

**DEPARTMENT OF HEALTH**  
**NOTICE OF FINAL RULEMAKING**

The Director of the Department of Health, pursuant to the authority set forth under section 302(14) of the D.C. Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C Official Code § 3-1203.02(14)), and Mayor's Order 98-140, dated August 20, 1998, hereby gives notice of the intent to adopt the following amendments to chapter 69 of Title 17 of the District of Columbia Municipal Regulations (DCMR). The Proposed Rulemaking was published on November 8, 2002 at 52 DCMR 10085. No comments were received and no changes have been made to the proposed rulemaking. These final rules will become effective upon publication of this notice in the D. C. Register.

**Chapter 69 (Psychology) of Title 17 DCMR (Business, Occupations & Professions) (May 1990) is amended by adding a new section 6909 to read as follows:**

**6909            CODE OF PROFESSIONAL CONDUCT**

6901.            A licensee, student or graduate shall adhere to the standards set forth in the "Ethical Principals of Psychologists and Code of Conduct" as published by the American Psychological Association.

## DEPARTMENT OF HEALTH

NOTICE OF FINAL RULEMAKING

The Registrar and the Director of the Department of Health, pursuant to the authority set forth in §§ 22 and 27 of the Vital Records Act of 1981, effective October 8, 1981 (D.C. Law 4-34; D.C. Official Code §§ 7-221 and 7-226), and Mayor's Order 2002-13, dated January 25, 2002, hereby give notice of the adoption of the following amendments to Chapter 28 of Title 29 of the District of Columbia Municipal Regulations (DCMR). Final action to adopt these rules was taken on February 5, 2007. A Notice of Proposed Rulemaking was previously published in the *D.C. Register* on December 8, 2006, at 53 DCR 9752. No comments were received in connection with the notice of proposed rulemaking, and no changes have been made to the rules since publication of the notice. The rules will become final upon publication of this notice in the *D.C. Register*. The rule makes technical amendments and changes fees for issuing and amending vital records in the Department of Health.

**Chapter 28 of Title 29 (Public Welfare) (May 1987) of the DCMR is amended as follows:****Section 2801.2 is amended to read as follows:**

2801.2 Each form, certificate, and report used in the system of vital records is the property of the Department of Health and shall be surrendered to the Registrar upon demand.

**Section 2801.7(d) is amended to read as follows:**

- (d) Has original handwritten signatures, unless the document is submitted by electronic means pursuant to § 2801.8;

**Section 2809.1 is amended to read as follows:**

2809.1 A new certificate of birth for a person who is adopted shall be prepared and registered in accordance with D.C. Official Code § 16-314.

**Section 2810.14 is amended to read as follows:**

2810.14 When a death is presumed to have occurred within the District as a result of physical absence for a period of seven (7) years without having been heard from, the Registrar shall prepare a death certificate upon receipt of an order of the Court pursuant to D.C. Official Code § 14-701.

**Section 2811.1 is amended to read as follows:**

2811.1 A certificate of death filed after the time prescribed in D.C. Official Code § 7-211 shall be on the certificate of death form, marked "delayed" and completed in the following manner:

- (a) If the attending physician or other person authorized pursuant to D.C. Official Code § 7-211(e) or medical examiner at the time of death and the funeral director or person who acted as such are available to complete and sign the certificate of death, it may be filed without additional evidence;
- (b) For a certificate of death filed one (1) year or more after the date of death, the physician or medical examiner and the funeral director or person who acted as such shall state in accompanying affidavits that the information on the certificate of death is based on records maintained in their files; and
- (c) In the absence of the attending physician or medical examiner and the funeral director or the person who acted as such, the certificate of death may be filed by the next of kin of the decedent and shall be accompanied by the following:
  - (1) An affidavit of the person filing the certificate of death swearing to the accuracy of the information on the certificate; and
  - (2) Two (2) documents that identify the decedent and the date and place of death.

**Section 2812.1 is amended to read as follows:**

2812.1 Reports of fetal death, required to be filed pursuant to D.C. Official Code § 7-213(a), are statistical reports that shall only be used for medical and health purposes and shall not be incorporated into the permanent official records of the system of vital records.

**Section 2813.2(b) is amended to read as follows:**

- (b) Approved by the Director of the Department of Health.

**Section 2814.3 is amended to read as follows:**

2814.3 The Attorney General and the Director of the Department of Consumer and Regulatory Affairs shall review and approve each request for mass disinterment before the Registrar may authorize the disinterment.

**Section 2816.1 is amended to read as follows:**

2816.1 A marriage record may be filed after the time prescribed in D.C. Official Code § 7-215 on the regular marriage record form in the manner stated in this section.

**Section 2822.2 is amended to read as follows:**

2822.2 The Registrar may provide copies or data from the system of vital records to any federal, state, District, or other public or private agency for research, statistical, or administrative purposes upon request, provided that the applicant submits to the Registrar a completed application that is on a prescribed form and meets the following conditions:

- (a) Has the signed approval of an Institutional Review Board constituted according to federal guidelines for the protection of human subjects, as set forth in 42 U.S.C. § 289 (Health Research Extension Act of 1985 § 2); and
- (b) Has a signed statement of assurances in which the applicant agrees to the terms and conditions of the application, which shall include the following statements:
  - (1) That the information will be used solely for research or administrative purposes;
  - (2) That the information will be used only for the project described in the application;
  - (3) That the information will not be used as a basis for legal, administrative, or other actions that directly affect any person or institution identifiable from the data; and
  - (4) That the statements made in the application form are correct to the applicant's best knowledge and belief.

**Section 2880.1 is amended to read as follows:**

2880.1 The following fees shall be for the services provided by the Department of Health Vital Records Division:

<u>Description of Record</u>	<u>Fee</u>
Archival Birth Certificate	\$23.00
Commemorative Birth Certificate	\$30.00
Correction to a Birth Certificate	\$23.00
Delayed Birth Record	\$23.00
Death Certificate	\$18.00

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Marriage Record	\$18.00
Divorce Record	\$18.00
Correction to a Death Record	\$23.00
Recording of Legal Change of Name	\$23.00
Recording of Marital Acknowledgment	\$23.00
Adoption	\$28.00
Certificate of Search (for each 3 years searched)	\$18.00
Adjudgment of Parentage	\$23.00
Legal Change Without Certificate	\$15.00
Verification of a Vital Record	\$5.00
Administrative Copy of a Vital Record	\$10.00

**Section 2899.1 is amended to read as follows:**

2899.1 For purposes of this chapter, the following definitions shall apply unless otherwise provided:

**Act**—the District of Columbia Vital Records Act of 1981, D.C. Law 4-34, D.C. Official Code § 7-201 *et seq.*

**Amendment**—a document that is attached to an original record or an annotation placed on the margin or bottom of a certificate that is used to correct or complete an item on the original record.

**Court**—the Superior Court of the District of Columbia.

**Department**—the Department of Health of the District of Columbia.

**Registrar**—the Registrar of Vital Records in the Vital Records Division of the Department of Health.