

DEPARTMENT OF HEALTH

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth under § 302(14) of the District of Columbia Health Occupations Revision Act of 1985 ("Act") effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1204.09), and Mayor's Order 98-140, dated August 20, 1998, hereby gives notice of the adoption of the following amendment to Chapter 35 of Title 17 DCMR (Business, Occupations & Professions) (May 1990). The purpose of the proposed rule is to update health occupations license fees and establish a new fee schedule for: chiropractors who perform ancillary procedures, applicants wishing to establish nursing schools, optometrists who do not use therapeutic or diagnostic pharmaceutical agents, physicians enrolling in the post-graduate enrollment program, and trained medication employees. Notice of Proposed Rulemaking was published in the D.C. Register on December 31, 2004 at 51 DCR 11850. No comments were received concerning these rules and no changes have been made since publication as a Notice of Proposed Rulemaking. These final rules will be effective upon publication of this notice in the D.C. Register.

The following fees and services found in section 3500.1 of Title 17 (Business, Occupations & Professions) (May 1990) are amended to read as follows:

DESCRIPTION OF SERVICE	FEE
ACUPUNCTURISTS:	
Application Fee (original, temporary, or reinstatement)	\$65.00
License Fee	\$111.00
Re-Examination	\$91.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00
ADDICTION COUNSELORS:	
Application Fee	\$65.00
Licensee Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication License	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00
ADVANCED PRACTICE REGISTERED NURSES:	
Application Fee	\$65.00
License Fee (1 st time APRN with one authority)	\$111.00
License Specialty Fee	\$111.00
Paid Inactive Status	\$111.00

Renewal Fee	\$202.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$267.00
Each additional /Nursing authority	\$91.00
Temporary License <1>	\$25.00

CHIROPRACTORS:

Application Fee	\$65.00
License Fee	\$351.00
Re-Examination	\$260.00
Paid Inactive Status	\$156.00
Renewal Fee	\$156.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$390.00

DANCE THERAPISTS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

DENTAL HYGIENISTS:

Application Fee	\$65.00
License Fee	\$104.00
Paid Inactive Status	\$104.00
Renewal Fee	\$104.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$143.00

DENTISTS:

Application Fee	\$65.00
License Fee	\$245.00
Paid Inactive Status	\$195.00
Renewal Fee	\$195.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$284.00

DIETICIANS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

MASSAGE THERAPISTS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

MEDICAL DOCTORS:

Application Fee (original or reinstatement)	
- By examination or re-examination	\$65.00
- By endorsement, reciprocity, or waiver	\$234.00
- By Eminence 1	\$234.00
- By Eminence 2	\$1,950.00
License (original, renewal, temporary, or reinstated)	
- By examination or re-examination	\$156.00
- By endorsement, reciprocity, waiver, or Eminence 1	\$312.00
Late Renewal Fee	\$65.00
Application for Temporary License	\$234.00
Paid Inactive Status	\$312.00
Document Duplication Fee	\$26.00
Change of Name or Address	\$0
Verification of Records	\$26.00

NATUROPATHS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

NURSING HOME ADMINISTRATORS:

Application Fee	\$65.00
License Fee	\$182.00
Re-Examination	\$91.00

Paid Inactive Status	\$156.00
Renewal Fee	\$156.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$221.00

NUTRITIONISTS:

Application Fee	\$65.00
License Fee	\$137.00
Re-Examination	\$91.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

OCCUPATIONAL THERAPISTS/OCCUPATIONAL THERAPISTS**ASSISTANTS:**

Application Fee	\$65.00
License Fee	\$137.00
Paid Inactive Status	\$137.00
Renewal Fee	\$137.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$202.00

OPTOMETRISTS: (with TPA¹ or DPA²)

Application Fee	\$65.00
License Fee	\$267.00
Paid Inactive Status	\$156.00
Renewal Fee	\$156.00
Optometry Diagnostic	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$332.00

PHARMACISTS:

Application Fee	\$65.00
License Fee	\$150.00
Re-Examination	\$65.00
Paid Inactive Status	\$137.00
Renewal Fee	\$137.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00

¹ Therapeutic Pharmaceutical Agents² Diagnostic Pharmaceutical Agents

Verification of Records	\$26.00
Reinstatement Fee	\$202.00

PHARMACY INTERNS:

Application Fee	\$65.00
License Fee	\$126.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00

PHYSICAL THERAPISTS:

Application Fee	\$65.00
License Fee	\$137.00
Re-Examination	\$65.00
Paid Inactive Status	\$137.00
Renewal Fee	\$137.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$202.00

PHYSICIAN ASSISTANTS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

PODIATRISTS:

Application Fee	\$65.00
License Fee	\$137.00
Re-Examination	\$98.00
Paid Inactive Status	\$137.00
Renewal Fee	\$137.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

PRACTICAL NURSES:

Application Fee (examination or endorsement)	\$65.00
License Fee (examination)	\$78.00
License Fee (endorsement)	\$111.00
Re-Examination	\$65.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00

Verification of Records	\$26.00
Reinstatement Fee	\$176.00
Temporary License <1>	\$25.00

PROFESSIONAL COUNSELORS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

PSYCHOLOGISTS:

Application Fee	\$65.00
License Fee	\$182.00
Re-Examination	\$91.00
Paid Inactive Status	\$156.00
Renewal Fee	\$156.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$221.00

RECREATION THERAPISTS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

REGISTERED NURSES:

Application Fee (examination or endorsement)	\$65.00
License Fee (examination)	\$78.00
License Fee (endorsement)	\$111.00
Re-Examination	\$65.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00
Temporary License <1>	\$25.00

RESPIRATORY CARE THERAPISTS:

Application Fee	\$65.00
License Fee	\$130.00

Paid Inactive Status	\$130.00
Renewal Fee	\$130.00
Late Renewal Fee	\$130.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$195.00

SOCIAL WORKERS:

Application Fee	\$65.00
License Fee	\$111.00
Paid Inactive Status	\$111.00
Renewal Fee	\$111.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$176.00

2) Section 3500.1 of Title 17 (Business, Occupations & Professions) (May 1990) is amended by adding new fees which read as follows:

CHIROPRACTORS: (ancillary procedures)

Application Fee	\$65.00
License Fee	\$143.00
Re-Examination	\$91.00
Paid Inactive Status	\$117.00
Renewal Fee	\$117.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$208.00

NURSING SCHOOLS: (initial accreditation fee)

Application Fee	\$5,000.00
Annual Renewal Fee	\$1,000.00

OPTOMETRISTS: (without TPA or DPA)

Application Fee	\$65.00
License Fee	\$156.00
Paid Inactive Status	\$156.00
Renewal Fee	\$156.00
Late Renewal Fee	\$65.00
Document Duplication Fee	\$26.00
Verification of Records	\$26.00
Reinstatement Fee	\$221.00

POST GRADUATE PHYSICIAN ENROLLMENT:

Annual Fee	\$50.00
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TRAINED MEDICATION EMPLOYEE:

Initial Certification/Reciprocity	\$45.00
Re-certification (Renewal)	\$45.00

NOTES:

1. Fees for temporary licenses for health occupations are listed even though the boards governing the health care occupations may not have established the fees.

DEPARTMENT OF HEALTH

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth under § 302 (14) of the District of Columbia Health Occupation Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02 (14)) ("Act"), and Mayor's Order 98-140, dated August 20, 1998, gives notice of the adoption of the following amendment to chapter 60 of Title 17 of the District of Columbia Municipal Regulations (DCMR). The purpose of the amendment is to require applicants for certification to practice as a clinical nurse specialist in the District of Columbia to submit evidence of completion of a pharmacology and clinical management of drug therapy course or pharmacotherapeutics course.

Notice of the Proposed Rulemaking was published in the D.C. Register on November 5, 2004 at 51 DCR 10232. No comments were received. This final rulemaking will be effective upon publication of this notice in the D.C. Register.

17 DCMR Chapter 60, CLINICAL NURSE SPECIALIST, is amended as follows:**Section 6005.1 is amended to read as follows:**

- 6005.1 In addition to the requirements in § 6001 and § 6004, to qualify for a certificate to practice as a clinical nurse specialist in the District of Columbia, an applicant shall:
- (a) Be currently certified as a clinical nurse specialist by the American Nurses Credentialing Center (ANCC) or any nationally recognized certifying body accepted by the Board; and
 - (b) Submit evidence indicating satisfactory completion of at least a three (3) credit hour pharmacology and clinical management of drug therapy or pharmacotherapeutics course, or completion of at least a thirty (30) contact hour pharmacology and clinical management of drug therapeutics course or pharmacotherapeutics course within the last five (5) years as it relates to the clinical nurse specialists' scope of practice.

DEPARTMENT OF HEALTH

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth under § 302 (14) of the District of Columbia Health Occupation Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1203.02 (14)) ("Act"), and Mayor's Order 98-140, dated August 20, 1998, gives notice of the adoption of the following amendments to chapter 65 of Title 17 of the District of Columbia Municipal Regulations (DCMR). The purpose of the amendments is to implement random auditing of continuing education credits for renewal applicants as opposed to requiring renewal applicants to submit proof of having completed the required continuing education credits with the renewal applications.

Notice of the Proposed Rulemaking was published in the D.C. Register on December 31, 2004 at 51 DCR 11858. No comments were received. These final rules will be effective upon publication of this notice in the D.C. Register.

17 DCMR Chapter 65, PHARMACISTS, is amended as follows:**Section 6506.4 is amended to read as follows:**

- 6506.4 An applicant for renewal of a license shall:
- (a) Have completed thirty (30) contact hours of credit in approved continuing education programs during the two (2) year period preceding the date the license expires;
 - (b) Attest to completion of the required continuing education credits on the renewal application form; and
 - (c) Be subject to a random audit.

Section 6506.8 is amended to read as follows:

- 6506.8 Except as provided in § 6506.10, an applicant under this section shall prove completion of required continuing education credits by submitting with the application the following information with respect to each program:
- (a) The name and address of the sponsor of the program;
 - (b) The name of the program, its location, a description of the subject matter covered, and the names of the instructors;
 - (c) The dates on which the applicant attended the program;
 - (d) The hours of credit claimed; and

- (e) Verification by the sponsor of completion, by signature or stamp.

Section 6506.9 is amended to read as follows:

- 6506.9 Beginning with the 2005 renewal period, the Board shall conduct a random audit of continuing education credits at the completion of each renewal period.

Section 6506.10 is amended to read as follows:

- 6506.10 Applicants for renewal of a license shall only be required to prove completion of the required continuing education credits by submitting proof pursuant to § 6506.8 if requested to do so as part of the random audit, or if otherwise requested to do so by the Board.

Section 6506.11 is amended to read as follows:

- 6506.11 An applicant for renewal of a license who fails to renew the license by the date the license expires may renew the license for up to sixty (60) days after the date of expiration by completing the application, submitting the required supporting documents, and paying the required late fee. Upon renewal, the applicant shall be deemed to have possessed a valid license during the period between the expiration of the license and the renewal thereof.

Section 6506.12 is amended to read as follows:

- 6506.12 If an applicant for renewal of a license fails to renew the license and pay the late fee within the sixty (60) days after the expiration of the applicant's license, the license shall be considered to have lapsed on the date of expiration. The applicant shall thereafter be required to apply for reinstatement of an expired license and meet all requirements and fees for reinstatement.

Section 6506.13 is amended to read as follows:

- 6506.13 The Board may, in its discretion, grant an extension of the sixty (60) day period, up to a maximum of one (1) year, to renew after expiration if the applicant's failure to renew was for good cause. As used in this section, "good cause" includes the following:
- (a) Serious and protracted illness of the applicant; and
 - (b) The death or serious and protracted illness of a member of the applicant's immediate family.

A new section 6506.14 is added to read as follows:

6506.14 An extension granted under this section shall not exempt the pharmacist from complying with the continuing education requirements for any other renewal period.

DISTRICT OF COLUMBIA
DEPARTMENT OF MOTOR VEHICLESNOTICE OF FINAL RULEMAKING

The Director of the Department of Motor Vehicles, pursuant to the authority set forth in Section 1825 of the Department of Motor Vehicles Establishment Act of 1998, effective March 26, 1999 (D.C. Law 12-175; D.C. Official Code § 50-904); § 4(d)(3) of the Compulsory/No-Fault Motor Vehicle Insurance Act of 1982, effective September 18, 1982 (D.C. Law 4-155; D.C. Official Code § 31-2403(d)(3)); and Mayor's Order 03-58, effective April 21, 2003, adopted the following rulemaking that amended Chapters 4 and 8 of Title 18 of the District of Columbia Municipal Regulations (DCMR) (Vehicles and Traffic). This final rulemaking established a requirement that insurance cancellations, expirations, or terminations be transmitted to DMV electronically and eliminated a duplicative insurance reporting provision.

After submission of comments in writing and in person by the D.C. Insurance Federation and insurance company representatives, changes were made to the text of these proposed rules, as published with a Notice of Proposed Rulemaking in the *D.C. Register* at 52 DCR 728 on January 28, 2005. The Department adopted a recommendation made by those entities to eliminate the proposal that the notice of cancellation, expiration or termination include the license plate number, and instead require that the notice include the vehicle identification number, if known. An effective date was also provided for electronic submissions of cancellation information.

A separate final rulemaking was published on March 4, 2005, which finalized other portions of the rules proposed in the January 28, 2005, Notice of Proposed Rulemaking.

These final rules will be effective upon publication of this notice in the *D.C. Register*.

Title 18, DCMR, is amended as follows:

A. Chapter 4, MOTOR VEHICLE TITLE AND REGISTRATION, is amended as follows:

- 1) Section 430, VERIFICATION OF INSURANCE INFORMATION, subsection 430.6 is amended to read as follows:

430.6 Any notice of cancellation, expiration or termination sent pursuant to § 430.5 shall contain the following:

- (a) The full name and address of the insured;
- (b) The insurance policy number or binder number;
- (c) The expiration or termination date of the motor vehicle insurance policy;

- (d) The operator's permit number, if known, of the insured;
- (e) The corresponding vehicle identification number(s), if known; and
- (f) Any other information the Director may require.

2) A new subsection 430.11 is added to read as follows:

430.11 Effective June 1, 2005, the notices required by § 430.5 shall be submitted or transmitted in electronic files, following the procedures for such submissions or transmissions established by the Department.

D. Chapter 8, SAFETY RESPONSIBILITY, Section 806, CANCELLATION OR TERMINATION OF A CERTIFIED POLICY, is repealed.