19,22,23,24,25,
          26,29,30,31

April   1,2

D.C. LAW 4 = 92
EFFECTIVE DATE APR 0 3 1982

AN ACT

D.C. ACT 4 - 1 5 0

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

FEB 9 - 1982

To provide a procedure to exempt classes or groups of employees from the residency requirement set forth in the District of Columbia Government Comprehensive Merit Personnel Act of 1978.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Residency Exemption Reinstatement Act of 1982".

Sec. 2. The District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Code, sec. 1-601.1 et seq.) is amended as follows:

(a) Section 801(e)(1) (D.C. Code, sec. 1-608.1(e)(1)) is amended by adding at the end thereof the following sentence:

"The provisions of this paragraph shall not apply to any employee of the District of Columbia government (i) employed in a top financial manager (compensated at the rate of DS-13 or above) or data processing (computer programmer, supervisory computer programmer, computer systems analyst, computer specialist, or ADP manager) position, (ii) who works at an installation not located within the geographic bounds of the

District of Columbia, or (iii) who occupies a hard to fill position at D.C. Village (limited to doctors, nurses, and therapists).".

(b)   Section 801(e)(2) (D.C. Code, sec. 1-608.1(e)(2)) is stricken.

(c)   Section 801(e)(3) (D.C. Code, sec. 1-608.1(e)(3)) is amended to read as follows:

"(3) The Mayor may submit to the Council at any time rules and regulations which exempt specific classes or groups of Career Service employees including, but not necessarily limited to, those covered under the provisions of paragraph (1) of this subsection. Whenever such rules and regulations are submitted, the Mayor shall include the following information for each recommended exemption: (A) the length of time positions have been vacant, (B) the recruitment efforts made so far, (C) the number of applicants and their residency, (D) the need for the exemption, (E) the current budgeted positions, (F) the residency of current employees, (G) the characteristics of the positions, and (H) the recruitment difficulties before January 1, 1980. Such rules and regulations shall be valid only if the Council does not adopt, within forty-five (45) calendar days of the receipt of the Mayor's submission, a resoluton disapproving such rules and regulations.".

(d)   Section 801A(d)(2) (D.C. Code, sec.

1-609.1(d)(2)) is amended to read as follows:

"(2)   The provisions of paragraph (1) of this
subsection shall not apply to any employee of the
District of Columbia government who works at an
installment not located within the geographic bounds of
the District of Columbia, or any Educational Service
employee of the Board of Trustees of the University of
the District of Columbia (i) employed in data
processing (computer programmer, supervisory computer
analyst, computer systems analyst, computer specialist,
or ADP manager) positions, or (ii) operating engineer
(Class 1 or 3).".

(e)   Section 801A(d)(3) (D.C. Code, sec.
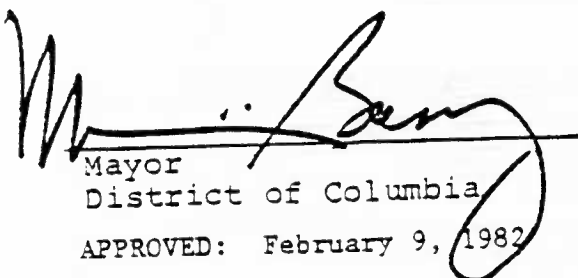1-609.1(d)(3)) is amended to read as follows:

"(3)   The Boards may submit to the Council at any
time after the date the Residency Exemption
Reinstatement Emergency Act of 1982 becomes effective
according to the provisions of section 3602 of this
act, rules and regulations which exempt specific
classes or groups of Educational Service employees
other than those covered under the provisions of
paragraph (2) of this subsection. Whenever such rules
and regulations are submitted, the Boards shall include
the following information: (A) the length of time
positions have been vacant, (B) the recruitment efforts
made so far, (C) the number of applicants and their
residency, (D) the need for the exemption, (E) the

current budgeted positions, (F) the residency of current employees, (G) the characteristics of the positions, and (H) the recruitment difficulties before January 1, 1980. Such rules and regulations shall be valid only if the Council does not adopt, within forty-five (45) calendar days of the receipt of the Board's submission, a resolution disapproving such rules and regulations.".

Sec. 3. 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 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)).

Chairman
Council of the District of Columbia

Mayor
District of Columbia
APPROVED: February 9, 1982

DOCKET NO: B 4-373

| | Item on Consent Calendar

ACTION: Adopted First Reading, 1-12-82

[X] VOICE VOTE: By Majority

Absent: Members Crawford, Wilson and Ray

| | ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. DIXON					KANE					SHACKLETON				
WINTER					MASON					SPAULDING				
CLARKE					MOORE, JR.					WILSON				
CRAWFORD					RAY									
JARVIS					POLARK									

X - Indicates Vote   A.B. - Absent   N.V. - Not Voting

CERTIFICATION OF RECORD

_____ Jan 27 1981
Secretary to the Council   Date

| | Item on Consent Calendar

ACTION: Adopted Final Reading, 1-26-82

[X] VOICE VOTE: By Majority, Members Kane and Winter voted no

Absent: Wilson

| | ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. DIXON					KANE					SHACKLETON				
WINTER					MASON					SPAULDING				
CLARKE					MOORE, JR.					WILSON				
CRAWFORD					RAY									
JARVIS					POLARK									

X - Indicates Vote   A.B. - Absent   N.V. - Not Voting

CERTIFICATION OF RECORD

_____ Jan 27 1982
Secretary to the Council   Date

| | Item on Consent Calendar

ACTION: _____

| | VOICE VOTE: _____

Absent: _____

| | ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. DIXON					KANE					SHACKLETON				
WINTER					MASON					SPAULDING				
CLARKE					MOORE, JR.					WILSON				
CRAWFORD					RAY									
JARVIS					POLARK									

X - Indicates Vote   A.B. - Absent   N.V. - Not Voting

CERTIFICATION OF RECORD

_____ _____
Secretary to the Council   Date