

District of Columbia

REGISTER

HIGHLIGHTS

- * D.C. COUNCIL ISSUES LAW 17-281, ANIMAL PROTECTION AMENDMENT ACT OF 2008
- * D.C. COUNCIL ISSUES ACT 17-617, MORTGAGE LENDER AND BROKER EMERGENCY AMENDMENT ACT OF 2008
- * DEPARTMENT OF HEALTH CLARIFIES ADVERTISING PROCEDURES FOR THE PRACTICE OF DENTISTRY
- * STATE SUPERINTENDENT OF EDUCATION ESTABLISHES TEACHER CREDENTIALS
- * CITY ADMINISTRATOR ESTABLISHES HEARING PROCEDURES FOR ANIMAL SEIZURES

**Office of Documents and Administrative Issuances
Adopts New Regulations for Publications**

DISTRICT OF COLUMBIA REGISTER

Publication Authority and Policy

D.C. Office of Documents and Administrative Issuances publishes the *District of Columbia Register* (ISSN 0419-439X) every Friday under the authority of the *District of Columbia Documents Act*, D.C. Law 2-153, effective March 6, 1979 (25 DCR 6960). The policies which govern the publication of the *Register* are set forth in the Rules of the Office of Documents (25 DCR 9855). Copies of the Rules may be obtained from the Office of Documents and Administrative Issuances. Rulemaking documents are also subject to the requirements of the *D.C. Administrative Procedure Act*, D.C. Official Code, §§2-501 *et seq.*, as amended.

All documents published in the *Register* must be submitted in accordance with the applicable provisions of the Rules of the Office of Documents and Administrative Issuances. Documents which are published in the *Register* include: (1) Acts and resolutions of the Council of the District of Columbia, (2) Notices of proposed Council legislation, Council hearings, and other Council actions, (3) Notices of public hearings, (4) Notices of final, proposed, and emergency rulemaking, (5) Mayor's Orders, information on changes in the structure of the D.C. government, (6) Notices, Opinions, and Orders of DC Boards, Commissions and Agencies, (7) Documents having general applicability and notices and information of general public interest.

Deadlines for Submission of Documents for Publication

All documents which require review or approval, such as rulemaking notices, must be submitted to the Office of Documents and Administrative Issuances by 12:00 Noon *THURSDAY* of the week preceding publication. All other documents must be submitted by 12:00 Noon *FRIDAY* of the week preceding publication. When the date of publication falls on a legal holiday, the *Register* is published on Thursday, and each deadline is one day earlier.

Subscriptions and Other Information

Subscriptions to the *Register* are \$195.00 per year postpaid. Checks or money orders should be made payable to the "D.C. Treasurer" and sent to the Office of Documents and Administrative Issuances. Change of address forms should be submitted at least two weeks in advance in order to ensure continued delivery. Copies of the *Register* are available for public review at each branch of the D.C. Public Library and in each Advisory Neighborhood Commission office. To view the *Register* online, visit www.os.dc.gov. There are no restrictions on the republication of any portion of the *Register*. News services are encouraged to publish all or part of the *Register*.

Legal Effect of Publication - Certification

Except in the case of emergency rules, no rule or document of general applicability and legal effect shall become effective until it is published in the *Register*. Publication creates a rebuttable legal presumption that a document has been duly issued, prescribed, adopted, or enacted and that the document complies with the requirements of the *D.C. Documents Act* and *D.C. Administrative Procedure Act*. The Director Documents hereby certifies that this issue of the *Register* contains all documents required to be published under the provisions of the *D.C. Documents Act*.

DISTRICT OF COLUMBIA OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

ROOM 520 - ONE JUDICIARY SQUARE - WASHINGTON, D.C. 20001 - (202) 727-5090

ADRIAN M. FENTY
MAYOR

ANDREA A. GARVEY
ADMINISTRATOR

CONTENTS

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

Law 17-281, Animal Protection Amendment Act of 2008 000188

D.C. ACTS

Act 17-617, Mortgage Lender and Broker Emergency Amendment Act
of 2008 [Bill 17-1020] 000189 - 000199

Act 17-618, Anti-Littering Amendment Act of 2008 [Bill 17-26] 000200 - 000202

Act 17-619, Historic Motor Vehicle Amendment Act of 2008 [Bill 17-449] 000203 - 000205

Act 17-620, Insurance Coverage for Emergency Department HIV Testing
Amendment Act of 2008 [Bill 17-487] 000206 - 000208

Act 17-621, Debris Removal Mutual Aid Amendment Act of 2008
[Bill 17-590] 000209 - 000211

Act 17-622, Washington Metropolitan Area Transit Commission
Composition Amendment Act of 2008 [Bill 17-704] 000212 - 000213

Act 17-623, Abatement of Nuisance Properties and Tenant Receivership
Amendment Act of 2008 [Bill 17-729] 000214 - 000218

Act 17-624, School Safety and Security Contracting Amendment Act
of 2008 [Bill 17-742] 000219 - 000221

Act 17-625, Retired Police Annuity Amendment Act of 2008 [Bill 17-743] 000222 - 000223

Act 17-626 Solid Waste Disposal Fee Amendment Act of 2008 [Bill 17-761] 000224 - 000225

Act 17-627, Langston Hughes Way Designation Act of 2008
[Bill 17-784] 000226 - 000227

Act 17-628, Fiscal Year 2009 Tax Revenue Anticipation Notes Act
of 2008 [Bill 17-859] 000228 - 000238

Act 17-629, Targeted Ward 4 Single Sales Moratorium and Neighborhood
Grocery Retailer Act of 2008 [Bill 17-941] 000239 - 000243

ACTIONS OF THE COUNCIL OF THE DISTRICT OF COLUMBIA CONT'D**OTHER COUNCIL ACTIONS****Notice of Contract Disapprovals**

PR 17-1276: Proposed Contract No. CA 17-699 with Disapproval Resolution of 2008,	000244
PR 17-1277: Proposed Contract with MD- Individual Practice Association Disapproval Resolution of 2008 (CA-17-700)	000245
PR 17-1278: Proposed Contract with Connecticut General Life Insurance Disapproval Resolution of 2008 (CA-17-701)	000246
PR 17-1279: Proposed Contract with Aetna Healthcare, Incorporated Disapproval Resolution of 2008 (CA-17-702)	000247
PR 17-1280: Proposed Contract No. CA 17-703 Disapproval Resolution of 2008	000248
PR 17-1281: Proposed Contract with Kaiser Disapproval Resolution of 2008 (CA 17-707)	000249
PR 17-1282: Proposed Contract with Capitol Health Management Services, LLC Disapproval Resolution of 2008 (CA 17-708)	000250
PR 17-1283: Proposed Contract No. CA 17-709 Disapproval Resolution of 2008	000251
PR 17-1284: Proposed Contract No. CA 17-712 Disapproval Resolution of 2008	000252
PR 17-1285: Proposed Loan with Peaceoholics Disapproval Resolution of 2008 (CA 17-715)	000253

Notice of Reprogramming Disapproval

PR 17-1286, Reprogramming No. 17-178 Disapproval Resolution of 2008	000254
---	--------

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES**PUBLIC HEARINGS****Alcoholic Beverage Regulation Admin. –**

Lic. No. ABRA-079843, Indulj (ANC- 1B02) (Rescind)	000255
Lic. No. ABRA-079843, Indulj (ANC- 1B02), (Readvertised)	000256
Lic. No. ABRA- 080774, Gori Cafe (ANC- 1B02)	000257

Board of Zoning Adjustment – Mar 10

17885, ANC-6D, Application of 1101 South Capitol LLC	000258 - 000260
17887, ANC-5C, Application of Greater Mount Calvary Holy Church	000258 - 000260
17888, ANC-7D, Application of Baxter LLC	000258 - 000260
17889, ANC-4C, Application of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints	000258 - 000260

ACTIONS OF THE EXECUTIVE BRANCH AND INDEPENDENT AGENCIES CONT'D**PUBLIC HEARINGS CONT'D**

Board of Zoning Adjustment – Mar 17

17891 ANC-6A, Application of Judy Smith.....	000261 - 000263
17895, ANC-6A, Application of Tho Bella Dinh-Zarr.....	000261 - 000263
17896, ANC-4A, Application of the Washington Ethical Society	000261 - 000263
17897, ANC-6B, Application of Ellen Oppenheimer.....	000261 - 000263
17791, ANC-6C, Application of DRM and Associates, Inc,.....	000261 - 000263

Board of Zoning Adjustment – Mar 24

17900, ANC-6B, Application of Tracy Roman	000264 - 000266
17905, ANC-2F, Application of James Iker and Hayes Nuss.....	000264 - 000266
17898, ANC-7C, Application of District-properties.com LLC	000264 - 000266
17893 ANC-3G, Application of Antonio Seleme	000264 - 000266
17870, ANC-7A, Application of Koo Yuen	000264 - 000266

Zoning Commission – Mar 12

Case No. 08-26 (Georgia & Lamont LP -- Consolidated PUD & Related Map Amendment @ Square 2892)	000267 - 000270
---	-----------------

FINAL RULEMAKING

Office of Documents and Administrative Issuances (ODAI) – Amend 1 DCMR

(Mayor and Executive Agencies), to Adopt Rules that Implement the Official Online Publishing of the <i>D.C. Register</i> , Cancellation of Subscriptions, and Electronic Submission of Documents to be Published in the <i>D.C. Register</i>	000271 - 000292
---	-----------------

Department of Health – Amend 17 DCMR (Business, Occupations &

Professions), Chapter 42 (Dentistry), to Clarify Advertising and Other Procedures for the Practice of Dentistry	000293 - 000302
--	-----------------

State Superintendent of Education – Amend 5 DCMR (Board of Education),

Chapter 16 (License Requirements), Sec. 1601: Teaching Credential	000303 - 000313
---	-----------------

PROPOSED RULEMAKING

Office of City Administrator – See Emergency Rulemaking

Washington Convention Center Authority – Amend 19 DCMR

(Amusements, Parks & Recreation), Chapter 4 (Washington Convention Center Authority: Bookings) to Expand the Booking Period for Non-convention Events at the Walter E. Washington Convention Center from Twelve Months to Eighteen months Prior to the Event	000314 - 000315
---	-----------------

EMERGENCY RULEMAKING

Office of City Administrator – Amend 24 DCMR (Public Space & Safety), to

Establish hearing procedures for animal seizures; Adds Chapter 15 (Hearing Procedures for Washington Humane Society).....	000316 - 000327
--	-----------------

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

2008-161	Delegation of Authority to the Director of the Department of Housing and Community Development	000328 - 000329
2008-162	Delegation of Authority Regarding the Purchase, Lease, Transfer, or Use of Former and Current School Property	000330 - 000331
2008-163	Appointment - Acting Director, Department of Employment Services.....	000332
2008-164	Delegation of Authority to the Deputy Mayor for Planning and Economic Development - Conveyance of Certain Real Property	000333
2008-165	Delegation of Authority to the Deputy Mayor for Planning and Economic Development - Implementation of the New Communities Initiative.....	000334 - 000335

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

Health Regulation and Licensing Administration – Notice of Regularly Scheduled Public Meetings, Calendar Year for January 2009.....	000336
D.C. Sports & Entertainment Commission – Schedule of Monthly Board Meetings for 2009).....	000337
Washington Convention Center Authority – Notice of Special Meeting	000338
Board of Zoning Adjustment – Orders	
Application No. 17729-A, of Morrison-Clark Limited Partnership I and Morrison-Clark LP	000339 - 000344
Appl. No. 17736 of District-Properties.com, LLC	000345 - 000350
Appl. No. 17798 of Primal Fitness, Inc.,	000351 - 000359
Appl. No. 17845 of Arnold Nicholson	000360 - 000362
Appl. No. 17856 of Happy Paws LLC	000383 - 000365
Appl. No. 17855 of District of Columbia CVS Pharmacy LLC and The Velmeir Companies	000366 - 000368
Appl. No. 17859 of John Tichy and Melissa Loughlin	000369 - 000371
Appl. No. 17862 of Clinton W. Anderson	000372 – 000374
Zoning Commission – Orders	
Z.C. Case No. 06-03A ((Modification to a Design Reviewed and Approved within the Capitol Gateway (“CG”) Overlay Zone for 100 M Street, S.E., Lot 77, Square 743-N)	000375 – 000378
Executive Office of the Mayor / Department of Transportation – (Emergency Temporary Closure of I-395 & I-695 Southeast and Southwest Highway in the District of Columbia).....	000379 – 000382

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

Office of Documents and Administrative Issuances – List of Amendments
to the District of Columbia Municipal Regulations (Up to Dec 31, 2008)000363 - 00496

Office of Documents and Administrative Issuances – Publications Price List00497 - 00498