

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Consumer and Regulatory Affairs, pursuant to the authority set forth in D.C. Official Code § 47-2853.10(a)(12), Mayor's Order 2000-70, dated May 2, 2000, and Mayor's Order 2009-11, dated February 2, 2009, hereby gives notice of the intent to adopt, in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*, amendments to Title 17, Chapter 26 (Real Estate Licenses) of the District of Columbia Municipal Regulations (DCMR).

This rulemaking re-designates the Board of Real Estate as the Real Estate Commission, pursuant to Mayor's Order 2009-11, and amends the code of ethics for real estate brokers, real estate salespersons, and property managers to prohibit a licensee from influencing a real estate appraisal.

Title 17 DCMR, Chapter 26 is amended as follows:

Chapter 26 is amended as follows:

- (a) Strike the phrase "Board of Real Estate" wherever it appears and insert the phrase "Real Estate Commission" in its place.
- (b) Strike the phrase "the Board" wherever it appears and insert the phrase "the Commission" in its place.

Subsection 2609.23 is amended to read as follows:

2609.23 A licensee shall not influence or attempt to influence the development, reporting, result, or review of an appraisal through coercion, extortion, collusion, compensation, inducement, intimidation, bribery, or in any other manner, including any act or practice that impairs or attempts to impair an appraiser's independence, objectivity, or impartiality, or violates a statute or regulation. This regulation shall not prohibit a licensee from making a good faith complaint against a real estate appraiser.

New subsection 2609.24 is added to read as follows:

2609.24 In addition to complying with the requirements set forth in this section, a licensee shall comply with the requirements set forth in the Act, the District of Columbia Real Estate Licensure Act of 1982, effective March 10, 1983 (D.C. Law 4-209; D.C. Official Code § 42-1701 *et seq.*), as amended, and the rules issued pursuant to those acts.

All persons desiring to comment on these proposed regulations should submit comments in writing to Helder Gil, Legislative Affairs Specialist, Department of Consumer and Regulatory Affairs, 1100 Fourth Street, SW, Room 5164, Washington, D.C. 20024, or via e-mail at helder.gil@dc.gov, not later than thirty (30) days after publication of this notice in the *D.C. Register*. Copies of the proposed rules can be obtained from the address listed above. A copy fee of one dollar (\$1) will be charged for each copy of the proposed rulemaking requested. Free copies are available on the DCRA website at dcra.dc.gov by going to the “DCRA News” link and then clicking on the “Rulemaking” tab.

**OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA
NOTICE OF PROPOSED RULEMAKING**

The Secretary of the District of Columbia, pursuant to the authority set forth in section 558 of An Act To establish a code of laws for the District of Columbia, approved March 3, 1901 (31 Stat. 1279; D.C. Official Code § 1-1201(c) (2006 Repl.)), and Mayor’s Order 97-177, dated October 9, 1997, hereby gives notice of her intent to take final rulemaking action to adopt the following amendments to Chapter 24 (Notaries Public) of Title 17 (Business, Occupations and Professions) of the District of Columbia Municipal Regulations (DCMR) in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

The purpose of these amendments is to increase certification service and commissioning fees from \$10.00 to \$15.00 and \$50.00 to \$75.00 respectively.

Chapter 24 (Notaries Public) of Title 17 (Business, Occupations and Professions) of the District of Columbia Municipal Regulations (DCMR) is amended as follows:

2407 CERTIFICATION (AUTHENTICATION) OF NOTARIES PUBLIC

2407.2 The following fees shall be charged for the issuance of certifications of notaries public under this section:

- (a) ‘A’ Certificate’ \$15.00
- (b) ‘Foreign Certificate’ \$15.00
- (c) ‘B’ Certificate’ \$15.00
- (d) ‘Apostille’ \$15.00

2408 CERTIFICATION OF RECORDS

2408.2 The fee charged for each certification issued under this section shall be \$15.00.

2409 COMMISSION FEES

2409.1 Each notary public before obtaining his or her commission, and for each renewal thereof, shall pay to the D.C. Treasurer a license fee of seventy-five dollars (\$75.00).

All persons desiring to comment on the subject matter of this proposed rulemaking action shall submit written comments, not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*, to Granville Woodson, Director, Office of Notary Commissions and Authentications or by using the “comment” feature available at the official website of the *D.C. Register*, www.dcregs.org. Copies of the proposed rules may be obtained between the hours of 9:00 a.m. and 5:00 p.m. at 441 4th Street, NW, Room 520 South, Washington, DC 20001.

OFFICE OF TAX AND REVENUE

NOTICE OF PROPOSED RULEMAKING

The Office of Tax and Revenue (“OTR”), pursuant to the authority set forth in District of Columbia Official Code §§ 47-874 and 47-1010, District of Columbia Appropriations Act, 2001, (P.L. 106-522, Sec.155, District of Columbia Official Code § 47-317.3), and the Office of the Chief Financial Officer Financial Management and Control Order No.00-5, effective June 7, 2000, hereby gives notice of its intent to amend Chapter 1 (Income and Franchise Taxes) of Title 9 (Taxation and Assessments) of the District of Columbia Municipal Regulations.

The proposed rules will assist in collecting a delinquent tax debt pursuant to the District of Columbia Official Code § 47-4471.

OTR gives notice of its intent to take final rulemaking action to adopt these regulations in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Inserts a new Section 100.12 of Title 9 as follows:

100.12 To improve the collection of delinquent tax debt pursuant to the District of Columbia Code § 47-4471, the Deputy Chief Financial Officer of the Office of Tax and Revenue or his or her designee, agent or representative, may levy upon the property or rights to property of a delinquent taxpayer as held by any office of the District of Columbia Government. The taxpayer shall be notified of the intent to make such levy pursuant to D.C. Code § 47-4471(d)(1) and (2). Such levy shall be continuous from the date the levy is first made until the levy is released in the same manner as a levy on the salary or wages of a delinquent taxpayer pursuant to D.C. Code § 47-4471(e). The levy served on the District Government office upon the property or rights to property of the delinquent taxpayer may be transmitted by paper or electronically.

Persons desiring to comment on these proposed regulations should submit comments in writing to Mr. William Bowie, Senior Counsel, Office of the General Counsel, Office of Tax and Revenue, 1101 4th Street (Water Front) SW, Suite 7626, Washington, DC 20024, not later than thirty (30) days after publication of this notice in the *D.C. Register*. Copies of these rules and related information may be obtained by writing to the person and address stated herein.

DISTRICT DEPARTMENT OF TRANSPORTATION

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Transportation, pursuant to the authority of sections 5(3)(D) and 6(b) of the Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code §§ 50-921.04(3)(D) and 921.05(b)) (transferring the parking management function previously delegated to the Department of Public Works under section III (H) of Reorganization Plan No. 4 of 1983), and 18 DCMR § 2404.18, hereby gives notice of the intent to adopt the following rulemaking to amend Chapter 24 of Title 18 (Vehicles and Traffic) of the District of Columbia Municipal Regulations (DCMR).

The proposed rulemaking, which has been approved by the Director of the Department of Public Works, would eliminate hour restrictions on parking meters after 6:30 p.m. and before 7:00 a.m.

Final rulemaking action shall not be taken in less than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Chapter 24, of Title 18, DCMR, is amended as follows:**Section 2404, PARKING METERS AND PARKING METER ZONES, is amended as follows:****Subsection 2404.9 is amended to read as follows:**

2404.9 Parking meter zones may be used without charge at times when the signs and meters in those zones indicate payment is not needed.

New subsections 2404.27 through 2404.29 are added to read as follows:

2404.27 Notwithstanding § 2404.7, a person may, during evening hours, park a vehicle for longer than the posted time limit in a parking meter zone that is located in an Unlimited Evening Hour Zone; provided, that the person must still pay for parking during the times metered parking is enforced.

2404.28 For the purposes of this section, evening hours are defined as the hours between 6:30 p.m. and 7:00 a.m. the following day.

2404.29 The Unlimited Evening Hour Zone shall include all metered street segments in the High Demand Parking Meter Rate Zone and Premium Demand Parking Meter Rate Zone.

All persons interested in commenting on the subject matter in this proposed rulemaking may file comments in writing, not later than thirty (30) days after the publication of this notice in the *D.C. Register*, with Karina Ricks, Associate Director, District of Columbia Department of Transportation, 2000 14th Street, N.W., 7th Floor, Washington, D.C. 20009. You may also send comments electronically to publicspace.committee@dc.gov. Copies of this proposed rulemaking are available, at cost, by writing to the above address, and are also available electronically, at no cost, on the District Department of Transportation's website at www.ddot.dc.gov.