

Public Law 88-471

AN ACT

August 21, 1964
[H. R. 10215]

Relating to sick leave benefits for officers and members of the Metropolitan Police force of the District of Columbia, the Fire Department of the District of Columbia, the United States Park Police force, and the White House Police force.

Sick leave benefits, extension.
5 USC 2061.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after the effective date of this Act the sick leave provisions of the Annual and Sick Leave Act of 1951 (65 Stat. 679) shall, except as otherwise provided in this Act, be applicable to officers and members of the Metropolitan Police force of the District of Columbia, the Fire Department of the District of Columbia, the United States Park Police force, and the White House Police force.

Computation.

SEC. 2. Each officer and member of the Metropolitan Police force of the District of Columbia, the Fire Department of the District of Columbia (other than officers and employees of the firefighting division), the United States Park Police force, or the White House Police force so employed on the effective date of this Act shall be credited with an initial sick leave balance, which shall be computed as follows: The total length of service in terms of years, months, and days shall be determined and for each full year of such service, such officer or member shall be credited with five days of sick leave; any period of such service amounting to less than one full year shall be divided into biweekly pay periods and for each such full biweekly pay period, such officer or member shall be credited with sick leave in the amount of five twenty-sixths of a day, but no credit shall be given for any remaining portion of such total service amounting to less than one full biweekly pay period. In any case in which the total amount of such sick leave so computed contains a fraction of a day, such total amount shall be rounded to the next highest full day. The maximum number of days of sick leave so credited to any such officer or member under this section shall be one hundred and forty-five days.

Firefighting Division.

SEC. 3. Each officer or member of the Firefighting Division of the Fire Department of the District of Columbia so employed on the effective date of this Act shall be credited with an initial sick leave balance which shall be computed as follows: The total length of service in terms of years, months, and days shall be determined and for each full year of such service, such officer or member shall be credited with four days of sick leave; any period of such service amounting to less than one full year shall be divided into biweekly pay periods and for each full biweekly pay period, such officer or member shall be credited with sick leave in the amount of four twenty-sixths of a day, but no credit shall be given for any remaining portion of such service amounting to less than one full biweekly pay period. In any case in which the total amount of such sick leave so computed contains a fraction of a day, such total amount shall be rounded to the next highest full day. The maximum number of days of sick leave so credited to any such officer or member under this section shall be one hundred and sixteen days.

"Service."

SEC. 4. For the purpose of computing the initial sick leave balance as authorized in sections 2 and 3 of this Act, the term "service" as used in such sections shall include (1) periods of employment as an officer or member of the Metropolitan Police force of the District of Columbia, the Fire Department of the District of Columbia, the United States Park Police force, and the White House Police force, and (2) all other periods of employment under the Government of the United States or under the government of the District of Columbia

(including any corporations wholly owned or controlled by the United States), but in no case shall any such periods of employment for which sick leave accrual benefits were not provided or periods of military service be included in the computation of such initial sick leave balance.

SEC. 5. (a) No sick leave shall be charged to the account of any officer or member of the Metropolitan Police force or the Fire Department of the District of Columbia or the United States Park Police force or the White House Police force for periods of absence due to injury or illness resulting from the performance of duty.

Injury in performance of duty.

(b) The determination of whether an injury or disease resulted from the performance of duty shall be made pursuant to regulations promulgated by the Commissioners of the District of Columbia for officers and members of the Metropolitan Police force and the Fire Department of the District of Columbia, by the Secretary of the Treasury for the White House Police force and by the Secretary of the Interior for the United States Park Police force.

SEC. 6. (a) Section 202(b)(3) of the Annual and Sick Leave Act of 1951, as amended (5 U.S.C. 2061(b)(3)), is hereby repealed.

65 Stat. 679.

(b) Section 204(a) of such Act, as amended (5 U.S.C. 2063(a)), is amended by striking the period at the end thereof and inserting in lieu thereof a comma and the following: "except that sick leave with pay shall accrue to each officer and member of the Firefighting Division of the Fire Department of the District of Columbia on the basis of two-fifths of a day for each full biweekly pay period."

(c) Section 204(c) of such Act, as amended (5 U.S.C. 2063(c)), is amended by striking the period at the end thereof and inserting in lieu thereof a comma and the following: "except that not to exceed twenty-four days of sick leave may be advanced to each officer and member of the Firefighting Division of the Fire Department of the District of Columbia."

(d) Section 205(e) of such Act, as amended (5 U.S.C. 2064(e)), is amended by striking the period at the end thereof and inserting in lieu thereof a comma and the following: "except that whenever a former officer or member receiving a retirement annuity as provided under the Policemen and Firemen's Retirement and Disability Act, as amended, is reemployed in any position subject to the provisions of this Act, his sick leave balance shall not be recredited to his account upon such subsequent reemployment."

67 Stat. 138.

(e) Section 7 of the Act entitled "An Act to fix the salaries of officers and members of the Metropolitan Police force, the United States Park Police force, and the Fire Department of the District of Columbia", approved May 27, 1924 (43 Stat. 174), as amended (D.C. Code, sec. 4-207), is amended by striking out the last sentence thereof.

(f) Section 2 of the Act entitled "An Act to authorize the Commissioners of the District of Columbia to prescribe the area within which officers and members of the Metropolitan Police force and the Fire Department of the District of Columbia may reside", approved July 25, 1956 (70 Stat. 647; D.C. Code, sec. 4-409a), is amended by striking out the last three sentences thereof.

SEC. 7. (a) The second paragraph under the heading "FOR METROPOLITAN POLICE" in the Act of March 3, 1897 (29 Stat. 677; D.C. Code, sec. 4-179), is repealed.

Repeal.

(b) The last sentence of the first paragraph under the heading "FOR THE FIRE DEPARTMENT" in the Act of March 3, 1897 (29 Stat. 677; D.C. Code, sec. 4-408), is repealed.

SEC. 8. This Act shall take effect on the first day of the first pay period which begins after January 1, 1964.

Effective date.

Approved August 21, 1964.