

District of Columbia

REGISTER

HIGHLIGHTS

- * DC COUNCIL PUBLISHES NOTICE OF PUBLIC HEARING ON RENTAL HOUSING CONVERSIONS
- * DEPARTMENT OF HEALTH PUBLISHES FINAL RULEMAKINGS TO AMEND 29 DCMR (PUBLIC WELFARE) TO ESTABLISH REIMBURSEMENT RULES FOR NUMEROUS SERVICES
- * D.C. DEPARTMENT OF THE ENVIRONMENT PUBLISHES PROPOSED RULEMAKING WHICH, UPON APPROVAL, WILL DEFINE THE GREEN BUILDING REQUIREMENTS
- * OFFICE OF EMPLOYEE APPEALS PUBLISHES NUMEROUS INITIAL DECISIONS

D.C. TAXICAB COMMISSION PUBLISHES EMERGENCY RULEMAKING TO CHANGE THE DATE FOR REQUIRING TIME AND DISTANCE TAXIMETERS TO BE INSTALLED IN LICENSED D.C. TAXICABS FROM APRIL 6, 2008 TO MAY 1, 2008

CONTENTS

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA**D.C. LAWS**

Law 17-65, Closing of a Portion of a Public Alley in Square 163, S.O. 05-8289, Act of 2007	002694
Law 17-66, Housing Support for Teachers Act of 2007	002695

RESOLUTIONS

Res. 17-543, Council Period 17 Rules Office of Policy Analysis Resolution of 2008	002696
Res. 17-544, Policy Director to the Council of the District of Columbia Donna M. Cooper Appointment Resolution of 2008	002697
Res. 17-545, Juvenile Speedy Trial Equity Congressional Review Emergency Declaration Resolution of 2008	002698 -002699
Res. 17-546, Health Services Planning Program Congressional Review Emergency Declaration Resolution of 2008	002700 - 002701
Res. 17-547, Adoption and Safe Families Congressional Review Emergency Declaration Resolution of 2008	002702 - 002702
Res. 17-548, District of Columbia Sentencing and Criminal Code Revision Commission Donald Braman Appointment Resolution of 2008.....	002704
Res. 17-549, Adoption and Safe Families Congressional Review Emergency Declaration Resolution of 2008.....	002705
Res. 17-550, Center for Strategic and International Studies, Inc. Revenue Bonds Project Approval Resolution of 2008.....	002706 – 002713
Res. 17-551, Cesar Chavez Public Charter Schools for Public Policy Revenue Bonds Project Approval Resolution of 2008.....	002714 - 002721
Res. 17-552, Children's National Medical Center Revenue Bonds Project Approval Resolution of 2008.....	002722 - 002729
Res. 17-553, KIPP DC Revenue Bonds Project Approval Resolution of 2008	002730 - 002737
Res. 17-554, National Child Research Center Revenue Bonds Project Approval Resolution of 2008.....	002738 - 002745

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA CONT'D

RESOLUTIONS CONT'D

Res. 17-555, Pew Charitable Trusts Revenue Bonds Project Approval
 Resolution of 2008002746 - 002754

Res. 17-556, Progressive Life Center DC Revenue Bonds Project Approval
 Resolution of 2008002755 - 002762

Res. 17-557, Office of Employee Appeals Sherri M. Beatty-Arthur
 Confirmation Resolution of 2008 002763

Res. 17-558, Home Again Ivy City Demonstration Redevelopment Project
 Disposition Approval Resolution of 2008002764 - 002765

Res. 17-559, Home Again Ivy City Demonstration Redevelopment
 Project Supplemental Disposition Approval Resolution of 2008.....002766 - 002768

Res. 17-560, Ballpark Public Safety Emergency Declaration Resolution of 2008002769 - 002770

Res. 17-561, Vending Regulation Emergency Declaration Resolution of 2008.....002771 - 002772

Res. 17-562, Performance Parking Pilot Zone Emergency Declaration
 Resolution of 2008002773 - 002774

Res. 17-563, Retirement Incentive Emergency Declaration Resolution of 2008002775 - 002776

Res. 17-564, Arthur Capper/Carrollsborg Public Improvements Revenue
 Bonds Technical Correction Emergency Declaration Resolution of 2008..... 002777

Res. 17-565, Contract No. DCPL-2008-C-0011 with the Core Group,
 P.C. Emergency Declaration Resolution of 2008..... 002778

Res. 17-566, Contract No. DCPL-2008-C-0011 with the Core Group, P.C.
 Emergency Approval Resolution of 2008..... 002779

COUNCIL HEARINGS

Notice of Public Hearings – April 7

Bill 17-267, Tenant-Owner Voting In Conversion Election Clarification
 Amendment Act of 2007 (April 7) 002780

Bill 17-515, Housing Accommodation Owner Conversion Compliance
 Amendment Act of 2007002780

Bill 17-530, Rental Housing Conversion and Sale Amendment Act of 2007002780

Bill 17-0631, District's First Right of Refusal Amendment Act of 2008002780

Bill 17-0640, Tenant Opportunity To Purchase Notification
 Amendment Act of 2008002780

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA CONT'D

COUNCIL HEARINGS CONT'D

Notice of Public Hearings –

Bill 17-638, Closing of Public Alleys in Square 564, 566 and 568,
S.O. 07-122, Act of 2008 (April 9).....002781

Bill 17-642, Closing of a Public Alley in Square 127, S.O. 07-1209,
Act of 2008 (April 9).....002782

Bill 17-582, District of Columbia Youth Council: Establishment Act of 2008
(April 12)..... 002783

Bill 17-279, Workforce Housing Production Program Amendment
Act of 2007 (April 14)..... 002784

Bill 17-441, Section 8 Preservation Act of 2007 (April 14) 002784

Bill 17-585, Uniform Adult Guardianship and Protective Proceedings
Jurisdiction Act of 2008 (May 27) 002785

Bill 17-636, Uniform Child Abduction Prevention Act of 2008 (May 27)..... 002785

Bill 17-324, Hate Crime Training for Law Enforcement Amendment
Act of 2007 (June 12) 002786

Bill 17-627, Anti-Intimidation and Defacing of Public or Private
Property Criminal Penalty Amendment Act of 2008 (June 12)..... 002786

Public Oversight Hearing –

Fire and Emergency Medical Services Department Disability and
Retirement Policies (June 24)002787

Continuation of Joint Public Oversight Roundtable –

Gangs, Crews, and Juvenile Violence (March 31)002788

Public Hearing Schedules – Revised

Fiscal Year 2009 Budget Support Act of 2008, and Committee
Mark-Up Schedule002789 - 002797

OTHER COUNCIL ACTIONS

Notice of Intent to Act on New Legislation –

Bills 17-663 and 17-664 and Proposed Resolutions 17-708..... 002798

Mark-Up Agenda Noting Council Actions and Assignments002799 - 002812

Notice of Reprogramming Requests –

Reprog. 17-96 – Request to Reprogram \$173,178,504 of Capital Budget
Authority from the D.C. Public Schools (DCPS) to the Public
Education Facilities Modernization 002813

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES

PUBLIC HEARINGS

Alcoholic Beverage Regulation Admin. – April 2
 (Request to Continue Glover Park Liquor License Moratorium Zone) 002814

Alcoholic Beverage Regulation Admin. – April 2
 (Request to Continue Adams Morgan Liquor License Moratorium Zone) 002815

Alcoholic Beverage Regulation Admin. – New Applications – May 14, 2008
 (ANC 6D06) (Corrected Notice) 002816

D.C. Historic Preservation Review Board – April 24, 2008
 Case No. 04-05: Western Union Company Tenley Site;
 Case No. 06-11: Eldbrooke United Methodist Church;
 Case No. 06-13: Methodist Cemetery Murdock;
 Case No. 08-06: The National Permanent Building; and
 Case No. 07-31: Tenleytown Multiple-Property Thematic Document.....002817 - 002819

Board of Zoning Adjustment – May 27, 2008
 17773, ANC-2D, Application of Keith Powell;
 17766, ANC-6B, Application of Robert L. Staples and Barbara Fahs Charles;
 17764, ANC-2C, App. of First Congregational United Church of Christ; and
 17670, ANC-4B, Appeal of Eimaj, Inc.....002820 - 002822

Board of Zoning Adjustment – June 3, 2008
 17769, ANC-6A, Appeal of Advisory Neighborhood Commission 6A;
 17766, ANC-6B, Application of Robert L. Staples and Barbara Fahs Charles;
 17764, ANC-2C, Application of First Congregational United Church of Christ;
 17670, ANC-4B, Appeal of Eimaj, Inc.....002823 - 002824

Zoning Commission for the District of Columbia – May 5, 2008
 Case No. 04-05 (Text and Map Amendments to Establish and Map the
 Hill East (HE) District).....002825 - 002845

Zoning Commission for the District of Columbia – May 22, 2008
 Case No: 07-35 (Sheridan Terrace Redevelopment LLC and the D.C.
 Housing Authority - Consolidated PUD and Related Map Amendment).....002846 - 002849

Zoning Commission for the District of Columbia – Rescheduled – April 24, 2008
 Case No: 08-01 (Southeast Federal Center Overlay District Review @
 Square 826, Southeast Federal Center)..... 002850 – 002852

FINAL RULEMAKING

Department of Health – Amend Title 17 DCMR (Business, Occupations
 & Professions), to Amend Chapter 67 (Physical Therapy) to Adopt
 Rules that Clarify Procedure to be Followed if a Physical Therapy
 Patient does not Respond to Treatment After Thirty (30) Days.
 Adds a New Section 6710.13..... 002852

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

FINAL RULEMAKING CONT'D

Department of Health – Amend 29 DCMR (Public Welfare),
Chapter 9 (Medicaid Program), Sec. 907 (Personal Emergency
Response System Services) to Establish Reimbursement Rules
For Personal Emergency Response System Services002854 - 002857

Department of Health – Amend 29 DCMR (Public Welfare),
Chapter 9 (Medicaid Program), to Repeal Sections:
927: Attendant Care Services;
928: Adaptive Equipment Services;
938: Homemaker Services;
939: Chore Services;
940: Case Management Services; and
944: Adult Companion Services.....002858 - 002859

Department of Health – Amend 29 DCMR (Public Welfare),
Chapter 9 (Medicaid Program), Sec 932 (Speech, Hearing and
Language Services) to Establish Reimbursement Rules for
Speech, Hearing and Language Services 002860 - 002865

Department of Health – Amend 29 DCMR (Public Welfare),
Chapter 9 (Medicaid Program), Sec 937 (Preventive, Consultative
and Crisis Support Services) to Establish Reimbursement Rules for
Preventive, Consultative and Crisis Support Services;002866 - 002873

Dept. of Health – Amend Title 29 DCMR (Public Welfare),
Chapter 9 (Medicaid Program), Sections:
945: Day Habilitation Services; and 945.99: Definitions
to Establish Reimbursement Rules for Day Habilitation Services.....002874 - 002879

Department of Health – Amend 29 DCMR (Public Welfare),
Chapter 9 (Medicaid Program), Sec 945 (Day Habilitation Services)
to Define Billing Rate, Increase the Daily Limit of Service Provision,
Minimum Staffing Ratio, and to Require Development of Service Plan to
Define the Service being provided.....002880 - 002881

Department of Health – Amend 29 DCMR (Public Welfare),
Chapter 19 (Home and Community-Based Waiver Services for
Persons with Mental Retardation and Developmental Disabilities), Secs:
1900: General Provisions;
1901: Covered Services;
1903: Provider Qualifications;
1999: Definitions; and Add a New Sec.
1911: Requirements for Persons Providing Direct Services002882 - 002889

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

FINAL RULEMAKING CONT'D

- Department of Health – Amend 29 DCMR (Public Welfare),
 Chapter 19 (Home and Community-Based Waiver Services for
 Persons with Mental Retardation and Developmental Disabilities),
 Sec 1910 (Personal Care Services) to Establish Reimbursement
 Rules For Personal Care Services002890 - 002895

- Department of Health – Amend 29 DCMR (Public Welfare),
 Chapter 19 (Home and Community-Based Waiver Services for
 Persons with Mental Retardation and Developmental Disabilities),
 To Add Sec 1916 (In-Home Supports Services) Which
 Establishes Reimbursement Rules for In-Home Supports Services002896 - 002901

- Department of Health – Amend 29 DCMR (Public Welfare),
 Chapter 19 (Home and Community-Based Waiver Services for
 Persons with Mental Retardation and Developmental Disabilities),
 To Add Sec 1917 (Live-In Caregiver Services) Which
 Establishes Reimbursement Rules for Live-In Caregiver Services002902 - 002905

- Department of Health – Amend 29 DCMR (Public Welfare),
 Chapter 19 (Home and Community-Based Waiver Services for
 Persons with Mental Retardation and Developmental Disabilities),
 To Add Sec 1918 (Professional Services) Which Establishes
 Reimbursement Rules for Professional Services002906 - 002912

PROPOSED RULEMAKING

- Office of Contracting and Procurement – See Emergency Rulemaking

- District Department of the Environment – Amend 20 DCMR
 (Environment), to Add Chapter 35 (Green Building Requirements)
 to Establish Rules that Implement the Green Building Act002913 - 002916

- Department of Health – Amend 16 DCMR (Consumers, Commercial
 Practices & Civil Infractions), Chapter 36 (Civil Infractions),
 Sec. 3631 to Amend Schedule of for Rodent Control Infractions002917 - 002920

- Department of Health – Amend 22 DCMR (Public Health & Medicine),
 Chapter 1 (Protection of Public Health) to Add
 Sec. 129: Immunization: Reports and General Provisions002921 - 002941

- Mayor of the District of Columbia – See Emergency Rulemaking

- Public service Commission – Telephone Tariff 08-03, In the Matter of
 The Application of Verizon Washington, DC Inc. for Authority to
 Amend the General Services Tariff, P.S.C-D.C.-NO. 203002942 - 002943

- D.C. Taxicab Commission – See Emergency Rulemaking

- D.C. Department of Transportation – See Emergency Rulemaking

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

EMERGENCY RULEMAKING

Office of Contracting and Procurement – Amend 27 DCMR
 (Contacts and Procurement), Chapter 16 (Procurement by Competitive
 Sealed Proposals), Sec. 1611 Solicitations for Development, Construction
 and Management of the Anacostia Gateway Government Center002944 - 002947

Mayor of the District of Columbia – Amend 29 DCMR (Public Welfare),
 Chapter 5 (Ambulance Service), Sec. 525.1 to Establish Fees for
 Emergency Ambulance Support Service002948 - 002950

D.C. Taxicab Commission – Amend 31 DCMR (Taxicabs and Public Vehicles
 for Hire), Chapter 6, and New Chapter 13: Licensing and Operation of
 Taxi Meter Companies to Adopt Rules that Change the Date for
 Requiring Time and Distance Taximeters to be Installed in Licensed
 D.C. Taxicabs from April 6, 2008 to May 1, 2008002951 - 002985

Department of Transportation – Amend 18 DCMR (Vehicle and Traffic
 Regulations), Chapter 40 (Traffic Signs And Restrictions At Specific
 Locations), Sec. 4019: Parking Restriction to Limit Parking on
 Specified Blocks002986 - 002988

NOTICES, OPINIONS AND ORDERS

INITIAL DECISIONS OF OFFICE OF EMPLOYEE APPEALS

Janet T. Boswell, D.C. Fire and Emergency Medical Services Dept.,
 OEA Matter No.1601-0155-06.002989 - 002996

Charles Brown, Department of Human Services,
 OEA Matter No. 1601-0058-07002987 - 003002

Robert Drake, Department of Public Works,
 OEA Matter No. 1601-0070-07003003 - 003007

Armell Gaines, Department of Transportation,
 OEA Matter No. 1601-0138-06003008 - 003011

Vendora Green, Department of Transportation,
 OEA Matter No. 1601-0137-06003012 - 003018

Richard Hairston, Department of Corrections,
 OEA Matter No. 1601-0059-07003019 - 003025

Robin Hoey, Metropolitan Police Department,
 OEA Matter No. 1601-0074-07003026 - 003035

Deborah Howard, Metropolitan Police Department,
 OEA Matter No. 1601-0127-05003036 - 003043

Mark James, Office of the Chief Technology Officer,
 OEA Matter No. J-0003-08.....003044 - 003048

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

NOTICES, OPINIONS AND ORDERS CONT'D

INITIAL DECISIONS OF OFFICE OF EMPLOYEE APPEALS CONT'D

Kelvin Johnson, Office of Property Management,
 OEA Matter No. 1601-0002-06 and OEA Matter No. 1601-0053-06003049 - 003056

Sherman Lankford, Metropolitan Police Department,
 OEA Matter No. 1601-0147-06003057 - 003060

Michael Nelson, Water and Sewer Authority,
 OEA Matter No. J-0041-07.....003061 - 003063

Adjeley Osekre, Department of Human Services,
 OEA Matter No. 1601-0003-01003064 - 003070

Sharon R. Smith, Department of Human Services,
 OEA Matter No. 1601-0330-97003071 - 003077

Selena Walker, D.C. Fire and Emergency Medical Services Dept,
 OEA Matter No. 1601-0133-06003079 - 003083

**NOTICES, OPINIONS AND ORDERS
 OF OTHER BOARDS, COMMISSIONS, AND AGENCIES**

Department of Consumer and Regulatory Affairs – Regular Meetings
 Board for the Condemnation of Insanitary Buildings 003084

Department of Consumer and Regulatory Affairs – List of Buildings
 Against which Condemnation Proceedings have been instituted003085 - 003092

Board of Elections and Ethics – Certification of Filling Vacancies
 In Advisory Neighborhood Commissions (8C02) 003093

Board of Elections and Ethics – Certification of ANC/SMD Vacancies
 (3D07, 6B11, 8B03, 8C05, 8C06, 8EOI, 6C05)003094 - 003095

District Department of the Environment – Cleanup Completion Report
 (Property at 100 I (Eye) Street, S.B.,Case VCP2005-005) 003096

Exec. Office of the Mayor / Office on Aging – Notice of Funding Availability
 Fiscal Year 2009 Lead Agency Grant Program003097 - 003098

Fiscal Year 2009 Senior Wellness Center Operations Grants003099 - 003100

Exec. Office of the Mayor / Serve DC – Notice of Funding Availability
 DC Citizen Corps Emergency Preparedness Grants003101 - 003102

Exec. Office of the Mayor / Serve DC – Grant Review Opportunity
 2008-2009 DC Citizen Corps Emergency Preparedness Grant Competition003103 - 003104

**NOTICES, OPINIONS AND ORDERS
OF OTHER BOARDS, COMMISSIONS, AND AGENCIES**

Friendship Public Charter School – Request for Proposals
 1.) Copier Business Machine Maintenance and 2.) Printing Services 003105

D.C. Historic Preservation Review Board – Historic Designation
 Case No. 06-15: First Baptist Church of Deanwood 003106

Howard University Middle School of Mathematics & Science – Request for Proposals
 (School Food Service, Advanced Supplemental Mathematics Instruction,
 Facility Cleaning Service and Technology Support Service..... 003107

Office of the Secretary of the District of Columbia – Reappointments and
 Appointments of Notaries Public Effective on April 1, 2008.....003108 - 003112

State Historic Preservation Officer – Designation Case No. 08-05
 Washington Navy Yard Historic District expansion..... 003113

Office of Tax and Revenue / Real Property Tax Administration
 FY 2008 Assessment Ratio Report003114 - 003127

Board of Zoning Adjustment – Decisions and Orders
 Appeal No. 17589 of Salvatore Gorgone.....003128 - 003135

Appeal No. 17631 of Advisory Neighborhood Commission 3E and
 Todd Boley003136 - 003150

Application No. 17718 of the Archdiocese of Washington003151 - 003154

Application No. 17727 of Anthony V. Serafino003155 - 003157

Zoning Commission for the District of Columbia
 Z.C. Case No. 07-13 (Consolidated Planned Unit Development and
 Related Map Amendment) Trustees of the Corcoran Gallery of Art and
 MR Randall Capital, LLC - 65 I Street, S.W. (Square 643-8, Lot 801))003158 - 003181

Office of Documents and Administrative Issuances – Publications Price List003182 - 003183