

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, the District of Columbia Workers’ Compensation Act of 1979 to provide that the payment or award of compensation under the workers’ compensation law of any other state shall not bar a claim for compensation under the District’s workers’ compensation law for the same injury or death; provided, that any such award under the District’s workers’ compensation law shall be reduced by the amount of compensation received or awarded under the workers’ compensation law of any other state.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Parity in Workers’ Compensation Recovery Emergency Amendment Act of 2023”.

Sec. 2. Section 4(a-1) of the District of Columbia Workers’ Compensation Act of 1979, effective July 1, 1980 (D.C. Law 3-77; D.C. Official Code § 32-1503(a-1)), is amended to read as follows:

“(a-1)(1) Notwithstanding any other law, the payment or award of compensation under the workers’ compensation law of any other state to an employee or his dependent shall not bar a claim for compensation under this act for the same injury or death; provided, that any such award of compensation under this act shall be reduced by the amount of compensation received or awarded under the workers’ compensation law of any other state.

“(2) This subsection shall apply to all claims under this act that are pending as of

34 the effective date of the Parity in Workers’ Compensation Recovery Emergency Amendment Act
35 of 2022, as introduced on June 6, 2022 (Bill 24-841), and all claims under this act filed after the
36 effective date of the Parity in Workers’ Compensation Recovery Emergency Amendment Act of
37 2022, as introduced on June 6, 2022 (Bill 24-841).”.

38 Sec. 3. Applicability.

39 This act shall apply as of May 4, 2023.

40 Sec. 4. Fiscal impact statement.

41 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
42 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
43 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

44 Sec. 5. Effective date.

45 This act shall take effect following approval by the Mayor (or in the event of veto by the
46 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
47 90 days, as provided for emergency acts of the Council of the District of Columbia in section
48 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
49 D.C. Official Code § 1-204.12(a)).