

A RESOLUTION

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To declare the existence of an emergency with respect to the need to amend the Universal Paid Leave Amendment Act of 2016 to prohibit insurers, other than self-insured employers and insurers acting as third-party administrators for self-insured employers, from reducing short-term disability benefits based on actual or estimated paid leave benefits, and to authorize administrative and civil enforcement against insurers, other than self-insured employers and insurers acting as third-party administrators for self-insured employers, that violate the prohibition; and to amend Title I of the Insurance Trade and Economic Development Amendment Act of 2000 to make offsetting or reducing benefits under a short-term disability insurance policy based on estimated or actual benefits received under the Universal Paid Leave Amendment Act of 2016 enforceable under that law.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Short-term Disability Insurance Benefit Protection Congressional Review Emergency Declaration Resolution of 2021”.

Sec. 2. (a) On May 4, 2021, the Council passed the Short-term Disability Insurance Benefit Protection Emergency Amendment Act of 2021, effective June 4, 2021 (D.C. Act 24-90; 68 DCR 5853) (“emergency act”), which will expire on August 24, 2021.

(b) On May 18, 2021, the Council passed the Short-term Disability Insurance Benefit Protection Temporary Amendment Act of 2021, which is projected to be effective on August 5, 2021 (D.C. Act 24-97; 68 DCR 6100) (“temporary act”).

30 (c) On August 10, 2021, the Council will vote to approve the content of the Short-term
31 Disability Insurance Benefit Protection Emergency Amendment Act of 2021, as part of the
32 second vote on the Fiscal Year 2022 Budget Support Act of 2021 (B24-285) (“permanent act”).

33 (d) This emergency legislation is necessary to prevent a gap in the law during Council
34 recess after the expiration of the emergency act, should the temporary act not become law by the
35 projected effective date.

36 Sec. 3. The Council of the District of Columbia determines that the circumstances
37 enumerated in section 2 constitute emergency circumstances making it necessary that the Short-
38 term Disability Insurance Benefit Protection Emergency Amendment Act of 2021 be adopted
39 after a single reading.

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