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AN ACT

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To amend, on an emergency basis, the Universal Paid Leave Amendment Act of 2016 to prohibit insurers from reducing short-term disability benefits based on actual or estimated paid leave benefits, regardless of the jurisdiction in which the policy was issued or written; 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, regardless of the jurisdiction in which the policy was issued or written.

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 Emergency Amendment Act of 2022”.

Sec. 2. Section 107(j)(1) of the Universal Paid Leave Amendment Act of 2016, effective April 7, 2017 (D.C. Law 21-264; D.C. Official Code § 32-541.01 *et seq.*), is amended by striking the period and inserting the phrase “, regardless of the jurisdiction in which such policy was executed, written, or delivered.”

Sec. 3. Section 120a of the Title I of the Insurance Trade and Economic Development Amendment Act of 2000, effective April 2, 2001 (D.C. Law 13-265; D.C. Official Code § 31-2231.01 *et seq.*), is amended as follows:

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

“(a) No insurer may offset or reduce benefits or income available to an eligible individual under a temporary or short-term disability insurance policy, based on estimated or

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34 actual benefits the eligible individual may or does receive under the subchapter IV of Chapter 5
35 of Title 32 regardless of in which jurisdiction such policy was executed, written, or delivered.”

36 (b) Subsection (c) is amended as follows:

37 (1) Paragraph (1) is renumbered as paragraph (2)

38 (2) Paragraph (1) is amended to read as follows:

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

42 Sec. 3. Fiscal impact statement.

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

46 Sec. 4. Effective date.

47 This act shall take effect following approval by the Mayor (or in the event of veto by the
48 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
49 90 days, as provided for emergency acts of the Council of the District of Columbia in section
50 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
51 D.C. Official Code § 1-204.12(a)).