

**DISTRICT OF COLUMBIA
DEPARTMENT OF MOTOR VEHICLES**

**NOTICE OF PROPOSED
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); section 107 of the District of Columbia Traffic Adjudication Act of 1978, effective September 12, 1978 (D.C. Law 2-104, §107; DC Official Code § 50-2301.07); Section 3 of the People First Respectful Language Modernization Act of 2006, effective September 29, 2006, D.C. Law 16-169, D.C. Official Code § 2-632); and Mayor's Order 07-168, effective July 10, 2007, hereby gives notice of the intent to adopt the following rulemaking that will amend Chapter 27 of Title 18 of the District of Columbia Municipal Regulations (DCMR) (SPECIAL PARKING PRIVILEGES FOR PHYSICALLY DISABLED PERSONS). Final rulemaking action shall not be taken in less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The proposed rules would clarify that a qualifying person who does not own a motor vehicle may receive a special parking permit, extend the length of time a special parking permit or special license tags are valid to coincide with the new eight-year driver's license, and conform the language in the regulations to DC Official Code §2-632.

Title 18 DCMR is amended as follows:

Chapter 27, SPECIAL PARKING PRIVILEGES FOR PHYSICALLY DISABLED PERSONS, Section 2704, Issuance of Special License Tags or Parking Permit, is amended as follows:

- 1) The title to Chapter 27 is amended by striking the phrase "PHYSICALLY DISABLED" and inserting in its place "PERSONS WITH DISABILITIES".
- 2) Subsection 2700.1 is amended by striking the phrase "physically disabled" and inserting in its place the phrase "persons with disabilities".
- 3) Subsection 2701.1 is amended by striking the word "disabled" and inserting after the word "non-resident" the phrase "person with a disability".
- 4) Subsection 2701.1(d) is amended by striking the phrase "Has a physical disability" and inserting in its place the phrase "Is a person with a disability".
- 5) Subsection 2701.1(e) is amended by striking the phrase "Has a physical disability" and inserting in its place the phrase "Is a person with a disability".
- 6) Subdivision 2702.7 is amended by striking the word "disabled".

- 7) Subsection 2704.1 is amended to read as follows:
2704.1 The Director shall issue either a special license tag or a special parking permit that displays the Universal Symbol of Accessibility to any District resident who satisfies the requirements in § 2701.1(a), (b), (c), or (d); except that if the resident does not own a motor vehicle only the permit shall be issued.
- 8) Subsection 2704.6 is amended by striking the phrase “five (5)” and inserting the phrase “eight (8)” in its place and by striking the phrase “six (6)” and inserting the phrase “nine (9)” in its place.
- 10) Subsection 2705.1 is amended by striking the phrase “disabled individual” and inserting in its place “person with a disability”.
- 11) Subsection 2718.3(a) is amended by striking the phrase “having the physical handicap” and inserting in its place “being a person with a physical disability”.
- 12) Subsection 2718.3(b) is amended by striking the phrase “having the physical handicap” and inserting in its place “being a person with a physical disability”.
- 13) Subsection 2718.3(d) is amended by striking the phrase “disabled individual” and inserting in its place “person with a disability”.

All persons desiring to comment on the subject matter of this proposed rulemaking should file comments, in writing, to David M. Glasser, General Counsel, D.C. Department of Motor Vehicles, 95 M Street, S.W., Suite 300, Washington, D.C. 20024. Comments must be received not later than thirty (30) days after the publication of this notice in the *D.C. Register*. Copies of this proposal may be obtained, at cost, by writing to the above address.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED RULEMAKINGFormal Case No. 988, In the Matter of the Development of Universal Service Standards and a Universal Service Trust Fund for the District of Columbia

The Public Service Commission of the District of Columbia ("Commission"), pursuant to its authority under D.C. Code § 34-802 and D.C. Code § 34-2003 (2001 Ed.), hereby gives notice of its intent to amend Chapter 28 of Title 15 of the District of Columbia Municipal Regulations ("DCMR"). This chapter governs the operation of the District of Columbia Universal Service Trust Fund ("DC USTF") for telecommunications services.

CHAPTER 28 UNIVERSAL SERVICE**2803 DISTRICT OF COLUMBIA UNIVERSAL SERVICE TRUST FUND**

2803.1 Funds from the DC USTF will be used to support the enumerated services listed in 2802.1 as follows:

To reimburse eligible telecommunications carriers ("ETCs") ~~local exchange carriers~~ for the reasonable investments and expenses not recovered from the federal universal service low-income fund. The amount to be reimbursed shall be calculated for each ~~eligible telecommunications carrier ("ETC")~~ to be the remainder of the ETC's retail tariffed rate less funding from the Federal Universal Service Low Income Fund less the tariffed lifeline rate for each eligible customer subscribing to the ETC's lifeline service, not to exceed \$6.50 for each eligible customer. For ETCs that have a universal service program for low-income seniors, the amount to be reimbursed shall be similarly calculated, not to exceed \$8.50.

2805 SIZING THE DISTRICT OF COLUMBIA UNIVERSAL SERVICE TRUST FUND

2805.2 The Fund Administrator shall submit to the Commission:

- (a) An income statement of the Fund's activity based on the preceding ~~proceeding~~ calendar year by April 15; and
- (b) A proposed budget for the Fund for the upcoming calendar year by September 30 ~~October 31~~.

2805.3 ~~The Commission shall issue a Notice of Proposed Rulemaking on the Fund Administrator's report to be published in the *D.C. Register*. Interested persons may file comments within thirty (30) days after publication, and reply comments within forty-five (45) days of publication.~~

2805.34 On or before November 30 of each year, the Commission shall establish a budget for the upcoming year after ~~notice and~~ receipt of comments on the Fund Administrator's ~~report~~ proposed budget.

2809 UNIVERSAL SERVICE FUND AUDIT

2809.5 If the result of the audit reveals evidence of fraud or mismanagement, such results will be forwarded to the Office of the Inspector General and the District of Columbia Office of the Attorney General ~~Corporation Counsel~~ for further review.

2812 REPORTING REQUIREMENTS FOR LOCAL EXCHANGE CARRIERS

2812.1 ~~By October 31~~ By July 31 of each year, ~~ETCs~~ each LEC shall submit to the Fund Administrator a report containing ~~the~~ total jurisdictional revenue for ~~each~~ its local exchange service provided in the District of Columbia based on the 12-month period beginning ~~on July~~ January 1 of the ~~preceding~~ preceding year and ending ~~on June~~ December 31 of ~~that~~ the preceding year (e.g. ~~July~~ January 2XXX – ~~June~~ December 2XXX).

2813 REPORTING REQUIREMENTS FOR THE DC USTF ADMINISTRATOR

2813.1 On a quarterly basis, the Fund Administrator shall submit to the Commission a report including:

- (a) A statement of collections and distributions from the universal service fund for each local exchange carrier;
- (b) A statement detailing the purpose for which the universal service funds were used (i.e. to support an enumerated service listed in § 2804.2.1 or for verification of lifeline eligibility); and
- (c) A record of total cost of universal service fund administration.

2813.2 On September 30 ~~October 31~~ every year after the establishment of the DC USTF, the Fund Administrator shall submit to the Commission a report that includes a proposed budget for the upcoming year.

2814 CONTRIBUTIONS TO THE DC USTF

2814.1 The amount of contribution required from each LEC shall be based on total revenues for local exchange services of the local exchange carrier as a percentage of all the LEC's total retail revenues for local exchange service provided in the District of Columbia, for the previous 12-month period ending ~~September 30~~ December 31.

2820 DISTRICT OF COLUMBIA LIFELINE SERVICE PROGRAM

2820.5 When ~~the District of Columbia Energy Office or~~ the entity responsible for certifying Lifeline customers notifies an ETC that ~~the~~ a list of customers no longer qualifies for Lifeline service, and when the Commission orders termination of Lifeline service for those customers, the Lifeline rate for those customers will revert to the serving ETC's standard tariffed retail rate.

2823 DEFINITIONS

"Low-income senior" means a person aged 65 or older that qualifies for Lifeline service.

All persons interested in commenting on the subject matter of this proposed rulemaking action may submit written comments and reply comments no later than thirty (30) and forty-five (45) days, respectively, after publication of this notice in the *D.C. Register*, with Dorothy Wideman, Commission Secretary, Public Service Commission of the District of Columbia, 1333 H Street, NW, West Tower, Suite 200, Washington, DC 20005. Copies of the proposed rules may be obtained by visiting the Commission's website at www.dcpssc.org or at cost, by contacting the Commission Secretary at the above address.