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4 Councilmember Janeese Lewis George


Councilmember Elissa Silverman

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8 Councilmember Brianne K. Nadeau


Councilmember Robert C. White, Jr

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12 Councilmember Anita Bonds


Councilmember Charles Allen

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18 A BILL
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21 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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24 To amend the Universal Paid Leave Amendment Act of 2016 to prohibit insurers from reducing
25 short-term disability benefits based on actual or estimated paid leave benefits, regardless
26 of the jurisdiction in which the policy was issued or written; and to amend Title I of the
27 Insurance Trade and Economic Development Amendment Act of 2000 to make offsetting
28 or reducing benefits under a short-term disability insurance policy based on estimated or
29 actual benefits received under the Universal Paid Leave Amendment Act of 2016
30 enforceable under that law, regardless of the jurisdiction in which the policy was issued
31 or written.

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34 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
35 act may be cited as the “Short-Term Disability Insurance Benefit Protection Clarification
36 Amendment Act of 2022”.

37 Sec. 2. Section 107(j)(1) of the Universal Paid Leave Amendment Act of 2016, effective
38 April 7, 2017 (D.C. Law 21-264; D.C. Official Code § 32-541.07(j)(1)), is amended to read as
39 follows:

40 “(1) No insurer may offset or reduce benefits or income available to an eligible
41 individual under an individual or group policy for temporary or short-term disability insurance
42 based on estimated or actual benefits the eligible individual may or does receive under this act,
43 regardless of the jurisdiction in which such policy was issued, executed, written, or delivered.

44 Sec. 3. Section 120a the Insurance Trade and Economic Development Amendment Act of
45 2000, effective April 2, 2001 (D.C. Law 13-265; D.C. Official Code § 31-2231.20a), is amended
46 as follows:

47 (a) Subsection (a) is amended to read as follows:

48 “(a) No insurer may offset or reduce benefits or income available to an eligible
49 individual under a temporary or short-term disability insurance policy, based on estimated or
50 actual benefits the eligible individual may or does receive under the subchapter IV of Chapter 5
51 of Title 32 regardless of in which jurisdiction such policy was executed, written, or delivered.”

52 (b) Subsection (c) is amended to read as follows:

53 “(c) For the purposes of this section, the term:

54 “(1) “Eligible individual” shall have the same meaning as provided in section
55 101(6) of the Universal Paid Leave Amendment Act of 2016, effective April 7, 2017 (D.C. Law
56 21-264; D.C. Official Code § 32-541.01(6)).

57 “(2) “Self-insured employer” shall have the same meaning as provided in section
58 101(19A) of the Universal Paid Leave Amendment Act of 2016, effective April 7, 2017 (D.C.
59 Law 21-264; D.C. Official Code § 32-541.01(19A)).”.

60 Sec. 3. Fiscal impact statement.

61 The Council adopts the fiscal impact statement in the committee report as the fiscal
62 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
63 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

64 Sec. 4. Effective date.

65 This act shall take effect following approval by the Mayor (or in the event of veto by
66 Mayor, action by the Council to override veto), a 30-day period of congressional review as
67 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
68 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
69 Columbia Register.

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