

A PROPOSED RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to require, for the length of the public health emergency and for 90 days thereafter, the tolling of all time periods for holders of a commercial policy of insurance to exercise their rights under the policy or District law for losses covered under the existing policy.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Commercial Insurance Claim Tolling Emergency Declaration Resolution of 2021”.

Sec. 2. (a) On July 7, 2020, the Council passed the Commercial Insurance Claim Tolling Emergency Act of 2020, effective July 27, 2020 (D.C. Act 23-343; 67 DCR 9379) (“emergency act”), which expired on October 24, 2020.

(b) On July 21, 2020, the Council passed the Commercial Insurance Claim Tolling Temporary Act of 2020, effective October 20, 2020 (D.C. Law 23-143; 67 D.C.R. 9912) (“temporary act”), which expires on June 1, 2021.

(c) This emergency legislation is substantively identical to the prior emergency act and temporary act.

(d) Emergency legislation is necessary to prevent a gap in the law following the expiration of the temporary act.

31           Sec. 3. The Council of the District of Columbia determines that the circumstances  
32 enumerated in section 2 constitute emergency circumstances making it necessary that the  
33 Commercial Insurance Claim Tolling Emergency Act of 2021 be adopted after a single reading.

34           Sec. 4. This resolution shall take effect immediately.