


Council of the District of Columbia
COMMITTEE ON LABOR AND WORKFORCE DEVELOPMENT
MEMORANDUM

1350 Pennsylvania Avenue, NW, Washington, D.C. 20004

TO: Chairman Phil Mendelson
FROM: Elissa Silverman, Chair 
RE: Notice of Intent to Move Amendment (Silverman #1) for the Dec. 7, 2021,
Legislative Meeting
DATE: December 2, 2021

This memorandum serves as notice that I intend to move an amendment to the following measure at the December 7, 2021, Legislative Meeting:

- [B24-405](#), “COVID Vaccination Leave Temporary Amendment Act of 2021”

The legislation provides for paid leave for employees to receive the COVID vaccine or a booster, to take their children to receive the vaccine or a booster, or to recover from the side effects of the vaccine. In general, federal OSHA standards preempt state laws that relate to the same topic; this language would clarify that the District’s law is not intended to violate such preemption. Specifically, this amendment would clarify that the law applies to the extent it is not preempted by the OSHA emergency temporary standard on COVID-19 vaccination and testing, issued November 5, 2021 (linked [here](#)) or the COVID-19 healthcare emergency temporary standard, issued June 17, 2021 (linked [here](#)).

The amendment is attached. Please contact Liz Weiss at lweiss@dccouncil.us with any questions. Thank you.

cc: Members, Council of the District of Columbia
Office of the Secretary
Office of the General Counsel
Office of the Budget Director