

District of Columbia

REGISTER

HIGHLIGHTS

- * D.C. COUNCIL ISSUES ACT 17-572, FISCAL YEAR 2009
BALANCED BUDGET SUPPORT EMERGENCY
AMENDMENT ACT OF 2008
- * CHILD AND FAMILY SERVICES AGENCY EXTENDS
RULES TO ALLOW GRANDPARENTS TO RECEIVE
SUBSIDIES IN ORDER TO CARE FOR THEIR
GRANDCHILDREN
- * DEPARTMENT OF HEALTH CLARIFIES RULES FOR
LICENSURE EXAMINATIONS FOR PHYSICAL
THERAPISTS
- * DEPARTMENT OF INSURANCE, SECURITIES, AND
BANKING ADOPTS REGULATIONS FOR MEDICAL
MALPRACTICE LIABILITY HEARINGS
- * D.C. STATE BOARD OF EDUCATION SCHEDULES
MEETING TO VOTE ON STANDARDS FOR EARLY
LEARNING, TRUANCY, TEACHER PREPARATION,
AND EDUCATION IN THE 21ST CENTURY

**Due to the Christmas holiday on Thursday, December 25, 2008,
the deadline for submitting material for publication in the
December 26, 2008 edition of the D.C. Register is
Noon, Wednesday, December 17, 2008**

CONTENTS

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

Act 17-572, Fiscal Year 2009 Balanced Budget Support Emergency Amendment Act of 2008 [Bill 17-989].....	012452 - 012461
--	-----------------

NOTICE OF COUNCIL HEARINGS

Notice of Public Oversight Roundtable – Dec 18 Proposed Transfer of Jurisdiction of a Portion of Fort Dupont Park from the National Park Service to the District of Columbia for Recreational Purposes	012462
--	--------

OTHER COUNCIL ACTIONS**Abbreviated Notice of Intent to Consider Legislation**

PR 17-1174, Proposed Contract with Fort Mayer Construction Corporation Disapproval Resolution of 2008.....	012463
---	--------

PR 17-1210, Fiscal Year 2010 Budget Submission Requirements Resolution of 2008.....	012464
--	--------

Consideration of Temporary Legislation

Bill 17-1015, New Convention Center Hotel Combined Amendments Temporary Act of 2008.....	012465
---	--------

Bill 17-1021, Mortgage Lender and Broker Temporary Amendment Act of 2008.....	012465
--	--------

Bill 17-1039, Appointment of the Chief Medical Examiner Temporary Amendment Act of 2008.....	012465
---	--------

Bill 17-1047, Day Care and Senior Services Temporary Act of 2008.....	012465
---	--------

Notice of Intent to Act on New Legislation

Bills 17-1040, 17-1048 and 17-1049 and PRs 17-1183 thru 17-1196, 17-1198 thru 17-1200, 17-1203,17-1207,17-1208 and 17-1210	012466 - 012470
---	-----------------

Notice of Reprogramming Requests

Reprog. 17-168: Request to Reprogram \$1,355,197 in FY 2008 Local Funds Budget Authority within the Department of Housing and Community Development (DHCD).....	012471 - 012472
---	-----------------

Reprog. 17-169: Request to Reprogram \$20,505,000 in Local Funds Budget Authority within the Department on Disability Services (DDS).....	012471 - 012472
--	-----------------

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

OTHER COUNCIL ACTIONS CONT'D

Notice of Reprogramming Requests – Cont'd

- Reprog. 17-170: Request to Reprogram \$60,000 of Fiscal Year 2008
 Local Funds Budget Authority from the Office of the Attorney
 General to Serve DC..... 012471 - 012472
- Reprog. 17-171: Request to Reprogram \$1,700,000 of FY 2008
 Local Funds Budget Authority from the Master Equipment
 Leases/Purchase Program to the Department of Corrections (DOC) 012471 - 012472
- Reprog. 17-172: Request to Reprogram \$265,076 in FY 2008
 Local Funds Budget Authority across Agencies within the
 Public Safety and Justice Cluster..... 012471 - 012472
- Reprog. 17-173: Request to Reprogram \$2,760,000 in FY 2008
 Local Funds Budget Authority across Agencies within the
 Public Safety and Justice Cluster..... 012471 - 012472
- Reprog. 17-174: Request to Reprogram \$\$6,515,997 of FY 2008
 Local Funds Budget Authority to Cover Higher-Than-Anticipated
 Expenditures in Fixed Costs within the Department of Health (DOH) 012471 - 012472
- Reprog. 17-175: Request to Reprogram \$659,076 in FY 2008 Local
 Funds Budget Authority to the D.C. Unemployment Compensation
 Fund from Three District agencies 012471 - 012472

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES

PUBLIC HEARINGS

- Alcoholic Beverage Regulation Admin. – New App – Corrected Notice – Jan 26 2009
 ANC-2F03, License No. ABRA- 079744, Woodward Beverages012473
- Alcoholic Beverage Regulation Admin. – New Applications – Feb 9 2009
 ANC-3D03, License No. ABRA-080772, Le Pain Quotidien.....012474
 ANC-6B02, License No. ABRA-080832, Le Pain Quotidien012475
 ANC-6A06, License No. ABRA-080552, Joe’s Coal & Ice House012476
 ANC-6A06, License No. ABRA-080564, Vendetta.....012477
- Board of Zoning Adjustment – Feb 3, 2009
 17875, ANC-3F, Application of BB & H Joint Venture, on behalf of
 Potomac Foods Company 012478 - 012479
 17882, ANC-4A, Application of Saint Urael’s Ethiopian Orthodox
 Tewahedo Church..... 012478 - 012479
- Board of Zoning Adjustment – Feb 17, 2009
 17881, ANC-1A, Application of Kristen Degan and Frank Schipani..... 012480 - 012481
 17864, ANC-8C, Application of Kuumba Learning Center, Inc. 012480 - 012481
 17869, ANC-5B, Application of Greater Calvary Holy Church 012480 - 012481
 17861, ANC-8C, Application of the Bishop John T. Walker School for Boys 012480 - 012481

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

FINAL RULEMAKING

Child and Family Services Agency – Amend 29 DCMR (Public Welfare), Chapter 68 (Grandparent Caregivers Pilot Program Subsidies), Sec. 6802.1 to Extend Rules to Allow Grandparents to Receive Subsidies in Order to Care for their Grandchildren012482 - 012487

Department of Health – Amend 17 DCMR (Business, Occupations & Professions) Chapter 67 (Physical Therapy), Sections 6704.2 and 6704.3 to Clarify Regulations Regarding Licensure Examinations012488

Department of Human Resources – Amend 6 DCMR (Government Personnel), Chapter 12 (Hours of Work, Legal Holidays, and Leave), to Add the Definition for the Term "Immediate Relative" to Sec. 1299012489

Department of Insurance, Securities, and Banking – Amend 26 DCMR (Insurance), to Adopt Chapter 53(Medical Malpractice Liability Hearing Rules and Rate Filing Requirements) 012490 - 012493

Public Service Commission – Formal Case No. 712 to Amend 15 DCMR (Public Utilities and Cable Television), to Repeal Chapter 3 (Consumer Rights and Responsibilities) in its Entirety and Replace it with New Text 012494 - 012495

Office of Tax and Revenue – Amend 9 DCMR (Taxation and Assessments), Chapter 1(Income and Franchise Taxes) to Repeal Sec. 103.4012496

PROPOSED RULEMAKING

Public Service Commission – Formal Case No. 945, Phase II, In the Matter of the Investigation into Electric Service, Market Competition, and Regulatory Practices (Proposed Updates to Riders “DS-R”- Divestiture Sharing Credit-Residential and “DS-NR”- Divestiture Sharing Credit \ Non-residential)012497 - 012498

Office of the State Superintendent of Education – Amend 5DCMR (Education), Chapter 16 (License Requirements), Sec. 1667: Administrative Services Credentialing to Add Rules for Collecting Fees for Processing Applications for Administrative Services Credentials; Adds Subsections 1667.10 through 1667.15 012499 - 012500

Zoning Commission for the District of Columbia – Z.C. Case No. 08-18 (Text Amendments - Use of former public school buildings)012501 - 012504

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D**NOTICES, OPINIONS AND ORDERS****MAYOR'S ORDERS**

2008-136	Delegation of Authority to the Deputy Mayor for Planning and Economic Development - Acquisition, Disposition, and Lease of Real Property	012505 - 012506
2008-137	Delegation of Authority - National Capital Revitalization Corporation and Anacostia Waterfront Corporation Reorganization Clarification Act of 2007.....	012507 - 012509
2008-138	Delegation of Authority to the Deputy Mayor for Planning and Economic Development Under the Federal and District of Columbia Government Real Property Act of 2006.....	012510 - 012511
2008-139	Suspension of Basic Business Licenses for 915 F Street, N.W., pursuant to D.C. Official Code § 47-2844(a).....	012512 - 012517
2008-140	Appointments - Board of Directors of the D.C. Children and Youth Investment Trust Corporation	012518
2008-141	Appointments - Commission on African Affairs	012519
2008-142	Appointment - Board of Optometry	012520
2008-143	Appointment - Board of Massage Therapy.....	012521
2008-144	Appointment - Board of Professional Counseling	012522
2008-145	Appointments - Commission on the Arts and Humanities.....	012523
2008-146	Appointment - Board of Social Work	012524
2008-147	Appointment - Commission on Asian and Pacific Islander Community Development.....	012525
2008-148	Appointments - Mayor's Advisory Committee on Child Abuse and Neglect.....	012526
2008-149	Appointment- District of Columbia Statehood Delegation Fund Commission	012527
2008-150	Reappointments and Appointments - District of Columbia Commission for National and Community Service	012528 - 012529
2008-151	Appointment - Board of Review for Anti-Deficiency Violations	012530
2008-152	Suspensions of Basic Business Licenses Endorsed for the Operation of Motor Vehicle Dealer Businesses, pursuant to D.C. Official Code § 47-2844(a).....	012531 - 012533

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

NOTICES, OPINIONS AND ORDERS CONT'D

MAYOR'S ORDERS CONT'D

2008-153 Delegation of Rule Making Authority to the Director of the Department of Employment Services pursuant to D.C. Law 17-0152, the "Accrued Sick and Safe Leave Act of 2008"012534

2008-154 Delegation of Authority to the Chief, Metropolitan Police Department to Issue Subpoenas and to Administer Oaths in Any Investigation or Examination of Municipal Matters012535

2008-155 Delegation of Authority under D.C. Official Code § 47-2844(a)012536

2008-156 Temporary Suspension of the Enforcement of Certain Transient and Residential Housing Provisions of the District of Columbia Official Code and Municipal Regulations for Purposes of the 2009 Presidential Inauguration012537 - 012538

2008-157 Delegation of Authority under the District of Columbia Solid Waste Management and Multi-Material Recycling Act of 1988 and the Litter Control Administration Act of 1985012539

2008-158 Appointment - Attorney General for the District of Columbia012540

2008-159 Appointment - Chief Property Management Officer, Office of Property Management012541

2008-160 Delegation of Authority under the Fiscal Year 2009 Tax Revenue Anticipation Notes Emergency Act of 2008, D.C. Act 17-565, Effective November 3, 2008.....012542

NOTICES, OPINIONS AND ORDERS

BOARDS, COMMISSIONS, AND AGENCIES

IDEA Public Charter School – Request for Bid Proposals (Project Management (Owners Representative Services)012543

Public Service Commission – Notice of Publication of Final Rulemaking (Formal Case No. 712 to Amend DCMR 15 (Public Utilities and Cable Television) to Repeal Chapter 3 (Consumer Rights and Responsibilities) in its Entirety and Replace it with New Text).....012544

Roots Public Charter School – Request for Proposals (Special Education Provider).....012545

D.C. State Board of Education – Meeting to Vote on the Early Learning Standards, Truancy Regulations, Teacher Preparation Standards, and Education in the 21st Century012546

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D

**NOTICES, OPINIONS AND ORDERS CONT'D
BOARDS, COMMISSIONS, AND AGENCIES CONT'D**

William E. Doar, Jr. Public Charter School – Request for Proposals
(Vendors to provide HR; AR/AP; Federal Entitlements Reporting,
Accounting/Tax preparation; Bookkeeping; Budgeting/Planning;
Billing/Collections; Management of Cash Donations; and Policy Advice)012547

Board of Zoning Adjustment – Orders
Application No. 17431-A of King’s Creek, L.L.C.012548 - 012551
Appeal No. 17675 of the Reed-Cooke Neighborhood Association (“RCNA”)..... 012552 - 012559
Application No. 17847 of Patricia A. Schaub012560 - 012562

Zoning Commission – Orders
Z.C. Order No. 06-46A (Modification to Capitol Gateway Overlay
Design Review Approval MR BP Residential #1A, LLC, MR BP Residential
#1B, LLC, MR BP Office #1, LLC, and MR/LB BP Hotel #1, LLC)012563 - 012568

Z.C. Order No. 07-31(Application of Joseph C. Young, et. al. –
Map Amendment at Square 416, Lots 24, 25, 26, 27, 821, and 822)..... 012569 - 012572

Office of Documents and Administrative Issuances – Publications Price List.....012573 - 012574