

DISTRICT OF COLUMBIA PUBLIC SCHOOLS

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Chancellor of the District of Columbia Public Schools, pursuant to section 103 of the District of Columbia Public Education Reform Amendment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-172), and Mayor's Order 2007-186 (August 10, 2007), hereby gives notice of the adoption of the following emergency rulemaking. This emergency rulemaking will amend Title 5, Chapter 13 of the *District of Columbia Municipal Regulations* to add a new section 1309 to establish qualifications and general requirements for all paraprofessionals.

Emergency action is needed to preserve the public welfare in general and because of the Congressional requirement that all Local Education Agencies receiving assistance under Title I of the No Child Left Behind Act of 2001, approved January 8, 2002 (115 Stat. 1425; 20 U.S.C. § 6301 *et seq.*), ensure that paraprofessionals have met certain requirements. This emergency rule was adopted on March 3, 2008 and became effective immediately on that date. It will remain in effect until July 1, 2008, unless earlier superseded by a notice of final rulemaking.

The proposed rule will be submitted to the Council for a forty-five (45) day period of review. The Chancellor also hereby gives notice of the intent to adopt this rule, in final, in not less than thirty (30) days from the publication of this notice in the *D.C. Register* or upon approval of the rule by the Council, whichever occurs later.

CHAPTER 13 CONDITIONS OF EMPLOYMENT

Chapter 13 (Conditions of Employment) is amended to add a new section 1309 to read as follows:

- 1309 QUALIFICATIONS OF PARAPROFESSIONALS
- 1309.1 All paraprofessionals employed by D.C. Public Schools shall have earned a high school diploma or its recognized equivalent, regardless of the paraprofessionals' hiring date.
- 1309.2 An instructional paraprofessional who provides direct academic support to students or teachers shall:
- (a) Complete at least two (2) years of study at an institution of higher education;
 - (b) Obtain an associate's (or higher) degree; or

- (c) Meet a rigorous standard of quality and be able to demonstrate through a formal academic assessment:
 - (1) Knowledge of, and the ability to assist in instructing, reading, writing, and mathematics; or
 - (2) Knowledge of, and the ability to assist in instructing, reading readiness, writing readiness, and mathematics readiness, as appropriate.
- 1309.3 The receipt of a high school diploma (or its equivalent) shall be necessary but not sufficient to satisfy the requirements of § 1309.2(c).
- 1309.4 The mandatory deadline for all instructional paraprofessionals employed by the D.C. Public Schools to meet the requirements stated in § 1309.2 shall be June 30, 2008.
- 1309.4 Instructional paraprofessionals who fail to meet the mandatory June 30, 2008 deadline may be subject to disciplinary action, up to and including termination.
- 1309.5 The requirements of § 1309.2 shall not apply to a paraprofessional if:
- (a) The paraprofessional is proficient in English and a language other than English and provides services primarily to enhance the participation of children by acting as a translator, with proficiency in English and a language other than English determined by standards established by D.C. Public Schools;
 - (b) The paraprofessional's duties consist solely of conducting parental involvement activities; or
 - (c) The paraprofessional's duties are limited to cafeteria or playground supervision, personal care services, and/or non-instructional computer assistance.

Comments on this proposed rule should be submitted, in writing, to Michelle Rhee, Chancellor, DCPS, at 825 North Capitol Street, NE, 9th Floor, Washington, DC, 20002, within thirty (30) days of the date of publication of this notice in the *D.C. Register*. Additional copies of this rule are available from the above address.

DISTRICT DEPARTMENT OF TRANSPORTATION

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the District Department of Transportation, pursuant to the authority of sections 3(b), 5(3)(D), and 6 of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137, D.C. Official Code §§ 50-921.02(b), 50-921.04(3)(D)(i), and 50-921.05); Mayor’s Order 2007-179 (June 12, 2002); and section 2(b) of the Motor Vehicle Parking Regulation Amendment Act of 1999, effective May 9, 2000, (D.C. Law 13-97), hereby gives notice of the adoption, on an emergency basis, of amendments to Title 18, “Vehicle and Traffic Regulations,” Chapter 24, “Residential Permit Parking.” The amendments will eliminate the two (2) hour grace period on certain blocks within Ward 1 of the District of Columbia. The amendments will also correct a numbering error pertaining to the subsection immediately preceding subsection 2411.20.

Emergency rulemaking action is necessary to stem noise and traffic congestion on 14th Street, N.W. from Harvard Street, N.W. to Monroe Street, N.W. Additionally, the amount of vehicular traffic on 14th Street, N.W. from Harvard Street, N.W. to Monroe Street, N.W. has compromised pedestrian safety and created a public health hazard. Eliminating the two-hour grace period will immediately reduce noise, and traffic congestion in the affected area.

This emergency rulemaking is effective immediately on the date of publication in the D.C. Register. The emergency rulemaking will expire in 120 days from date of publication in the D.C. Register, or upon publication of a Notice of Final Rulemaking in the D.C. Register, whichever occurs first.

Title 18 DCMR, Section 2411, **RESIDENTIAL PERMIT PARKING**, is amended to read as follows:

The subsection immediately preceding subsection 2411.20 (“2411.19[sic]”) is renumbered as subsection 2411.21 and amended by adding the following:

2411.21 F. These blocks in the Northwest Quadrant will be included in the Residential Permit Parking Program and will be restricted, where appropriate, with “Zone 1 Permitted Parking Only, 7 A.M. to 8:30 P.M., Monday through Saturday.”

STREET	BLOCKS IN RESIDENTIAL PROGRAM	SIDE
Harvard	1100, 1200, 1300, 1400, 1500	North Side

Irving Street	1100, 1200, 1300	North Side
Park Road	1100, 1200, 1300	North Side
Monroe Street	1100, 1200, 1300, 14000, 1500	North Side

2411.21 G. These blocks in the Northwest Quadrant will be included in the Residential Permit Parking Program and will be restricted, where appropriate, with “Zone 1 Permitted Parking Only, 9 A.M. to 4:30 P.M., Monday through Saturday.”

STREET	BLOCKS IN RESIDENTIAL PROGRAM	SIDE
Kenyon Street	1100, 1200, 1300	North Side

All persons interested in commenting on the subject matter of this emergency and proposed rulemaking action may file comments, in writing, with: Karina Ricks, Associate Director, Transportation Policy and Planning Administration, District Department of Transportation, 2000 14th Street, N.W., 7th Floor, Washington, D.C. 20009. Comments must be received no later than thirty (30) days after the date of publication of this notice in the D.C. Register. Copies of this proposal may be obtained, at cost, by writing to the above address.