

***District of Columbia***

**REGISTER**

**HIGHLIGHTS**

- DC Council passes Act 20-232, Prescription Drug Monitoring Program Act of 2013
- DC Council passes Act 20-234, Transportation Infrastructure Mitigation Temporary Amendment Act of 2013
- DC Council passes Act 20-237, Critical Infrastructure Freedom of Information Temporary Amendment Act of 2013
- DC Council passes Act 20-242, Parent and Student Empowerment Amendment Act of 2013
- District Department of Transportation announces funding availability for the Trail Ranger Program

# DISTRICT OF COLUMBIA REGISTER

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The District of Columbia Office of Documents and Administrative Issuances (ODAI) publishes the *District of Columbia Register* (ISSN 0419-439X) (*D.C. Register*) 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 *D.C. Register* are set forth in Title 1 of the District of Columbia Municipal Regulations, Chapter 3 (Rules of the Office of Documents and Administrative Issuances.) 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 *District of Columbia Administrative Procedure Act*, District of Columbia Official Code, §§2-501 *et seq.*, as amended.

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## DISTRICT OF COLUMBIA OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

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ENROLLED ORIGINAL

AN ACT  
D.C. ACT 20-230

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
DECEMBER 20, 2013

To approve, on an emergency basis, Modification No. 9 to Contract No. DCKA-2011-C-0026 with Parkmobile USA, Inc. for a cellular phone payment method for digital parking meters using credit and debit cards and smart phone applications and to authorize payment for services received and to be received by the District Department of Transportation.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modification No. 9 to Contract No. DCKA-2011-C-0026 Approval and Payment Authorization Emergency Act of 2013".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of sections 202 and 404 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code §§ 2-352.02 and 2-354.04), the Council approves Modification No. 9 to Contract No. DCKA-2011-C-0026 for providing cellular phone payment methods by Parkmobile to the District Department of Transportation and authorizes payment in the amount of \$2,009,878.93 for services received in option year one under this contract and payment in an amount up to \$4,500,000.00 for services received and to be received in option year 2 under this contract.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

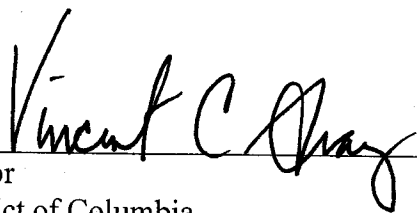
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in

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section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 20, 2013



ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-231

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend, on an emergency basis, due to Congressional review, the Prohibition on Government Employee Engagement in Political Activity Act of 2010 to add definitions, clarify that the District of Columbia Board of Ethics and Government Accountability shall enforce its provisions, address non-District elections, and provide enforcement of the act through the Code of Conduct.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Prohibition on Government Employee Engagement in Political Activity Congressional Review Emergency Amendment Act of 2013".

Sec. 2. The Prohibition on Government Employee Engagement in Political Activity Act of 2010, effective March 31, 2011 (D.C. Law 18-335; D.C. Official Code § 1-1171.01 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Official Code § 1-1171.01) is amended as follows:

(1) Paragraph (1) is amended to read as follows:

"(1) "Board" means the District of Columbia Board of Ethics and Government Accountability established by section 202 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.02)."

(2) Paragraphs (2), (3), (4), and (5) are redesignated as paragraphs (3), (7), (8), and (9) respectively.

(3) A new paragraph (2) is added to read as follows:

"(2) "Candidate" means an individual who seeks nomination or election to any elective office in the District whether or not the person is elected. An individual is deemed to be a candidate if the individual has received political contributions or made expenditures or has consented to another person receiving contributions or making expenditures with a view to bringing about the individual's nomination or election."

(4) The newly redesignated paragraph (3)(A) is amended as follows:

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(A) The lead-in text is amended by striking the phrase "other than the following" and inserting the phrase "other than the following (if not otherwise employed by the District)" in its place.

(B) Sub-subparagraph (iii) is amended to read as follows:

"(iii) The Attorney General, after January 1, 2018;".

(C) Sub-subparagraph (vi) is amended by striking the phrase "Education;" and inserting the phrase "Education; or" in its place.

(D) A new sub-subparagraph (vii) is added to read as follows:

"(vii) Members of the District of Columbia Statehood Delegation;".

(5) New paragraphs (4), (5), and (6) are added to read as follows:

"(4) "On duty" means the time period when an employee is:

"(A) In a pay status other than paid leave, compensatory time off, credit hours, time off as an incentive award, or excused or authorized absence (including leave without pay); or

"(B) Representing any agency or instrumentality of the District government in an official capacity.

"(5) "Partisan" when used as an adjective means related to a political party.

"(6) "Partisan political group" means any committee, club, or other organization that is regulated by the District and that is affiliated with a political party or candidate for public office in a partisan election, or organized for a partisan purpose, or which engages in partisan political activity."

(6) The newly redesignated paragraph (7) is amended by striking the phrase "means any office" and inserting the phrase "means any office in the District government" in its place.

(7) The newly redesignated paragraph (8) is amended as follows:

(A) Subparagraph (A) is amended as follows:

(i) Strike the phrase "any activity" and insert the phrase "any activity that is regulated by the District" in its place.

(ii) Strike the phrase "referendum" and insert the phrase "referendum. For the purposes of section 4, political activity is not limited to activities regulated by the District" in its place.

(B) Subparagraph (B) is amended as follows:

(i) Sub-subparagraph (i) is amended by striking the phrase "Board of Elections and Ethics" and inserting the word "Board" in its place.

(ii) Sub-subparagraph (ii)(II) is amended by striking the word "questioners" and inserting the word "questionnaires" in its place.

(8) New paragraphs (10) and (11) are added to read as follows:

"(10) "Political party" means a national political party, a State political party, or an affiliated organization that is regulated by the District.

## ENROLLED ORIGINAL

"(11) "Political purpose" means an objective of promoting or opposing a political party, candidate for partisan political office, or partisan political group that is regulated by the District."

(b) Section 3 (D.C. Official Code § 1-1171.02) is amended as follows:

(1) Subsection (b)(3) is amended by striking the phrase "section 602 of the District of Columbia Campaign Finance Reform and Conflict of Interest Act, approved August 14, 1974 (88 Stat. 467; D.C. Official Code § 1-1106.02)" and inserting the phrase "section 224 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1162.24)" in its place.

(2) Subsection (c) is repealed.

(c) Section 4 (D.C. Official Code § 1-1171.03) is amended as follows:

(1) The existing text is designated as subsection (a).

(2) New subsections (b) and (c) are added to read as follows

"(b) An employee may not coerce, explicitly or implicitly, any subordinate employee to engage in political activity.

"(c) For the purposes of this section, the term "political activity" is not limited to activities regulated by the District and includes soliciting, accepting, receiving, or making political contributions or other political activities."

(d) Section 5 (D.C. Official Code § 1-1171.04) is amended to read as follows:

"Sec 5. Enforcement.

"A violation of this act shall constitute a violation of the Code of Conduct as defined in section 101(7) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(7)), and shall be enforceable by the Board in accordance with that act."

(e) Section 6 (D.C. Official Code § 1-1171.05) is repealed.

(f) Section 7 (D.C. Official Code § 1-1171.06) is amended by striking the phrase "Board of Elections and Ethics" and inserting the word "Board" in its place.

(g) A new section 7a is added to read as follows:

"Sec. 7a. Conforming amendment.

"Section 101(7) of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01(7)), is amended by adding a new subparagraph (E-i) to read as follows:

"(E-i) The Prohibition on Government Employee Engagement in Political Activity Act of 2010, effective March 31, 2011 (D.C. Law 18-335; 58 DCR 599);".

(h) Section 8 (D.C. Official Code § 1-1171.07) is amended to read as follows.

"Sec. 8. Applicability.

"(a) This act shall apply as of January 29, 2013.

## ENROLLED ORIGINAL

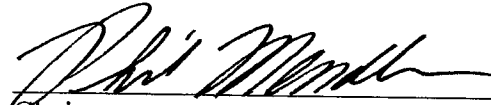
“(b) For an offense committed between January 29, 2013, and the effective date of the Prohibition on Government Employee Engagement in Political Activity Emergency Amendment of 2013, effective March 7, 2013 (D.C. Act 20-25; 60 DCR 3986)(“Emergency Act”), this act shall not be construed to prohibit any conduct that was proscribed under the federal Hatch Act, 5 U.S.C. § 7321 *et seq.*, or this act, or authorize any penalties that were not available before the effective date of the Emergency Act.”.

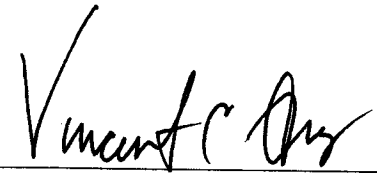
Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report for the Prohibition on Government Employee Engagement in Political Activity Amendment of 2013, passed on 2<sup>nd</sup> reading December 3, 2013 (Enrolled version of Bill 20-117), as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

  
\_\_\_\_\_  
Chairman  
Council of the District of Columbia

  
\_\_\_\_\_  
Mayor  
District of Columbia

APPROVED  
December 20, 2013

## ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-232

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To improve the District's ability to identify and reduce diversion of prescription drugs in an efficient and cost-effective manner that will not impede the appropriate medical utilization of controlled substances; and to enhance patient care by providing prescription monitoring information that will assure legitimate use of controlled substances in health care, including palliative care, research and other medical and pharmacological uses.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Prescription Drug Monitoring Program Act of 2013".

## Sec. 2. Definitions.

For the purposes of this act, the term:

(1) "Administer" shall have the same meaning as provided in section 102(1) of the Controlled Substances Act.

(2) "Controlled substance" shall have the same meaning as provided in section 102(4) of the Controlled Substances Act.

(3) "Controlled Substances Act" means the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29; D.C. Official Code § 48-901.01 *et seq.*).

(4) "Covered substance" means all controlled substances included in the schedules set forth in sections 206, 208, 210, and 212 of the Controlled Substances Act, in schedules II through V of section 202(c) of Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970, approved October 27, 1970 (84 Stat. 1247; 21 U.S.C. § 812), and any other drug, as specified by rulemaking, that is required to be reported to the Prescription Drug Monitoring Program pursuant to this act.

(5) "Department" means the Department of Health.

(6) "Director" means the Director of the Department of Health.

(7) "Dispense" shall have the same meaning as provided in section 102(7) of the Controlled Substances Act.

(8) "Dispenser" means a practitioner who dispenses a covered substance to the ultimate user, or his or her agent, but shall not include:

(A) A licensed hospital or institutional facility pharmacy that distributes covered substances for the purpose of inpatient hospital care or the dispensing of prescriptions for controlled substances at the time of discharge from such a facility;

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(B) A practitioner or other authorized person who administers a covered substance;

(C) A wholesale distributor of a covered substance; or

(D) A clinical researcher providing a covered substance to research subjects as part of a research study approved by a hospital-based institutional review board or an institutional review board accredited by the association for the accreditation of human research protections programs.

(9) "Drug" means:

(A) Any substance recognized as a drug, medicine, or medicinal chemical in the official United States Pharmacopoeia, official National Formulary, official Homeopathic Pharmacopoeia, or official Veterinary Medicine Compendium or other official drug compendium or any supplement to any of them;

(B) Any substance intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animal;

(C) Any chemical substance, other than food, intended to affect the structure or any function of the body of man or other animal; and

(D) Any substance intended for use as a component of any items specified in subparagraph (A), (B), or (C) of this paragraph, but does not include medical devices or their components, parts, or accessories.

(10) "Health occupations board" means a board that, pursuant to section 408 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1204.08), licenses and regulates health professionals with the authority to prescribe or dispense covered substances.

(11) "Interoperability" means, with respect to a District of Columbia or state prescription drug monitoring program, the ability of that program to share electronically reported prescription information with another state, district, or territory of the United States' prescription drug monitoring program or a third party, approved by the Director, that operates interstate prescription drug monitoring exchanges.

(12) "Patient" means the person or animal who is the ultimate user of a controlled substance or other drug required to be submitted under this act for whom a lawful prescription is issued or for whom a controlled substance or such other drug is lawfully dispensed.

(13) "Practitioner" shall have the same meaning as provided in section 102(20) of the Controlled Substances Act.

(14) "Prescriber" means a practitioner or other authorized person who prescribes a controlled substance or other covered substance in the course of his or her professional practice.

(15) "Prescription drug monitoring program" means a program that collects, manages, analyzes, and provides information regarding covered substances or other drugs required to be submitted under this act or a program established by a similar act in another state, district, or territory of the United States.

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(16) "Program" means the Prescription Drug Monitoring Program established by section 3.

(17) "Ultimate user" shall have the same meaning as provided in section 102(23) of the Controlled Substances Act.

Sec. 3. Program establishment; Director's authority.

(a) There is established the Prescription Drug Monitoring Program within the Department. The Program shall:

(1) Establish, maintain, and administer an electronic system to monitor the dispensing of covered substances;

(2) Provide dispensers with a basic file layout to enable electronic transmission of the information required under this act; and

(3) Establish and maintain a process for verifying the credentials of and authorizing the use of prescription information by those individuals and agencies listed in section 6(b) and (c).

(b) The Director may contract with another District agency or a private vendor as may be necessary for the implementation and maintenance of the Program. Any such contractor shall be bound to comply with the provisions regarding confidentiality of data in this act and shall be subject to the penalties specified in this act.

(c) The Director shall also establish a multi-discipline advisory committee, which shall function under the Department to assist in the implementation and evaluation of the Program.

Sec. 4. Reporting requirements; exceptions.

(a)(1) Each dispenser shall submit to the Program the required reporting information for each prescription dispensed for a covered substance within 24 hours after the covered substance is dispensed, unless otherwise established by the Director through rulemaking, but this does not include merely placing the covered substance prescription into a bin for pickup by the ultimate user or his or her agent.

(2) Any dispenser located outside the boundaries of the District that is licensed or registered by the District, shall submit the required reporting information to the Program for each prescription dispensed for a covered substance to an ultimate user who resides within the District within 24 hours after the date that the covered substance is dispensed, unless otherwise established by the Director through rulemaking.

(b) The failure of any person subject to the reporting requirements of this act to report the dispensing of a covered substance, unless otherwise exempted under this act, or the willful failure to transmit accurate information shall constitute grounds for:

(1) The revocation, suspension, or denial of a District controlled substances registration;

(2) Disciplinary action by the relevant health occupations board pursuant to section 514(c) of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1205.14(c)); and

## ENROLLED ORIGINAL

(3) The imposition of civil fines pursuant to section 104 of the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.04).

(c) Upon dispensing a covered substance, the dispenser of the covered substance shall report the following information to the Program:

- (1) Patient name;
- (2) Patient address;
- (3) Patient date of birth;
- (4) Patient gender;
- (5) Dispenser identification number;
- (6) Prescriber identification number;
- (7) Date prescription was issued by prescriber;
- (8) Date prescription was dispensed;
- (9) Prescription number;
- (10) Prescription type, whether the prescription is new or is a refill;
- (11) National Drug Code for the drug dispensed;
- (12) Quantity dispensed;
- (13) Number of days' supply dispensed;
- (14) Number of refills ordered;
- (15) Source of payment for the prescription; and
- (16) Any other required information as specified in the regulations

promulgated by the Director to implement this act, or as required for the Program to be eligible to receive federal funds.

(d) Each dispenser shall transmit the required reporting information in accordance with the manner, format, standards, and schedules established by the Director through rulemaking.

(e) The reporting requirements of this act shall not apply to the dispensing of covered substances when the dispensing is limited to the following:

- (1) Administering covered substances;
- (2) Dispensing covered substances within an appropriately licensed narcotic maintenance program;
- (3) Dispensing covered substances to inpatients in hospitals or nursing facilities licensed by the Department or facilities that are otherwise authorized by law to operate as hospitals or nursing homes in the District;
- (4) Dispensing covered substances to inpatients in hospices licensed by the Department; or
- (5) Dispensing covered substances as otherwise provided in the Department's regulations.

Sec. 5. Authority to access database.

(a) A prescriber or dispenser authorized to access the information in the possession of the Program pursuant to this act may delegate, pursuant to regulations promulgated by the



## ENROLLED ORIGINAL

Director to implement the provisions of this section, such authority to up to 2 health care professionals who are:

- (1) Licensed, registered, or certified by a health occupations board; and
- (2) Employed at the same facility and under the direct supervision of the prescriber or dispenser.

Sec. 6. Confidentiality of data; disclosure of information; discretionary authority of the Director.

(a) All data, records, and reports relating to the prescribing and dispensing of covered substances to patients and any abstracts from such data, records, and reports that are in the possession of the Program pursuant to this act and any materials relating to the operation or safety of the Program shall be confidential and shall be exempt from disclosure based on requests made pursuant to Title 2 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*). Information obtained pursuant to the Program may only be disclosed as provided in this act.

(b) Upon receiving a request for information in accordance with the Department's regulations and in compliance with applicable District and federal laws and regulations, the Director shall disclose information relevant to:

- (1) A specific investigation of a specific patient or of a specific dispenser or prescriber to an agent designated by the Chief of the Metropolitan Police Department to conduct drug diversion investigations;
- (2) An investigation or inspection of or allegation of misconduct by a specific person licensed, certified, or registered by or an applicant for licensure, certification, or registration by a health occupations board or the Department;
- (3) A disciplinary proceeding before a health occupations board or in any subsequent hearing, trial, or appeal of an action or board order to designated employees of the Department;
- (4) The proceedings of any grand jury or additional grand jury that has been properly impaneled in accordance with D.C. Official Code § 11-1916; and
- (5) A specific investigation of a specific dispenser or specific prescriber to an agent of the United States Drug Enforcement Administration with authority to conduct drug diversion investigations.

(c)(1) In accordance with the Department's regulations and applicable federal law and regulations, the Director may, at the Director's discretion, disclose:

- (A) Information in the possession of the Program concerning a patient who is over the age of 18 years to that patient, or to the parent or legal guardian of a child aged 18 years or under, unless otherwise prohibited by District or federal law;
- (B) Information on a specific patient to a prescriber for the purpose of establishing the treatment history of the specific patient when the patient is either under care and treatment by the prescriber or the prescriber is initiating treatment of the patient;

## ENROLLED ORIGINAL

(C) Information on a specific patient to a dispenser for the purpose of establishing a prescription history to assist the dispenser in determining the validity of a prescription when the patient is seeking a covered substance from the dispenser or the facility in which the dispenser practices;

(D) Information relevant to an investigation or regulatory proceeding of a specific dispenser or prescriber to other regulatory authorities concerned with granting, limiting, or denying licenses, certificates, or registrations to practice a health profession when the regulatory authority licenses the dispenser or prescriber, or the dispenser or prescriber is seeking licensure by a regulatory authority;

(E) Information relevant to an investigation relating to a specific dispenser or prescriber who is a participating provider in the District Medicaid program, DC Health Care Alliance, or any other public health care program; information relating to an investigation relating to a specific patient who is currently eligible for and receiving, or who has been eligible for and has received medical assistance services; information relevant to the Medicaid Fraud Control Unit of the Office of the Inspector General, or to designated employees of the Department of Health Care Finance, as appropriate;

(F) Information relevant to the determination of the cause of death of a specific patient to the designated employees of the Office of the Chief Medical Examiner; and

(G) Information for the purpose of bona fide research or education to qualified personnel; provided, that:

(i) Data elements that would reasonably identify a specific patient, prescriber, or dispenser shall be deleted or redacted from the information before disclosure; and

(ii) Release of the information shall only be made pursuant to a written agreement between qualified personnel and the Director to ensure compliance with this act.

(2) For the purposes of a disclosure under paragraph (1)(B) or (C) of this subsection:

(A) The request shall be made and the information shall be provided in the manner specified by the Director through rulemaking; and

(B) Notice shall be given to patients that the information described in paragraph (1)(B) or (C) of this subsection, as applicable, may be requested by a prescriber or dispenser participating with the Program.

(d) Confidential information that has been received, maintained, or developed by a health occupations board or disclosed by the health occupations board pursuant to this act shall not be available for discovery or court subpoena or introduced into evidence in any medical malpractice suit or other action for damages arising out of the provision of or failure to provide services; provided, that this section shall not be construed to inhibit any investigation or prosecution conducted pursuant to this act.

## ENROLLED ORIGINAL

Sec. 7. Interoperability; Information exchange with other prescription drug monitoring programs.

(a) The Director may enter into written agreements with other prescription drug monitoring programs, or a third party, approved by the Director, that operates an interstate prescription drug monitoring exchange, for the purpose of interoperability and the mutual exchange of information among prescription drug monitoring programs, and describing the terms and conditions for the sharing of prescription information under this section.

(b) The Director may provide prescription monitoring information pursuant to such agreements, which shall only use the information for the purposes allowed by this act.

(c) The Director may request and receive prescription drug monitoring information from other states' prescription drug monitoring programs and may use the information under the provisions of this act.

Sec. 8. Criteria for indicators of misuse; Director's authority to disclose information; intervention.

(a) The Director may establish through rulemaking:

(1) Criteria for indicators of misuse; and

(2) A method for analysis of data collected by the Program using the criteria for indicators of misuse.

(b) Upon the development of the criteria and data analysis, the Director may, in addition to the discretionary disclosure of information pursuant to this act, disclose information using the criteria that indicates potential misuse by recipients of covered substances to their specific prescribers for the purpose of intervention to prevent such misuse.

Sec. 9. Immunity from liability.

(a) The Director and the employees of the Department shall not be liable for any civil damages resulting from the accuracy or inaccuracy of any information reported, compiled, or maintained by the Program pursuant to this act.

(b) The Director and the employees of the Department shall not be liable for any civil damages resulting from the disclosure of or failure to disclose any information in compliance with this act and the Department's regulations.

(c) In the absence of gross negligence or willful misconduct, prescribers or dispensers complying in good faith with the reporting requirements of this act shall not be liable for any civil damages for any act or omission resulting from the submission of such required reports.

Sec. 10. Unlawful disclosure of information and acts; disciplinary action authorized; penalties.

(a) It shall be unlawful for any person having access to the confidential information in possession of the Program or any data or reports produced by the Program to disclose the confidential information except as provided in this act. Any person who discloses this

## ENROLLED ORIGINAL

confidential information in violation of the provisions of this act shall be guilty of a misdemeanor upon conviction.

(b) It shall be unlawful for any person who lawfully receives confidential information from the Program to redisclose or use the confidential information in any way other than the authorized purpose for which the request was made. Any person who discloses confidential information in violation of this act shall be guilty of a misdemeanor upon conviction.

(c) Nothing in this section shall prohibit a person who prescribes or dispenses a covered substance required to be reported to the program from redisclosing information obtained from the Program to another prescriber or dispenser who has prescribed or dispensed a covered substance to the same patient.

(d) Unauthorized use or disclosure of confidential information received from the Program shall also be grounds for disciplinary action by the relevant health occupations board.

Sec. 11. Rules.

The Director, pursuant to Title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), shall issue rules to implement the provisions of this act, including the establishment of criteria for granting waivers to the reporting requirements set forth in this act.

Sec. 12. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 13. Effective date.

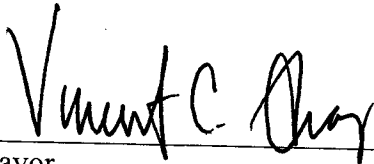
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in

ENROLLED ORIGINAL

section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 20, 2013

## ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-233

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend Chapter 10 of Title 47 of the District of Columbia Official Code to exempt from taxation certain property owned or leased by YMCA of Metropolitan Washington or YMCA Community Investment Initiative, nonprofit organizations.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “YMCA Community Investment Initiative Real Property Tax Exemption Act of 2013”.

Sec. 2. Chapter 10 of Title 47 of the District of Columbia Official Code is amended as follows:

(a) The table of contents is amended by adding a new section designation to read as follows:

“47-1092. YMCA Community Investment Initiative, Lot 2010, Square 234.”.

(b) A new section 47-1089 is added to read as follows:

“§ 47-1092. YMCA Community Investment Initiative, Lot 2010, Square 234.

“(a) The real property located at 1325 W Street, N.W., Washington, D.C., and described as Lot 2010, Square 234, shall be exempt from real property taxation, and interests in the property shall be exempt from possessory interest taxation so long as the real property continues to be:

“(1) Used and occupied by the Young Men’s Christian Association of Metropolitan Washington (“YMCA DC”);

“(2) Owned by YMCA DC or the Young Men’s Christian Association Community Investment Initiative (“YMCA CII”); and

“(3) Used for carrying out the charitable functions of the YMCA DC, subject to the provisions of §§ 47-1005, 47-1007, and 47-1009 as if the exemption had been granted administratively.

“(b)(1) Any transfer, assignment, or other disposition of all or any portion of the real property described in subsection (a) of this section to YMCA DC or YMCA CII, any security interest instrument with respect to the property given by YMCA DC or YMCA CII to a third party lender, or a lease of the property between YMCA DC and YMCA CII shall be exempt

## ENROLLED ORIGINAL

from the tax imposed by § 42-1103, so long as the real property continues to be used and occupied by YMCA DC; and

“(2) Any transfer, assignment, or other disposition of all or any portion of the real property described in subsection (a) of this section by YMCA DC or YMCA CII, including a lease of the property between YMCA DC and YMCA CII, shall be exempt from the tax imposed by § 47-903, so long as the real property continues to be used and occupied by YMCA DC.

“(c) The exemptions set forth in this section shall apply to successor nonprofit entities formed by YMCA DC for purposes of meeting requirements under the New Market Tax Credit provided by section 45D of the Internal Revenue Code of 1986, so long as the real property continues to be used and occupied by YMCA DC.

“(d) The Council orders that all real property tax, penalties, interest, fees, and other related charges assessed against the real property described in subsection (a) of this section through the end of the month during which this act becomes effective be forgiven, and that any payments already made be refunded. The Council further orders that all recordation and transfer taxes, penalties, and interest collected with respect to the transfers described in subsection (b) of this section through the end of the month during which this act becomes effective be forgiven and payments already made be refunded.”.

Sec. 3. Applicability.

This act shall apply as of May 28, 2013.

Sec. 4. Fiscal impact statement.

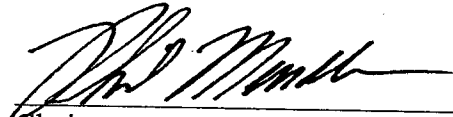
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code §1-206.02(c)(3)).

Sec. 5. Effective date.

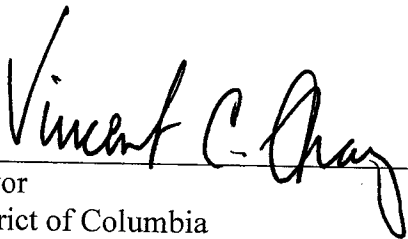
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia  
APPROVED  
December 20, 2013



ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-234

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend, on a temporary basis, the Department of Transportation Establishment Act of 2002 to create a separate fund for the deposit of fees for project review and mitigation measures by developers, property owners, and utility companies in connection with projects on private property or public space that may impact the District Department of Transportation's ("DDOT") ability to manage and maintain the transportation infrastructure in the District, to authorize expenditures from the fund, and to authorize the Director of DDOT to enter into a payment agreement for services related to DDOT's review of proposed and existing projects.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Transportation Infrastructure Mitigation Temporary Amendment Act of 2013".

Sec. 2. The Department of Transportation Establishment Act of 2002, effective May 21, 2002 (D.C. Law 14-137; D.C. Official Code § 50-921.01 *et seq.*), is amended as follows:

(a) Section 3(f) (D.C. Official Code § 50-921.02(f)) is amended to read as follows:

"(f)(1) The Director may enter into a payment agreement with the developer, person, property owner, utility company, federal government, and governmental jurisdiction for all services related to DDOT's reviews of proposed and existing projects on private property and public space and for mitigation measures, including bikeshare stations, to address a project's impact on DDOT's ability to manage and maintain the transportation infrastructure in the District.

"(2) A payment required under a payment agreement shall be reasonably related to the cost of the service produced by DDOT."

(b) The second section 9f (D.C. Official Code § 50-921.16) is redesignated as section 9h.

(c) A new section 9i is added to read as follows:

"Sec. 9i. Transportation Infrastructure Project Review Fund.

"(a) There is established as a special fund the Transportation Infrastructure Project Review Fund ("Fund"), which shall be administered by the Director of the DDOT in accordance with subsection (c) of this section.

"(b) The Fund shall consist of the revenue collected from the following sources pursuant to section 3(f):

## ENROLLED ORIGINAL

“(1) Payments from an individual or entity, including a developer, property owner, utility company, the federal government, or another governmental jurisdiction, to review the individual or entity’s plans for a proposed or existing project on private property or public space to determine the impact the project will have on DDOT’s ability to manage and maintain the transportation infrastructure in the District; and

“(2) Payments for mitigation measures related to a proposed project on private property or public space to minimize the impact the project will have on DDOT’s ability to manage and maintain the transportation infrastructure in the District.

“(c) The Fund shall be used for the following purposes:

“(1) To fund reviews of projects on private property or public space that will affect DDOT’s ability to manage and maintain the transportation infrastructure in the District;

“(2) To fund mitigation measures, including traffic mitigation and bikeshare stations, related to projects on private property or public space that will affect DDOT’s ability to manage and maintain the transportation infrastructure in the District;

“(3) To fund studies on private property that could be affected by transportation infrastructure projects; and

“(4) To the extent not needed for the purposes set forth in paragraphs (1), (2), and (3) of this subsection, for local transportation enhancement or local infrastructure projects.

“(d) The fees deposited into the Fund shall be separate from any funds paid for the temporary use of public space or the use of the public right of way, pursuant to the District of Columbia Public Space Rental Act, approved October 17, 1968 (82 Stat. 1156; D.C. Official Code § 10-1101.01 *et seq.*), and Title VI of the Fiscal Year 1997 Budget Support Act of 1996, effective April 9, 1997 (D.C. Law 11-198; D.C. Official Code § 10-1141.01 *et seq.*).

“(e)(1) The money deposited into the Fund, and any interest earned, shall not revert to the unrestricted fund balance of the General Fund at the end of a fiscal year, or at any other time.

(2) Subject to authorization by Congress, any funds appropriated in the Fund shall be continually available without regard to fiscal year limitation”.

### Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

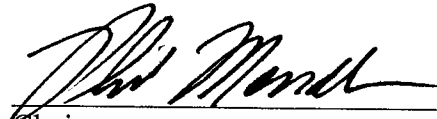
### Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review

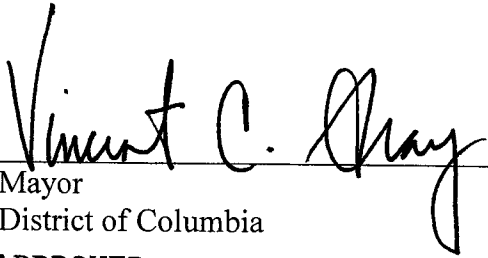
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as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 20, 2013

## ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-235

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend, on a temporary basis, the Transportation Infrastructure Improvements GARVEE Bond Financing Act of 2009 to include the financing of the replacement and realignment of the Frederick Douglass Memorial Bridge as a qualified transportation project for GARVEE Bonds supported by grants to be received from the Federal Highway Administration.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Transportation Infrastructure Improvements GARVEE Bond Financing Temporary Amendment Act of 2013".

Sec. 2. The Transportation Infrastructure Improvements GARVEE Bond Financing Act of 2009, effective September 23, 2009 (D.C. Law 18-54; D.C. Official Code § 9-107.51 *et seq.*), is amended as follows:

(a) Section 2(16) (D.C. Official Code § 9-107.51(16)) is amended to read as follows:

"(16) "Qualified Transportation Project" means the following projects that meet the eligibility requirements of the Federal Highway Administration as permissible transportation expenditures under Title 23 of the Code of Federal Regulations:

"(A) The project to replace the twin 11th Street Bridges over the Anacostia River and to improve the interchanges at either end, including adding missing movements to and from the north onto the Anacostia Freeway; and

"(B) The project to replace and realign the aging Frederick Douglass Memorial Bridge and build new interchanges between the bridge and Suitland Parkway, the bridge and Potomac Avenue, S.W., Suitland Parkway and Interstate 295, and Suitland Parkway and Martin Luther King, Jr. Avenue."

(b) Section 3(a)(1) (D.C. Official Code § 9-107.52(a)(1)) is amended by striking the phrase "shall not exceed \$200 million" and inserting the phrase "shall not exceed \$430 million" in its place.

## ENROLLED ORIGINAL

## Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

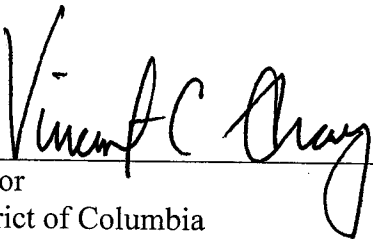
## Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 20, 2013

ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-236

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend, on a temporary basis, the Department of Health Functions Clarification Act of 2001 to authorize the Department of Health to award grants for clinical nutritional home delivery services for individuals living with cancer and other life-threatening diseases and related services in fiscal year 2014.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Department of Health Grant-Making Authority for Clinical Nutritional Home Services Temporary Amendment Act of 2013".

Sec. 2. Section 4907a of the Department of Health Functions Clarification Act of 2001, effective March 3, 2010 (D.C. Law 18-111; D.C. Official Code § 7-736.01), is amended by adding new subsections (c) and (d) to read as follows:

"(c) For fiscal year 2014, the Director of the Department of Health shall have the authority to issue grants to:

"(1) Qualified community organizations for the purpose of providing the following services:

"(A) Ambulatory health services for an amount not to exceed \$3,236,980;

"(B) Poison control hotline and prevention education services for an amount not to exceed \$350,000;

"(C) Operations and primary care services for school-based health clinics for an amount not to exceed \$2,250,000; and

"(D) Clinical nutritional home delivery services for individuals living with cancer and other life-threatening diseases; and

"(2) Organizations for the purpose of providing the following programs and services:

"(A) A teen pregnancy prevention program for an amount not to exceed \$400,000;

"(B) Programs designed to promote healthy development in girls attending public and public charter schools in grades 9 through 12 located in areas of the city possessing the highest rates of teen pregnancy and highest enrollment in state-funded health programs in the District of Columbia, not to exceed \$400,000;

"(C) Farmers market incentive programs, not to exceed \$200,000;

## ENROLLED ORIGINAL

"(D) Food-pantry services, not to exceed \$52,000;

"(E) Wildlife rehabilitation services, not to exceed \$250,000;

"(F) Mother-to-child (vertical) HIV transmission programs and services, not to exceed \$50,000; and

"(G) Nonprofit organizations dedicated to preventing any of the following chronic diseases, not to exceed \$850,000:

"(i) Asthma;

"(ii) Cancer;

"(iii) Diabetes;

"(iv) Hypertension;

"(v) Kidney disease; and

"(vi) Obesity.

"(d)(1) All grants issued pursuant to subsection (c) of this section shall be administered pursuant to the requirements set forth in the Grant Administration Act of 2013, signed by the Mayor on August 28, 2013 (D.C. Act 20-157; 60 DCR 12472).

"(2) The Department of Health shall submit a quarterly report to the Secretary to the Council on all grants issued pursuant to the authority granted in subsection (c) of this section and any grant in excess of \$250,000 shall be awarded through a competitive process unless otherwise authorized by law."

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

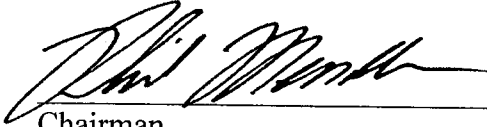
Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

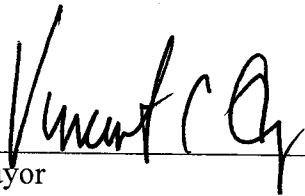
ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 20, 2013



ENROLLED ORIGINAL

AN ACT  
D.C. ACT 20-237

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend, on a temporary basis, the District of Columbia Administrative Procedure Act to exempt from disclosure certain critical infrastructure information.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Critical Infrastructure Freedom of Information Temporary Amendment Act of 2013".

Sec. 2. Title II of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D. C. Official Code § 2-531 *et seq.*), is amended as follows:

(a) Section 204(a) (D.C. Official Code § 2-534 (a)) is amended as follows:

(1) Paragraph (13) is amended by striking the word "and".

(2) Paragraph (14) is amended by striking the period and inserting the phrase "and" in its place.

(3) A new paragraph (15) is added to read as follows:

"(15) Any critical infrastructure information or plans that contain critical infrastructure information for the critical infrastructures of companies that are regulated by the Public Service Commission of the District of Columbia."

(b) The text of section 209 (D.C. Official Code § 2-539) is amended to read as follows:

"For the purposes of this title:

"(1) The terms "Mayor," "Council," "District," "agency," "rule," "rulemaking," "person," "party," "order," "relief," "proceeding," "public record," and "adjudication" shall have the same meanings as provided in section 102.

"(2) The term "critical infrastructure" means existing and proposed infrastructure systems and assets, whether physical or virtual, so vital to the District of Columbia or the United States that the incapacity or destruction of such infrastructure system or asset could jeopardize the physical security, economic security, health, safety, or welfare of the public.

"(3) The term "critical infrastructure information" means information not customarily in the public domain that is related to the security of critical infrastructure of companies that are regulated by the Public Service Commission of the District of Columbia,

## ENROLLED ORIGINAL

including:

“(A) Actual, potential, or threatened interference with, attack on, compromise of, or incapacitation of critical infrastructure or protected systems by either physical or computer-based attack or similar conduct (including the misuse of or unauthorized access to all types of communications and data transmission systems) that violates federal or District of Columbia laws, harms interstate commerce of the United States or the economy of the District of Columbia, or threatens public health or safety;

“(B) The ability of any critical infrastructure or protected system to resist such interference, compromise, or incapacitation, including any planned or past assessment, projection, or estimate of the vulnerability of critical infrastructure or a protected system, including security testing, risk evaluation, risk-management planning, or risk audit; or

“(C) Any planned or past operational problem or solution regarding critical infrastructure or protected systems, including repair, recovery, reconstruction, insurance, or continuity, to the extent it is related to such interference, compromise, or incapacitation.”

Sec. 3. Paragraph 32 of section 8 of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes, approved March 24, 1913 (37 Stat. 982; D.C. Official Code § 34-902), is amended as follows:

(a) The existing text is designated as subsection (a).

(b) A new subsection (b) is added to read as follows:

“(b) The Commission shall publish rules and regulations for the administration of the provisions of section 204(a)(15) of the District of Columbia Administrative Procedure Act, effective March 25, 1977 (D.C. Law 1-96; D.C. Official Code § 2-534(a)(15)).”

Sec. 4. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).


Sec. 5. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

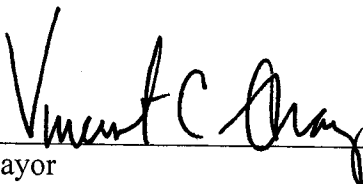
ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia  
APPROVED  
December 20, 2013

## ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-238

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 20, 2013

To amend, on a temporary basis, the District of Columbia Election Code of 1955, on a temporary basis, to permit the election of officials of political parties during any regularly scheduled primary election and to extend the deadline local party committees can file written communication with the Board of Elections identifying the offices to be filled during the April 1, 2014 primary election.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Party Officer Elections Temporary Amendment Act of 2013".

Sec. 2. The District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 699; D.C. Official Code § 1-1001.01 *et seq.*), is amended as follows:

(a) Section 8(1)(1) (D.C. Official Code § 1-1001.08(1)(1)) is amended by striking the number "180" and inserting the number "130" in its place.

(b) Section 10(a)(1) (D.C. Official Code § 1-1001.10(a)(1)) is amended by striking the phrase ", on either the 2nd Tuesday in February of each presidential election year or the 1st Tuesday in April of each presidential election year if there is" and inserting the word "during" in its place.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).


Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

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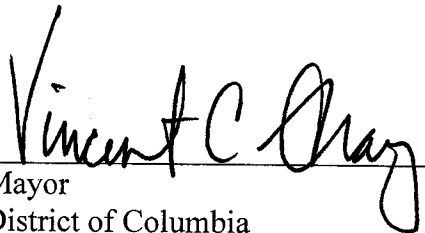
24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



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Chairman  
Council of the District of Columbia



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Mayor  
District of Columbia

APPROVED  
December 20, 2013

## ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-239

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 21, 2013

To amend, on a temporary basis, An Act To create a Department of Corrections in the District of Columbia to clarify the Department of Corrections' authority over the management and operation of the Central Cellblock at 300 Indiana Avenue, N.W., to include persons detained at a medical facility in the District.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Department of Corrections Central Cellblock Management Clarification Temporary Amendment Act of 2013".

Sec. 2. Section 2 of An Act To create a Department of Corrections in the District of Columbia, approved June 27, 1946 (60 Stat. 320; D.C. Official Code § 24-211.02), is amended by adding a new subsection (a-1) to read as follows:

"(a-1)(1) The Department of Corrections shall have charge of the management and operation of the Central Cellblock, located at 300 Indiana Avenue, N.W., Washington, D.C., and shall be responsible for the safekeeping, care, and protection of all persons detained at the Central Cellblock or detained at a medical facility in the District, by the Metropolitan Police Department, before their initial court appearance.

"(2) Nothing in this subsection shall be construed as:

"(A) Removing any authority from the Metropolitan Police Department to determine where to hold in custody any person arrested and awaiting an initial court appearance;

"(B) Granting any arrest powers to any employee of the Department of Corrections performing any duty at the Central Cellblock; or

"(C) Limiting any powers or authority of the Metropolitan Police Department or the Department of Corrections."

Sec. 3. Fiscal impact statement.

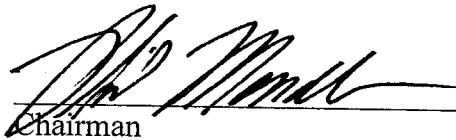
The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

ENROLLED ORIGINAL

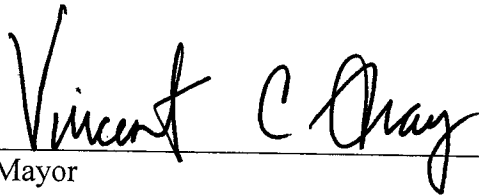
Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 21, 2013

ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-240

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 21, 2013

To amend, on a temporary basis, the District of Columbia Election Code of 1955 to establish that each nominating petition circulator must make and sign an affidavit that states that he or she is a qualified petition circulator as that term is defined in the Election Code.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Board of Elections Nominating Petition Circulator Affidavit Temporary Amendment Act of 2013".

Sec. 2. Section 8(b)(3) of the District of Columbia Election Code of 1955, approved August 12, 1955 (69 Stat. 701; D.C. Official Code § 1-1001.08(b)(3)), is amended by striking the phrase "circulator is a registered voter" and inserting the phrase "circulator is a qualified petition circulator" in its place.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

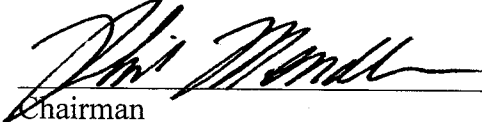
(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved

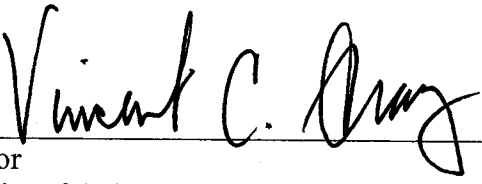


ENROLLED ORIGINAL

December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia

APPROVED  
December 21, 2013

ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-241

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 23, 2013

To amend the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 to allow the Director of Government Ethics to issue advisory opinions upon his or her own initiative, clarify how advisory opinions may be appealed, and expand the range of penalties that may be imposed for a low-level violation of the District of Columbia's Code of Conduct.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Board of Ethics and Government Accountability Amendment Act of 2013".

Sec. 2. The Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011, effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01 *et seq.*), is amended as follows:

(a) Section 219 (D.C. Official Code § 1-1162.19) is amended as follows:

(1) Subsection (a) is amended by striking the phrase "the Ethics Board or" after the comma.

(2) A new subsection (a-1) is added to read as follows:

"(a-1)(1) The Director of Government Ethics may issue, on his or her own initiative, an advisory opinion on any general question of law he or she considers of sufficient public importance concerning a provision of the Code of Conduct over which the Ethics Board has primary jurisdiction.

"(2) Before an advisory opinion is issued under this subsection, the Director of Government Ethics shall publish a notice of the proposed advisory opinion in the District of Columbia Register and provide a public-comment period of at least 30 days, during which a person may submit information or comment on the proposed advisory opinion. An advisory opinion that does not meet the procedural requirements of this paragraph shall be void ab initio."

(3) Subsection (c) is amended to read as follows:

"(c)(1) If an advisory opinion is issued by the Director of Government Ethics in response to a request for an advisory opinion, the requesting employee or public official may appeal the opinion for consideration by the Ethics Board.

"(2) If the Director of Government Ethics issues an advisory opinion on his or her own initiative, an employee or public official aggrieved by the opinion may appeal the opinion for consideration by the Ethics Board."

## ENROLLED ORIGINAL

(b) Section 221(a)(4) (D.C. Official Code § 1-1162.21(a)(4)) is amended to read as follows:

“(4)(A) In addition to any civil penalty imposed under this title, a violation of the Code of Conduct may result in the following:

“(i) Remedial action in accordance with the Merit Personnel Act;

“(ii) A public censure imposed by the Ethics Board;

“(iii) A non-public, informal admonition imposed by the Director of Government Ethics for low-level violations of the Code of Conduct such as:

“(I) A one-time, minor misuse of government property;

“(II) A non-habitual time and leave issue that does not have a specific harmful impact;

“(III) A non-uniform application of a regulation or policy by a supervisor, where it is not a regular occurrence and was not for an unlawful purpose;

“(IV) A relatively minor action based, at least in part, on advice or guidance sought in good faith from another, such as a supervisor, and given in good faith, though erroneous; or

“(V) A minor, incidental ethics violation for which the person made amends and rectified the situation;

“(iv) A finding of a violation and a period of probation after which a respondent may seek expungement of the violation upon successful completion of any probationary terms imposed by the Director of Government Ethics or the Ethics Board; or

“(v) Any negotiated disposition of a matter offered by the Director of Government Ethics, and accepted by the respondent, subject to approval by the Ethics Board.

“(B) A non-public, informal admonition imposed under subparagraph (A)(iii) of this paragraph may be appealed to the Ethics Board.”.

Sec. 3. Fiscal impact statement.

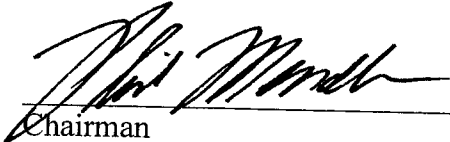
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 4. Effective date.

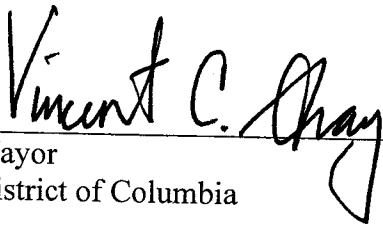
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December

ENROLLED ORIGINAL

24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 23, 2013

## ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-242

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 16, 2013

To amend the Ombudsman for Public Education Establishment Act of 2007 to clarify the duties and responsibilities of the Ombudsman, and to require the Office of Ombudsman for Public Education to provide complaint resolution services for students of District of Columbia public schools and their parents; to establish the Office of the Student Advocate to represent students, parents, and guardians on issues regarding public education; and to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Parent and Student Empowerment Amendment Act of 2013".

## TITLE I. OFFICE OF OMBUDSMAN FOR PUBLIC EDUCATION

Sec. 101. Short title.

This title may be cited as the "Office of Ombudsman for Public Education Amendment Act of 2013".

Sec. 102. The Ombudsman for Public Education Establishment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-351 *et seq.*), is amended as follows:

(a) Section 602 (D.C. Official Code § 38-351) is amended by adding new subsections (d) and (e) to read as follows:

"(d) The purpose of the Ombudsman is to serve as a neutral resource for current and prospective public school students and their parents or guardians in the resolution of complaints and concerns regarding public education.

"(e) For the purposes of this act, the term "public school" means District of Columbia Public Schools and public charter schools in the District of Columbia."

(b) Section 604 (D.C. Official Code § 38-353) is amended as follows:

(1) The lead-in language is amended by striking the phrase "(a) The" and inserting the word "The" in its place.

(2) Paragraph (1) is amended by striking the phrase "residents and parents" and inserting the phrase "current and prospective public school students and their parents or guardians" in its place.

(3) Paragraph (2) is amended to read as follows:

## ENROLLED ORIGINAL

“(2) Encourage communication between public schools and current and prospective public school students and their parents or guardians regarding public education;”.

(4) Paragraph (3) is amended by striking the word “citizens” and inserting the phrase “current and prospective public school students and their parents or guardians” in its place.

(5) Paragraph (5) is amended to read as follows:

“(5) Receive complaints from current and prospective public school students and their parents or guardians concerning public education, including personnel actions, policies, and procedures;”.

(6) Paragraph (9) is amended to read as follows:

“(9) Refer complainants to a public school official, agency, department, or resource, when appropriate;”.

(7) Paragraph (10) is amended to read as follows:

“(10) Except when the parties are involved in legal or administrative proceedings, resolve complaints presented by current and prospective public school students and their parents or guardians, either through complaint resolution services as established pursuant to section 608 or through other informal measures;”.

(8) Paragraph (11) is amended to read as follows:

“(11) Develop and maintain a database that tracks complaints and concerns, identified by grade level and by the public school, and the resolution of complaints and concerns;”.

(9) Paragraph (12) is repealed.

(10) Paragraph (13) is amended to read as follows:

“(13) Identify systemic concerns and recommend to the State Board of Education policy changes, staff training, and strategies to improve public education; and”.

(11) Paragraph (14) is repealed.

(12) Paragraph (15) is amended to read as follows:

“(15) Within 90 days after the end of each school year, submit to the State Board of Education, and make publicly available, a report summarizing the work of the Office of Ombudsman during the previous school year, which shall, at minimum, include an analysis of the types and number of:

“(A) Complaints received;

“(B) Complaints examined and resolved informally;

“(C) Complaints examined and resolved through a formal process;

“(D) Complaints dismissed as unfounded;

“(E) Complaints pending;

“(F) Recommendations made; and

“(G) Recommendations that were followed, to the extent that it can be determined.”.

(c) Section 605 (D.C. Official Code § 38-354) is amended as follows:

(1) Paragraph (1) is amended to read as follows:

## ENROLLED ORIGINAL

“(1) Have access to books, records, files, reports, findings, and all other papers, items, or property (“documents”) belonging to or in use by all departments, agencies, instrumentalities, and employees of public schools necessary to facilitate the purpose of this act, excluding the Executive Office of the Mayor, the Council, and the District of Columbia courts; provided, that such access is limited to documents related to the student or parent or guardian that the Office of Ombudsman is assisting;”.

(2) Paragraph (6) is amended by striking the phrase “Office of Ombudsman absent a complaint” and inserting the phrase “Office of Ombudsman, whether initiated by a complaint or another means” in its place.

(d) Section 606(a) (D.C. Official Code § 38-355(a)) is amended as follows:

(1) Paragraph (4) is amended by striking the word “or” at the end.

(2) Paragraph (5) is amended to read as follows:

“(5) Examine the Executive Office of the Mayor, the Council or its personnel, the District of Columbia courts or its personnel, other elected officials, private schools, or private organizations or businesses; or”.

(3) A new paragraph (6) is added to read as follows:

“(6) Provide legal advice or legal representation.”.

(e) A new section 606a is added to read as follows:

“Sec. 606a. Complaint resolution services.

“(a) The Office of Ombudsman shall provide complaint resolution services, which shall be available to current and prospective public school students and their parents or guardians.

“(b) Participation in complaint resolution services provided by the Office of Ombudsman shall be voluntary.

“(c) Before submitting a complaint to the Office of Ombudsman, the complainant shall make reasonable efforts to resolve the issue at the school level.

“(d) Complainants may submit complaints by phone, in writing, or electronically.

“(e) The Office of Ombudsman shall review and investigate each complaint and shall do one or more of the following:

“(1) Resolve the complaint;

“(2) Refer the complainant to another agency or department;

“(3) Require the complainant to submit documentation to support the complaint;

“(4) Provide an opportunity for the complainant to meet with the subject of the complaint;

“(5) Conduct mediation proceedings;

“(6) Dismiss the complaint as unfounded; or

“(7) Take any other action determined necessary and appropriate by the Ombudsman.”.

## TITLE II. OFFICE OF THE STUDENT ADVOCATE

### Sec. 201. Short title.

This title may be cited as the “Office of the Student Advocate Establishment Act of 2013”.

## ENROLLED ORIGINAL

## Sec. 202. Office of the Student Advocate.

(a) There is established within the State Board of Education ("Board") an Office of the Student Advocate ("Office"), which shall be headed by a Chief Advocate who shall be appointed by the Board for a term of 5 years and may be reappointed.

(b) After notice and an opportunity to be heard, the Chief Advocate may be removed by a majority vote of the Board only for cause that relates to the Chief Advocate's character or efficiency.

(c) If a vacancy in the position of Chief Advocate occurs as a consequence of resignation, removal, disability, death, or reasons other than the expiration of the term, the Board shall appoint a Chief Advocate to fill the unexpired term within 75 days of the occurrence of the vacancy.

(d) The purpose of the Chief Advocate is to advocate on behalf of current and prospective public school students and their parents or guardians before the Office of Ombudsman for Public Education or public school officials and to provide community outreach, assistance, and information on public education issues.

(e) For the purposes of this act, the term "public school" means District of Columbia Public Schools and public charter schools in the District of Columbia.

## Sec. 203. Chief Advocate; qualification.

The Chief Advocate shall:

(1) Be a resident of the District of Columbia within 180 days of appointment and shall remain a resident for the duration of the appointment;

(2) Possess experience in outreach, advocacy, social work, law, or counseling;

and

(3) Have management experience that demonstrates the ability to hire and supervise qualified staff.

## Sec. 204. Duties.

The Chief Advocate shall:

(1) Support student academic achievement by supporting current and prospective public school students and their parents or guardians in their interactions with public school personnel;

(2) Facilitate the school enrollment process by providing current and prospective public school students and their parents or guardians with information on school admission, application, and enrollment policies and procedures;

(3) Help current and prospective public school students and their parents or guardians access education resources offered by the public schools;

(4) Operate a public education hotline to answer questions and provide information about public education and to direct individuals to the appropriate agencies and offices within the District;

(5) Conduct at least 8 information sessions annually, with at least one session in each ward, to provide current and prospective public school students and their parents or



## ENROLLED ORIGINAL

guardians with information about public education, including information regarding programs for special education students and for English-language learners, and to obtain feedback from current and prospective public school students and their parents or guardians on public education in the District;

(6) If requested by a current or prospective public school student or a student's parent or guardian, serve as an advocate for the student in complaint resolution proceedings before the Office of Ombudsman for Public Education;

(7) Develop and maintain a database that tracks issues brought to the attention of the Office, identified by grade level and by the public school, and the resolution of such issues;

(8) Recommend policy changes, staff training, and strategies to improve the efficient and equitable delivery of public education services;

(9) Within 90 days after the end of each school year, submit to the Board, and make publicly available, a report summarizing the work of the Office during the previous school year, which shall at minimum include an analysis of the types and number of:

(A) Complaints, concerns, or other issues brought to the attention of the Office, including those received through the hotline and at a public education resource center;

(B) Complaints, concerns, or other inquiries resolved informally;

(C) Complaints, concerns, or other inquiries resolved through formal procedures; and

(D) Students represented in complaint resolution proceedings before the Office of Ombudsman for Public Education; and

(10) Have access to books, records, files, reports, findings, and all other papers, items, or property "(documents") belonging to or in use by all departments, agencies, instrumentalities, and employees of public schools necessary to facilitate the purpose of this act, excluding the Executive Office of the Mayor, the Council, and the District of Columbia courts; provided, that such access is limited to documents related to the student or parent or guardian that the Office is assisting.

#### Sec. 205. Public education resource centers.

(a) The Office may establish and operate public education resource centers throughout the District to provide students, parents, and guardians with information about educational programs and school choice, including information about the application, enrollment, and assignment process.

(b) Public education resource centers established pursuant to this section shall be staffed by Office personnel and, at the discretion of the Chief Advocate, parent or guardian volunteers.

#### TITLE III. CONFORMING AMENDMENTS.

Sec. 301. Section 403(a) of the State Board of Education Establishment Act of 2007, effective June 12, 2007 (D.C. Law 17-9; D.C. Official Code § 38-2652(a)), is amended by adding a new paragraph (1A) to read as follows:

"(1A) Oversee the Office of Ombudsman for Public Education in accordance with the Ombudsman for Public Education Establishment Act of 2007, effective June 12, 2007 (D.C. Law

ENROLLED ORIGINAL

17-9; D.C. Official Code § 38-351 *et seq.*), and the Office of the Student Advocate in accordance with the Office of the Student Advocate Establishment Act of 2013, passed on 2<sup>nd</sup> reading on December 3, 2013 (Enrolled version of Bill 20-314);”.

TITLE IV. GENERAL PROVISIONS

Sec. 401. Applicability.

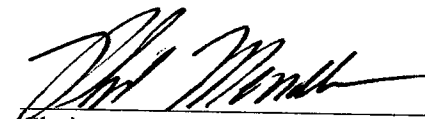
Title II of this act shall apply upon the inclusion of its fiscal effect in an approved budget and financial plan, as certified by the Chief Financial Officer to the Budget Director of the Council in a certification published by the Council in the District of Columbia Register.

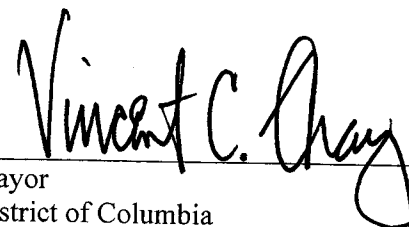
Sec. 402. Fiscal impact statement.

The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 403. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

  
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Chairman  
Council of the District of Columbia

  
\_\_\_\_\_  
Mayor  
District of Columbia

APPROVED  
December 16, 2013

ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-243

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 23, 2013

To approve, on an emergency basis, Change Orders No. 4-5 to Contract No. GF-2012-C-0039 with Consys, Inc., for the renovation of the University of the District of Columbia David A. Clark School of Law and to authorize payment in the aggregate amount of \$1,427,902.00 for goods and services received and to be received under the change orders.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Change Orders No. 4-5 to Contract No. GF-2012-C-0039 Approval and Payment Authorization Emergency Act of 2013".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Change Orders No. 4-5 to Contract No. GF-2012-C-0039 with Consys, Inc., for the renovation of the University of the District of Columbia David A. Clarke School of Law, located at 4200 Connecticut Avenue, N.W. Washington, D.C. 20008, building 39, and authorizes payment in the aggregate amount of \$1,427,902.00 for the goods and services received and to be received under the change orders.

Sec. 3. Fiscal impact statement.

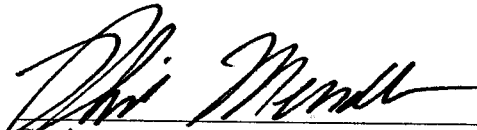
The Council adopts the fiscal statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02 (c)(3)).

Sec. 4. Effective date.

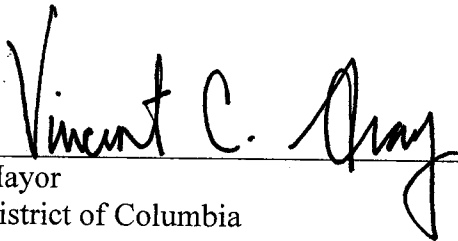
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in

ENROLLED ORIGINAL

section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED  
December 23, 2013

ENROLLED ORIGINAL

AN ACT

D.C. ACT 20-244

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 23, 2013

To approve, on an emergency basis, Modification No. 8 and Modification No. 10 to Contract No. DCKA-2010-C-0206 to provide continued maintenance and operational services of single space parking meters at various District locations and to authorize payment for services received and to be received under the contract.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modification No. 8 and Modification No. 10 to Contract No. DCKA-2010-C-0206 Approval and Payment Authorization Emergency Act of 2013".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202(a) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(a)), the Council approves Modification No. 8 and Modification No. 10 to Contract No. DCKA-2010-C-0206 to provide continued maintenance and operational services of single space parking meters at various District locations for the period of September 1, 2012 to August 25, 2014 in the amount of \$3,196,622.00, and authorizes payment for services received and to be received under both Modifications.

Sec. 3. Fiscal impact statement.

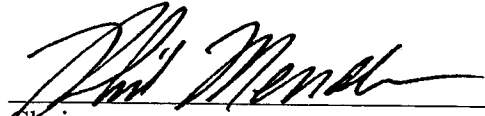
The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

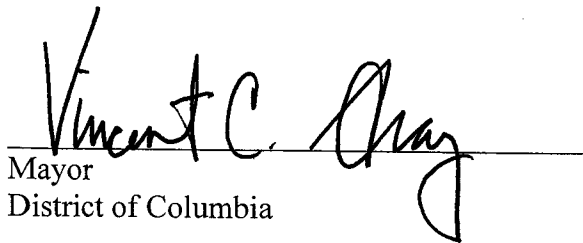
Sec. 4. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in

ENROLLED ORIGINAL

section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia

APPROVED  
December 23, 2013

ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-120

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize Louis Francis Cardozo Senior High School's Class of 1963 50th Class Reunion Celebration, and to declare October 4, 2013, as "Francis Lewis Cardozo Senior High School Class of 1963 Day" in the District of Columbia.

WHEREAS, the Class of 1963 is a remarkable group of scholars that embarked on their personal and professional journeys during a critical period of the Civil Rights Movement in the United States of America;

WHEREAS, in 1963, a total of 225 energetic and focused graduates received their diplomas from Francis Louis Cardozo Senior High School, and included in this class were notable "firsts" leaving their respective mark across diverse disciplines and fields of study;

WHEREAS, Donald Huff became the first full-time sports writer for the Washington Post; Carolyn Marshall became the first black female scorer for the PGA Kemper Open Golf Tournament and first black female manager for Bowl America, Incorporated Bowling Company; Maxine Grant earned the position as one of the original members of the National Hand Dance Association;

WHEREAS, Reverend Tyrone Broadus integrated the Presidential Firing Party in the United States Army Honor Guard; Sandra Reeves Evans received Woman of the Year for the American Business Women's Association; Margo (Roach) Green initiated the NAACP Youth Group in San Jose, California; Barbara (Koontz) Williams worked 30 years as Public Health Nurse for the District of Columbia; and Tanya (Mitchell) Cochran served as an educator for 39 years and never transferred schools; and

WHEREAS, the light of the members of the Class of 1963 continues to shine as their gifts and talents inspire and motivate everyone to overcome obstacles, achieve their dreams, and offer valuable contributions to the community.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Francis Lewis Cardozo High School Class of 1963 Recognition Resolution of 2013".

**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia recognizes and honors the Francis Lewis Cardozo Senior High School Class of 1963 for their outstanding contributions and hereby declares October 4, 2013, as "Francis Lewis Cardozo High School Class of 1963 Day" in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.



ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-121

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize the contributions of Art Enables to the District of Columbia on behalf of people with intellectual and developmental disabilities, and to declare November 5, 2013, as "Art Enables Organization Day" in the District of Columbia.

WHEREAS, Art Enables was founded by Joyce Muis Lowery in 2001;

WHEREAS, the purpose of the combined studio and gallery is to have a space for emerging artists with developmental and intellectual disabilities to creatively and freely express themselves in a nurturing and supportive environment;

WHEREAS, Art Enables independently frames all art pieces, produces graphic designs for brochures and reports, and creates fundraising campaigns, develops strategies and contingency plans, and establishes standards for arts and disabilities programming;

WHEREAS, the studio serves approximately 30 artists as they are offered the opportunity to share their personal stories on their own unique terms;

WHEREAS, artists earn 60% from each sale as the gallery fully supports self-sufficiency;

WHEREAS, in August, an unpainted three-dimensional Victorian row houses structure was donated to the gallery to be painted by Art Enables artists, and the results are quite remarkable;

WHEREAS, the goal is to continue to publicly support and highlight the contributions of people with intellectual and developmental disabilities as their - contributions are vital and invaluable to the community; and

WHEREAS, this organization has welcomed interns from George Washington University, Maryland Institute College of Arts, Gallaudet University, Maret School,

## ENROLLED ORIGINAL

Eastern Mennonite University, Corcoran College of Art and Design, Middlebury College, the State Department, and the Mayor's Office Summer Youth Employment Program as all have helped to further the mission of Art Enables.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Art Enables Organization Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes the work, advocacy, and innovative programs provided by Art Enables organization to assist people with developmental and intellectual disabilities to creatively express personal gifts and talents and hereby declares November 5, 2013, as "Art Enables Organization Day" in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-122

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize cultural and entrepreneurial contributions of the La Fourchette restaurant to the Ward 1 community and the District of Columbia, and to declare October 7, 2013, as "Chauvet and La Fourchette Day" in the District Columbia.

WHEREAS, established in 1978, La Fourchette restaurant is located in one of the most diverse communities in the District of Columbia;

WHEREAS, an extremely popular, yet cozy establishment, La Fourchette unites authentic French cuisine connoisseurs under one roof and provides freshly and masterfully prepared dishes 7 days a week with only one exception, Christmas Day;

WHEREAS, La Fourchette maintains a stellar reputation as 7 U.S Presidents, Mayors, dignitaries, Councilmembers, Lily Tomlin, and Harry Hamlin have been welcomed as guests;

WHEREAS, the most popular dishes include smoked salmon, escargot, onion soup, bouillabaisse, chicken stuffed crab, and cassoulet.

WHEREAS, the Chauvet family has lived above the restaurant and actively maintained the family business for 4 decades, and continues to move full speed ahead in a constantly changing industry;

WHEREAS, in addition to receiving high ratings for distinguished dishes and ambiance, La Fourchette restaurant has made guest appearances in notable films that include: *A Few Good Men*, *St. Elmo's Fire*, *Pelican Brief*, and *Enemy of the State*;

WHEREAS, founders Pierre and Jackie Chauvet consistently exhibit a level of excellence as entrepreneurs and culinary chefs that helped define Adams Morgan's ethnically diverse commercial corridor; and

WHEREAS, since opening its doors in 1968, this establishment continues to flourish and garner unwavering support from the loyal friends of La Fourchette, new patrons, and

**ENROLLED ORIGINAL**

food critics with each visit.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Chauvet and La Fourchette Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and honors Pierre and Jackie Chauvet contributions and invaluable service to the District of Columbia, and hereby declares October 7, 2013, as "Chauvet and La Fourchette Day" in the District Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-123

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize and honor the Carlos Rosario International Public Charter School as it opens an additional campus in Ward 5 and to declare October 9, 2013, as "Carlos Rosario International Public Charter School Day" in the District of Columbia.

WHEREAS, Carlos Rosario International Public Charter School has transformed the lives of tens of thousands of immigrants by investing and supporting their journeys to achieve the American Dream;

WHEREAS, Carlos Rosario International Public Charter School's programs have helped thousands of adults obtain high school diplomas, pass citizenship exams, and become United States citizens;

WHEREAS, Carlos Rosario International Public Charter School will expand and open a new 50,000-square-foot campus at 514 V Street, N.E., in Ward 5;

WHEREAS, the new campus will be named after Sonia Gutierrez, who is currently the chief executive officer and founder of the Carlos Rosario International Public Charter School;

WHEREAS, Carlos Rosario International Public Charter School will serve more than 500 students; and

WHEREAS, Carlos Rosario International Public Charter School's expansion would not have been possible without the support of the J. Willard and Alice S. Marriot Foundation and the Eugene and Agnes E. Meyer Foundation.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Carlos Rosario International Public Charter School Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia finds it appropriate to recognize and honor Carlos Rosario International Public Charter School, and declares October 9, 2013, as "Carlos Rosario International Public Charter School Day" in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-124

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize, honor, and express our overwhelming gratitude to Donnell Floyd for his commitment and passion for music and for his numerous contributions to the community and to the District of Columbia and her citizens.

WHEREAS, Donnell Floyd was born and raised in Washington, D.C.;

WHEREAS, Donnell Floyd began playing the saxophone in the 4<sup>th</sup> grade, but didn't realize his love for the instrument until 10<sup>th</sup> grade when he attended Duke Ellington School of the Arts;

WHEREAS, Donnell Floyd joined the infamous Go-Go band Rare Essence while still attending high school;

WHEREAS, Donnell Floyd performed with Rare Essence for almost 2 decades, from 1983 to 2001;

WHEREAS, Donnell Floyd recorded songs with famous artists such as Dough E. Fresh, Heavy D, and Redman during his stint with Rare Essence;

WHEREAS, Donnell Floyd's passion for all things music spawned his creativity to produce famously known classics like "Work the Walls", "Lock It," and "Overnight Scenario";

WHEREAS, in 2001, Donnell Floyd aspired to reach new heights in his musical career and became a member of a new band called Familiar Faces (formerly known as 911);

WHEREAS, Donnell Floyd as a member of Familiar Faces performed with national recording artists such as Montell Jordan, Tony Terry, Fantasia, Marsha Ambrosius, and R Kelly, to name a few;

WHEREAS, Donnell Floyd developed a reputation as the premier performer in the Washington, D.C. metropolitan area, known for his explosive and entertaining performances night

**ENROLLED ORIGINAL**

after night;

WHEREAS, Donnell Floyd's phenomenal stage presence captured the attention of the legendary "Godfather of Go-Go", Chuck Brown, and, as a result, Floyd was invited to join the stage with his band, becoming a marquee performer at venues nationally and internationally; and

WHEREAS, Donnell Floyd continues to delight his fans musically and artistically by developing new talent in the Washington, D.C. area.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Donnell Floyd Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes, honors, and salutes Donnell Floyd for his commitment and passion for people and for his numerous contributions to the District of Columbia and her citizens, and declares October 19, 2013, as "Donnell Floyd Day" in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-125

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize the many achievements of the Cat Neighborhood Partnership Program established by the Washington Humane Society and to declare October 16, 2013, as "Community Cat Day" in the District of Columbia.

WHEREAS, the Washington Humane Society, the District's leading voice for animals since 1870, is the only Congressionally-chartered animal welfare agency in the United States;

WHEREAS, the Washington Humane Society offers an open-access shelter to the District that provides comfort and care to over 43,000 animals each year through a broad range of programs and veterinary services;

WHEREAS, the Washington Humane Society established the Cat Neighborhood Partnership Program ("CatNiPP"), which addresses the needs of thousands of ownerless cats ("community cats") living in the District;

WHEREAS, the main focus of CatNiPP is to work with residents and volunteers to humanely reduce the population of community cats in the District by spaying and neutering adult cats and by socializing young kittens so that they can be adopted;

WHEREAS, the Washington Humane Society offers free sterilization and vaccination services to the District's community cats and low-cost services to those from the surrounding areas;

WHEREAS, the Washington Humane Society's community cat program staff is nationally recognized for their work and are routinely asked to speak at national conferences on the success of the District model; and

WHEREAS, since the inception of CatNiPP, the Washington Humane Society has serviced nearly 9,000 community cats and expanded its programming to the point where it currently hosts a monthly Community Cat Clinic, which allows residents to bring in cats from their communities for various veterinary services.



**ENROLLED ORIGINAL**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Community Cat Day Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and greatly appreciates the many contributions and accomplishments of the Washington Humane Society and its commitment to improving the lives of cats and residents of the District alike, and declares October 16, 2013, as "Community Cat Day" in the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-126

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize and honor the contributions to the District Department of Transportation of Dewey Gowdy after over 32 years of service.

WHEREAS, Dewey Gowdy is a native Washingtonian;

WHEREAS, Dewey Gowdy is a resident of the Rosedale neighborhood in Ward 6;

WHEREAS, Dewey Gowdy is an alumnus of the former Alexander Graham Bell Vocational High School in the District of Columbia;

WHEREAS, Dewey Gowdy is an alumnus of St Augustine's University in Raleigh, North Carolina;

WHEREAS, Dewey Gowdy began his career at the Department of Public Works as a Lot Attendant in 1981; since then he was worked as a sign installer; and during this time he was a member of AFSME Local 1975; and

WHEREAS, Dewey Gowdy retired from the District Department of Transportation on September 30, 1013, after 32 years and 6 months of service as a Senior Sign Installer.

RESOLVED, BY THE COUNICL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Dewey Gowdy Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and thanks Dewey Gowdy for his contributions over 32 years to the residents of the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-127

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize Robert Griffin III of the Washington National Football League team for winning The Associated Press 2012 NFL Offensive Rookie of the Year award.

WHEREAS, in 2011, Robert Griffin III won the 77th Heisman Memorial Trophy and became the first player in Baylor University history to win the Heisman Trophy;

WHEREAS, he was selected by the Washington National Football League team with the second overall pick of the 2012 National Football League ("NFL") draft;

WHEREAS, on September 12, 2012, the NFL named Robert Griffin III the *NFC Offensive Player of the Week* for his performance in the Washington NFL team's 40-32 win over the New Orleans Saints, making Griffin the first rookie quarterback to win such an award for his debut game;

WHEREAS, on October 14, 2012, Robert Griffin III's 76-yard touchdown run against the Minnesota Vikings was the longest by a quarterback in the Washington NFL team's history, the longest by a quarterback in the NFL since 1996, the longest run for any Washington NFL team player since 2009, and tied for the third-longest touchdown run in team history;

WHEREAS, on November 14, 2012, Robert Griffin III was voted by his teammates as offensive co-captain;

WHEREAS, Robert Griffin III was named the NFL's Rookie of the Month for September and November;

WHEREAS, on December 3, 2012, Robert Griffin III broke the NFL's rookie record for rushing yards by a quarterback in a season, previously set at 706 yards by Cam Newton;

WHEREAS, his brilliant play helped lead the Washington NFL team into the playoffs and capture its first NFC East title since 1999;

ENROLLED ORIGINAL

WHEREAS, he finished the season with 3,200 passing yards, 20 passing touchdowns, 815 rushing yards, and 7 rushing touchdowns, and he also set NFL rookie quarterback records for passer rating (102.4), percentage of passes intercepted (1.3) and rushing yards (815);

WHEREAS, on December 26, 2012, Robert Griffin III was named to the NFL Pro Bowl roster; and

WHEREAS, Robert Griffin III became the first player in the Washington NFL team's franchise history to be named *The Associated Press NFL Offensive Rookie of the Year* since Mike Thomas won the award in 1975.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Robert Griffin III NFL Offensive Rookie of the Year Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and honors Robert Griffin III and his family for their commitment to the Washington NFL team and to the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## A CEREMONIAL RESOLUTION

20-128

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize Floyd "Money" Mayweather Jr. for his distinguished 17-year boxing career, including a perfect record of 45-0 with 26 knockouts, 9 world titles in 5 weight classes, and his outstanding accomplishments in the sport of boxing and to his community.

WHEREAS, Floyd Mayweather, Jr. began his boxing career with an 84-6 amateur record, earning 3 Michigan Golden Gloves titles and 3 National Golden Gloves titles;

WHEREAS, Floyd Mayweather, Jr. won a Bronze Medal for the United States at the 1996 Olympics in Atlanta, Georgia;

WHEREAS, on October 11, 1996, Floyd Mayweather Jr. made his professional boxing debut and defeated Roberto Apodaca in the 2nd round;

WHEREAS, on October 3, 1998, Floyd Mayweather, Jr. captured his first world title with an 8th round defeat of Genaro Hernandez to win the World Boxing Council ("WBC") Super Featherweight World Championship;

WHEREAS, in 1998, he was named the International Boxing Award Fighter of the Year and *The Ring* Magazine Fighter of the Year;

WHEREAS, between the years 1998 and 2001, he defended his super featherweight title 8 times;

WHEREAS, on April 20, 2002, Floyd Mayweather Jr. defeated Jose Luis Castillo II for the lightweight world title;

WHEREAS, on June 25, 2005, Floyd Mayweather Jr. defeated Arturo Gatti in 6 rounds to capture the WBC Light Welterweight title;

WHEREAS, on May 5, 2007, Floyd Mayweather, Jr. defeated WBC light-middleweight titleholder Oscar De La Hoya in 12 rounds to capture the WBC light middleweight title;

WHEREAS, in 2007, Floyd Mayweather Jr. was named "Fighter of the Year" by both *The Ring* and the Boxing Writers Association of American Fighter of the Year;

WHEREAS, in 2007, he founded The Floyd Mayweather Jr. Foundation with the goal of empowering and encouraging community alliances, impacting youth leadership, and strengthening family foundations through community development, entrepreneurialism, and education resulting in a healthier community;

WHEREAS, on September 17, 2011, Floyd Mayweather Jr. knocked out Victor Ortiz in the 4th round for the WBC Welterweight title;

WHEREAS, on May 5, 2012, Floyd Mayweather, Jr. defeated *The Ring* #1-ranked light middleweight, Miguel Cotto, for the Super Welterweight World Championship; and

WHEREAS, on September 14, 2013, Floyd Mayweather Jr.'s defeat of Saul "Canelo" Alvarez for the super-welterweight title shattered the all-time record for highest-grossing pay-per-view ("PPV") fight of all time, generating \$150 million in revenue from 2.2 million PPV buys.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Floyd Mayweather, Jr. Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and honors Floyd Mayweather, Jr., arguably the greatest pound-for-pound boxer in the sport's history and deserving of the moniker "TBE" or "The Best Ever", and his family for their commitment and dedication to the sport of boxing.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-129

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

We are proud to recognize Therrell C. Smith, the renowned ballet choreographer and owner of The Therrell Smith School of Dance, for her 65 years of commitment and dedicated service to the residents of the District of Columbia, and to declare November 9, 2013, as "Therrell C. Smith Day" in the District of Columbia.

WHEREAS, Therrell C. Smith was born in Washington D. C., and lives in her Logan Circle home that has been in her family since the 1930s;

WHEREAS, Therrell C. Smith began her ballet training in Washington D.C. at the age of 8;

WHEREAS, Therrell C. Smith attended Dunbar Senior High School, where she choreographed many school plays and operettas;

WHEREAS, during her high school years she also volunteered as a dance instructor for the Southeast Settlement House;

WHEREAS, Therrell C. Smith attended Fisk University in Nashville, Tennessee, where she spent many of her busy summers as a dance instructor at the Abraham Lincoln Center Camp in Wisconsin;

WHEREAS, Therrell C..Smith, after graduating from Fisk University, became the head counselor and dramatics teacher at Camp Atwater in Massachusetts;

WHEREAS, Therrell C. Smith continued her ballet training at the Ballet Arts School, Carnegie Hall, in New York City;

WHEREAS, Therrell C. Smith traveled to Paris, where she trained under the famed Mathilde Kzchesinska;

ENROLLED ORIGINAL

WHEREAS, Therrell C. Smith, in 1948, held her first class at the LeDroit Park Nursery School, where her sister, Mathilde S. Gray, was director;

WHEREAS, Therrell C. Smith's dance classes grew and required more space, so she purchased her first building located at 49 Rhode Island Avenue, N.W;

WHEREAS, Therrell C. Smith, in 1960, with over 200 children attending, found it necessary to expand her school for a second time;

WHEREAS, the school moved to its present location, 2013 Bunker Hill Road, N.E., where classes are still being held today.

WHEREAS, Therrell C. Smith, for the past 39 years, has worked with thousands of children in the Washington D.C. public schools with funding provided by the Thomas & Birdie C. Smith Arts Foundation;

WHEREAS, Therrell C. Smith taught at several elementary schools in the District, including Seaton, Shaed, K.C. Lewis, Gage-Eckington, Cleveland, Emery, Harrison, Wheatly, Amidon, J.O. Wilson, and Brookland; and

WHEREAS, Therrell C. Smith continues to instill in children an appreciation for ballet and the arts and continues to emphasize the importance of respecting one's body.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Therrell C. Smith School of Dance 65th Anniversary Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia honors and salutes Therrell C. Smith for her commitment to the arts and declares November 9, 2013, as "Therrell C. Smith Day" in the District of Columbia.

Sec.3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.



## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-130

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize the contributions of Priscilla Green Francis to the people of the District of Columbia on the occasion of her 70<sup>th</sup> birthday and a fundraiser for 7 nonprofit organizations to be held on that day.

WHEREAS, Priscilla Green Francis was born in South Boston, Virginia, on November 9, 1943, to Henry Green and the late Marion Green, both of whom later worked for the United Planning Organization and served District-wide and Shaw residents;

WHEREAS, Priscilla Green Francis began over 4 decades of service to the people of the District of Columbia when she joined the staff of the United Planning Organization in 1966;

WHEREAS, Priscilla Green Francis served in a number of capacities at the United Planning Organization, including Branch Chief of Neighborhood Development Center #1 in the Shaw neighborhood for 25 years;

WHEREAS, Priscilla Green Francis worked to identify and obtain resources for the improvement of the quality of life of all Shaw residents, especially low-income families;

WHEREAS, Priscilla Green Francis sought throughout her career to help provide job training and counseling to alleviate barriers that hinder the ability of families and individuals to "move out of poverty" and experience more fulfilling lives;

WHEREAS, Priscilla Green Francis, working with nonprofit partners, including the Organization for Training Others in Need, and supporters, including the Washington Convention Center Authority (now EventsDC), helped create programs to enhance Shaw residents' job-seeking skills, computer skills, parenting skills, life skills, food security, and other critical needs;

WHEREAS, Priscilla Green Francis led efforts to create annual events in Shaw, including back to school backpack and school supply distribution, which continue to be held to this day;

WHEREAS, Priscilla Green Francis has served and continues to serve as a Board of

**ENROLLED ORIGINAL**

Directors member of a number of Shaw, District of Columbia, and regional nonprofit organizations, including American Classic Pageant, Columbia Heights/Shaw Family Support Collaborative, Friends of Kennedy Playground, Mid-Atlantic Gleaning Network, Shaw Main Streets, and Thurgood Marshall Center for Service and Heritage;

WHEREAS, Priscilla Green Francis has served on the United Planning Organization Martin Luther King, Jr. Memorial Committee, which has sponsored an annual breakfast since 1990 and the UPO Joseph A. Beavers Scholarship Committee for several years;

WHEREAS, Priscilla Green Francis, during her over 40 years of service to the residents of the District of Columbia, touched the lives of thousands, and earned the respect and love of many as a champion for opportunity for the city's most vulnerable families and citizens;

WHEREAS, Priscilla Green Francis recently formed Resources Plus Services, Inc., a nonprofit organization, which is hosting a fundraiser for 7 nonprofit organizations she has worked closely with for years, which she has designated as "The Magnificent Seven";

WHEREAS, The Magnificent Seven consists of American Classic Pageant, Columbia Heights/Shaw Family Support Collaborative, Friends of Kennedy Playground, Mid-Atlantic Gleaning Network, Shaw Main Streets, Thurgood Marshall Center for Service and Heritage, and United Planning Organization Joseph A. Beavers Scholarship Committee, and all 7 groups have worked to improve the quality of life of residents of the Shaw neighborhood; and

WHEREAS, The Magnificent Seven Concert/Revue Fundraiser will be held on November 9, 2013, at 2:00 p.m. at the Thurgood Marshall Center for Service and Heritage.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Priscilla Green Francis Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and honors Priscilla Green Francis for her outstanding contributions and invaluable service to the people of the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-131

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize and honor the contributions of Foreball Golf Club on its 50th anniversary.

WHEREAS, the Foreball Golf Club was organized 50 years ago in Olney, Maryland;

WHEREAS, golfers from Montgomery County, Prince Georges County, and Washington, D.C., came together to form the club;

WHEREAS, the Foreball Golf Club participated in team matches between other clubs located in Pennsylvania, North Carolina, Maryland, Virginia, and Washington, D.C.;

WHEREAS, after several years, members from Washington, D.C. and Prince Georges County relocated the club closer to where Washington, D.C. and Prince Georges County members reside;

WHEREAS, in 1976, the club was formally established in Washington, D.C. as a nonprofit corporation;

WHEREAS, the Foreball Golf Club has 32 members, 5 of whom have been members of the club since its inception in 1963;

WHEREAS, members of the Foreball Golf Club have participated in numerous golfing matches and tournaments and have garnered recognition in national, regional, and local events;

WHEREAS, some team matches with the members of the Foreball Golf Club were sponsored by the United Golf Association, the Eastern Golf Association, and the Interclub Federation of Golfers of Washington, D.C.;

WHEREAS, members of the Foreball Golf Club, who were delegates of the Interclub Federation of Golfers, played a significant leadership role in the preservation of the Langston Golf Course and its listing in the National Register of Historic Places in 1991;

WHEREAS, the Langston Golf Course was also recently inducted into the National Black Golf Hall of Fame;

**ENROLLED ORIGINAL**

WHEREAS, for 12 years, the Foreball Golf Club, with assistance from the National Park Service and Golf Courses Specialists, Inc., hosted Junior Golf Clinics to teach local youth fundamentals of golf play, etiquette, and sportsmanship;

WHEREAS, the Foreball Golf Club financially supported the First Tee Junior programs at the Langston Golf Course; and

WHEREAS, the Foreball Golf Club continues its long and lasting legacy by focusing on recruiting and mentoring younger golfers.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Foreball Golf Club 50th Anniversary Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia commends and recognizes the distinguished efforts of the Foreball Golf Club.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## A CEREMONIAL RESOLUTION

20-132

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize the District of Columbia-based women's Ultimate team, Scandal, for winning the Women's division of the 2013 USA Ultimate National Championships.

WHEREAS, Scandal is an elite District of Columbia women's Ultimate team comprised of skilled and driven athletes that was founded in 2007;

WHEREAS, Scandal competed in the 2013 USA Ultimate's National Championships in Frisco, Texas for the 4th year in a row;

WHEREAS, on October 19, 2013, Scandal defeated the Seattle Riot, 15-7, to advance to the finals in the National Championships;

WHEREAS, on October 20, 2013, Scandal upset 7-time national champion San Francisco Fury, 14-7, to clinch the women's national title for the District of Columbia;

WHEREAS, Scandal's 2013 national championship victory marks the first time since 1989 that a team not from the San Francisco Bay Area, Seattle, or Boston has won the national championship; and

WHEREAS, Scandal was led by captains and District of Columbia residents Octavia "Opi" Payne and Molly Roy, and coached by Mike LoPresti and Alex "Dutchy" Ghesquiere.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "DC Scandal's National Championship Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia acknowledges and honors Scandal for its outstanding contributions on and off the field to the District of Columbia metropolitan area.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-133

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize the DC Youth Poetry Slam Team for placing second at the Brave New Voices International Youth Poetry Slam Festival.

WHEREAS, the DC Youth Poetry Slam Team uses poetry to teach and empower teens from the District of Columbia metropolitan area to speak up about issues of social justice;

WHEREAS, the DC Youth Poetry Slam Team has competed in the International Youth Poetry Slam Festival since 1998;

WHEREAS, in August 2013, the DC Youth Poetry Slam Team, comprised of 12 students from the District of Columbia metropolitan area, placed 2nd out of 50 teams at the International Youth Poetry Slam Festival in Chicago;

WHEREAS, this year, the DC Youth Poetry Slam Team also traveled and performed in Baltimore, New York City, and Philadelphia for several dignitaries and celebrities, including former Secretary of State Colin Powell and actor and producer LeVar Burton;

WHEREAS, the DC Youth Poetry Slam Team traveled to South Africa this summer for 2 weeks to share poetry, teach classes, work with students there, and learn about social justice struggles and how the arts play a role in peoples' movements for justice and peace; and

WHEREAS, Split This Rock, the current coordinator for the DC Youth Poetry Slam Team, has been operating its after-school program since 2010, working with hundreds of students in 20 different local schools.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "DC Youth Poetry Slam Team Recognition Resolution of 2013".

**ENROLLED ORIGINAL**

Sec. 2. The Council of the District of Columbia acknowledges and honors the DC Youth Poetry Slam Team for its outstanding contributions to poetry and empowering young people in the District of Columbia metropolitan area.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## A CEREMONIAL RESOLUTION

20-134

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To Recognize the District of Columbia Public Schools Principal of the Year for 2013, Mr. Abdullah A. Zaki II.

WHEREAS, Principal Abdullah A. Zaki II has served as an educator in the District of Columbia approaching 15 years;

WHEREAS, Principal Abdullah A. Zaki II began his career as a teacher at Theodore Roosevelt Senior High School;

WHEREAS, Principal Abdullah A. Zaki II continued his career as an Assistant Principal at Maya Angelou Public Charter School, Frank W. Ballou Senior High School, and Benjamin Banneker Academic High School;

WHEREAS, Principal Abdullah A. Zaki II is the current Principal of Kelly Miller Middle School in Ward 7, which offers one of two Gifted and Talented programs in the ward;

WHEREAS, Principal Abdullah A. Zaki II also serves as a mentor principal for the Mary Jane Patterson Fellow Program and the New Leaders for New Schools Program;

WHEREAS, truancy at Kelly Miller Middle School has dropped from 30% to 1%, and suspensions have been reduced by over 50% during Mr. Zaki's tenure as Principal;

WHEREAS, over a 3-year period, Kelly Miller students' standardized test scores have increased by more than 30% in math and by more than 15% in reading as measured by the D.C. Comprehensive Assessment System;

WHEREAS, Principal Abdullah A. Zaki II believes that gains in education are the direct result of utilizing data to make informed decisions, providing quality professional development opportunities, celebrating the accomplishments of all members of the school family, and establishing a culture of equity, excellence, and expectations; and



WHEREAS, Principal Abdullah A. Zaki II has been named the 2013 District of Columbia Public Schools Principal of the Year for his amazing accomplishments, abilities, dedication, determination, and focus on student achievement.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Abdullah A. Zaki II District of Columbia Public Schools Principal of the Year Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia thanks Principal Abdullah A. Zaki II for his years of service as a public school educator at Kelly Miller Middle School and other schools, and congratulates him for being honored as the 2013 District of Columbia Public Schools Principal of the Year.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-135

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize and honor the contributions of Dr. Paul Rao to the National Rehabilitation Hospital in Washington, D.C.

WHEREAS, Dr. Paul Rao is the Vice President for Compliance and Quality Standards at the National Rehabilitation Hospital;

WHEREAS, Dr. Paul Rao is a Visiting Professor at the University of Maryland at College Park;

WHEREAS, Dr. Paul Rao received his Bachelor's Degree in Philosophy from St. Vincent College in Latrobe, Pennsylvania, Masters in Speech Pathology from Catholic University of America in Washington, D.C., and his Ph.D. in Hearing and Speech Science from University of Maryland in College Park, Maryland;

WHEREAS, Dr. Paul Rao in 1999, 2005, and 2011 edited the Winter issue of Topics in Stroke Rehabilitation;

WHEREAS, Dr. Paul Rao is the primary editor of "Managing Stroke: A Guide to Living Well after Stroke";

WHEREAS, the progress of medicine in enabling recovery from stroke is truly remarkable and the ability of many stroke victims to regain a quality of life is worthy of celebration; and Dr. Paul Rao has contributed to this progress in his work;

WHEREAS, Dr. Paul Rao is a fellow in both the American Speech Language Hearing Association and the American College of Healthcare Executives;

WHEREAS, Dr. Paul Rao is the Past President (2011) of the American Speech-Language Hearing Association, a 155,000 member organization serving the Discipline of Audiology, Speech Language Pathology and Hearing and Speech Science; and

**ENROLLED ORIGINAL**

WHEREAS, Dr. Paul Rao is retiring from the National Rehabilitation Hospital on October 31, 2013 after 27 years of service.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Dr. Paul Rao Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia finds it appropriate to recognize and honor Dr. Paul Rao for 27 years of service regarding the challenges of traumatic brain injury, stroke, and speech.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-136

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize and honor the contributions of Maria de Fatima Lima de Veiga for over 6 years of service as the Ambassador of Cape Verde to the United States of America.

WHEREAS, Maria de Fatima Lima de Veiga became the Ambassador to the United States from Cape Verde on August 16, 2007;

WHEREAS, Maria de Fatima Lima de Veiga began her public service career after joining the Ministry of Foreign Affairs;

WHEREAS, Maria de Fatima Lima de Veiga's past positions include: Chief of Staff, Office of the Minister for Foreign Affairs (1995-99); ambassador to Cuba (1999-2001); vice-minister for foreign affairs (2001-03); minister for foreign affairs, cooperation and communities of Cape Verde (2002-04); and Cape Verde's permanent representative to the United Nations in New York (2004-07);

WHEREAS, Maria de Fatima Lima de Veiga was the vice chair and acting chair of the Alliance of Small Island Developing States while serving as Cape Verde's permanent representative to the United Nations in New York City;

WHEREAS, Maria de Fatima Lima de Veiga has also served on the National Commission of the Interstate Committee for Drought Control in the Sahel;

WHEREAS, Maria de Fatima Lima de Veiga studied Anglo American civilization and language at the *Universite d'Aix-ex-Provence* in France and received post-university training in development and diplomacy at the German Foundation in Berlin Germany, as well in Praia, Cape Verde; and

WHEREAS, Maria de Fatima Lima de Veiga speaks Cape Verdean Creole, Portuguese, English, French, and Spanish.

**ENROLLED ORIGINAL**

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Maria de Fatima Lima de Veiga Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes Ambassador Maria de Fatima Lima de Veiga for her service of 6 years as the Cape Verdean Ambassador to the United States.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-137

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize and honor Lieutenant Jon Shelton for his service with the Metropolitan Police Department.

WHEREAS, Jon Shelton joined the Metropolitan Police Department ("MPD") in October 1988 and retired on November 1, 2013, with 25 years of service;

WHEREAS, Jon Shelton was first assigned to patrol in the First District, and then became a Tactical Officer investigating drug crime in 1990;

WHEREAS, Jon Shelton's commitment, skill, and intelligence were quickly recognized, and in 1993 he received awards from both the Metropolitan Washington Council of Governments (Tactical Officer of the Year for Outstanding Contributions in Narcotics Enforcement, February 24, 1993) and the U.S. Department of Justice (Special Commendation for Outstanding Contributions in Narcotics Enforcement, June 19, 1993) for his contributions to making the city safer during the height of the crack cocaine epidemic;

WHEREAS, Jon Shelton worked on issues surrounding the crack cocaine epidemic when drug crimes contributed to the District recording more than 400 homicides per year for 5 consecutive years (1989 – 1993);

WHEREAS, Jon Shelton became a sergeant in June 1993, and was assigned to patrol in the Third District;

WHEREAS, in 1994, Jon Shelton took over MPD's Gun Control Unit, and from that time until his retirement, he was responsible for implementing the District's firearms laws;

WHEREAS, Jon Shelton and his staff received countless expressions of gratitude for going above and beyond expectations in serving customers;

WHEREAS, as a subject matter expert on firearms and firearms law in the District of Columbia, Jon Shelton was instrumental in assisting policy makers in drafting legislation, implementing regulations, and testifying during civil litigation related to firearms for almost 2 decades;

## ENROLLED ORIGINAL

WHEREAS, since the U.S. Supreme Court decision in *District of Columbia v. Heller*, this served as nearly a full-time job on its own;

WHEREAS, in 2001, Jon Shelton was promoted to lieutenant, and MPD's Security Officers Management Branch was added to his command;

WHEREAS, from that time up until his retirement from MPD, Jon Shelton oversaw all regulatory functions related to the security industry in the District, a function normally performed at the state level, which included licensing and regulating approximately 15,000 individuals and 500 businesses, and all investigations of those licensees, including any allegations related to misconduct or abuse of authority;

WHEREAS, as with the oversight of firearms, Jon Shelton was also instrumental in a substantive rewrite of legislation pertaining to the security industry during his tenure;

WHEREAS, throughout his career, Jon Shelton received at least 6 commendations and awards from various Chiefs of Police, and numerous letters of commendation from commanding officers; and

WHEREAS, Jon Shelton retired with distinction on November 1, 2013.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Lieutenant Jon Shelton Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes and thanks Jon Shelton for his 25 years of service with the Metropolitan Police Department and for the residents of the District of Columbia.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-138

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To recognize Dr. Feseha Woldu for his remarkable service to the District of Columbia.

WHEREAS, Feseha Woldu has served for over a decade as Senior Deputy Director of the Department of Health, Health Regulation and Licensing Administration;

WHEREAS, Dr. Woldu is a seasoned public health administrator, with more than 13 years of experience working with various health professionals, health care facilities, clinicians, community-based organizations, and consumer groups;

WHEREAS, Dr. Woldu brings a global perspective to his position and a commitment to use the latest technology and improved license processing and regulatory oversight systems at the Health Regulation and Licensing Administration to protect the health and safety of the citizens of the District of Columbia and its visitors;

WHEREAS, as Senior Deputy Director, Dr. Woldu has worked to create a licensing and regulatory system able to contribute to the quality of care in the District to ensure that qualified healthcare professionals practice in accordance with best practices throughout the District's health care facilities;

WHEREAS, over the course of his career with the Department of Health, he has worked to develop an efficient licensure-processing system, which enables applicants to renew online licensure;

WHEREAS, three Mayors of the District of Columbia and 6 Directors of the Department of Health have endorsed and benefitted from Dr. Woldu's stewardship of the Health Regulation and Licensing Administration;

WHEREAS, he has directed educational outreach to improve the chemistry departments of historically black colleges and universities for the American Chemical Society; and



## ENROLLED ORIGINAL

WHEREAS, Dr. Woldu received his Ph.D. in Medicinal Chemistry from Howard University, his Master's Degree in Physical Chemistry from American University, and completed the Strategic Management of Regulatory and Enforcement Agencies program at the John F. Kennedy School of Government at Harvard University, and is a Commissioned Officer of the Department of Health and Human Services under authority conferred by section 702(a) of the Federal Food, Drug and Cosmetic Act, to conduct specifically authorized activities in designated program areas in the District of Columbia..

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as "Dr. Feseha Woldu Recognition Resolution of 2013".

Sec. 2. The Council of the District of Columbia recognizes the significant contributions Dr. Feseha Woldu, spanning the decades of his presence in the District of Columbia, to its residents and visitors.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

## ENROLLED ORIGINAL

## A CEREMONIAL RESOLUTION

20-139

## IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 5, 2013

To posthumously recognize Ralph W. Day on Veterans Day.

WHEREAS, Ralph W. Day was born July 1, 1944 in the District of Columbia and passed away May 15, 2013;

WHEREAS, Ralph W. Day was the older brother of Delores Day, the husband of Jacqueline G. Day, father of Camice E. Day and Glenna J. Davis, and grandfather of Elijah A. Davis, Ezekiel A. Davis, and Zoe H. Deal;

WHEREAS, Ralph W. Day, a lifelong Ward 7 resident, received a public school education at Benning Elementary School, Woodson Junior High School, and Spingarn High School;

WHEREAS, Ralph W. Day was known to be a very quiet man who always valued his family and his church;

WHEREAS, Ralph W. Day was a member at the Word for Life Church Ministries, where he volunteered at church activities and served as a Deacon;

WHEREAS, Ralph W. Day was drafted into the United States Marine Corps and served in the Vietnam War as a rifleman;

WHEREAS, Ralph W. Day described his first days in the military as "rough" and wondered what he had gotten himself into;

WHEREAS, Ralph W. Day traveled to Vietnam, Okinawa, Japan, and the Philippines in the course of his military service, and stayed in touch with family and friends through letters;

WHEREAS, Ralph W. Day endured combat and sadly witnessed many casualties in his unit during the Vietnam War;

## ENROLLED ORIGINAL

WHEREAS, Ralph W. Day was offered the Purple Heart for his service in the military, but he proudly declined the award because he felt that he was not wounded;

WHEREAS, Ralph W. Day completed his military service in January 1968, and upon returning home, began working as a power plant operator for Pepco, where he worked for over 30 years until he retired in 2000; and

WHEREAS, Ralph W. Day credited his military service with making him into the responsible man he came to be.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Ralph W. Day Veterans Day Posthumous Recognition Resolution of 2013".

Sec. 2: The Council of the District of Columbia honors Ralph W. Day, a veteran who served his country and his church, and loved his family.

Sec. 3. This resolution shall take effect immediately upon the first date of publication in the District of Columbia Register.

**COUNCIL OF THE DISTRICT OF COLUMBIA  
NOTICE OF INTENT TO ACT ON NEW LEGISLATION**

The Council of the District of Columbia hereby gives notice of its intention to consider the following legislative matters for final Council action in not less than **15 days**. Referrals of legislation to various committees of the Council are listed below and are subject to change at the legislative meeting immediately following or coinciding with the date of introduction. It is also noted that legislation may be co-sponsored by other Councilmembers after its introduction.

Interested persons wishing to comment may do so in writing addressed to Nyasha Smith, Secretary to the Council, 1350 Pennsylvania Avenue, NW, Room 5, Washington, D.C. 20004. Copies of bills and proposed resolutions are available in the Legislative Services Division, 1350 Pennsylvania Avenue, NW, Room 10, Washington, D.C. 20004 Telephone: 724-8050 or online at [www.dccouncil.us](http://www.dccouncil.us).

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<b>COUNCIL OF THE DISTRICT OF COLUMBIA</b>	<b>PROPOSED LEGISLATION</b>
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**BILLS**

B20-631 Pension or Other Retirement Income Exclusion from Income Tax Amendment Act of 2013  
  
Intro. 12-20-13 by Councilmember Evans and referred to the Committee on Finance and Revenue

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B20-632 Tyler House Associates 95, LP Economic Interest Recordation Tax Relief Act of 2013  
  
Intro. 12-20-13 by Councilmember Evans and referred to the Committee on Finance and Revenue

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**PROPOSED RESOLUTIONS**

PR20-609 Board of Psychology Dr. Juliet Francis Confirmation Resolution of 2013  
  
Intro. 12-20-13 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health

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PR20-610 Board of Psychology Dr. John Robinson Confirmation Resolution of 2013  
  
Intro. 12-20-13 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health

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Council of the District of Columbia  
COMMITTEE ON GOVERNMENT OPERATIONS  
REVISED - NOTICE OF PUBLIC ROUNDTABLE  
1350 Pennsylvania Avenue, NW, Washington, DC 20004

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*REVISED*

**COUNCILMEMBER KENYAN R. MCDUFFIE, CHAIRPERSON  
COMMITTEE ON GOVERNMENT OPERATIONS**

**ANNOUNCES A PUBLIC ROUNDTABLE ON**

**PR20-0553, THE "PUBLIC EMPLOYEE RELATIONS BOARD CHARLES J. MURPHY CONFIRMATION  
RESOLUTION OF 2013"**

**PR20-0554, THE "PUBLIC EMPLOYEE RELATIONS BOARD CARTER M. DELORME  
CONFIRMATION RESOLUTION OF 2013" AND**

**PR20-0604, THE "OFFICE OF EMPLOYEE APPEALS PATRICIA HOBSON WILSON CONFIRMATION  
RESOLUTION OF 2013"**

**Tuesday, January 14, 2014, 11:00 AM  
Room 123, John A. Wilson Building  
1350 Pennsylvania Ave., NW  
Washington, D.C. 20004**

Councilmember Kenyan R. McDuffie, Chair of the Committee on Government Operations, announces a public roundtable to consider the nomination of M. Carter DeLorme and the renomination of Charles J. Murphy to the Public Employee Relations Board (PERB) and the nomination of Patricia Hobson Wilson to the Office of Employee Appeals (OEA). The public roundtable will be held on Tuesday, January 14, 2014, at 11:00 A.M., in Room 120 of the John A. Wilson Building, 1350 Pennsylvania Avenue, NW. This notice has been revised to reflect a change in location. The hearing was previously scheduled to be held in room 120, it will now be held in room 123.

The Public Employee Relations Board (PERB) and the Office of Employee Appeals (OEA) are independent agencies of the District of Columbia created by the Comprehensive Merit Personnel Act of 1978 (CMPA) (D.C. Law 2-139; D.C. Official Code § 1-601.01, *et seq.*). PERB has exclusive jurisdiction over labor-management disputes between District agencies and labor organizations that represent agency employees. OEA is tasked with adjudicating employee appeals and rendering impartial decisions. OEA's jurisdiction encompasses appeals of agency decisions such as: (a) a performance rating which results in the removal of the employee; (b) an adverse action for cause which results in removal, reduction in grade, or suspension for ten days or more; (c) a reduction-in-force; or (d) a placement on enforced leave for ten days or more.

Individuals and representatives of organizations wishing to testify should contact Kate Mitchell, Legislative Counsel, at (202) 724-8155, or [kmitchell@dccouncil.us](mailto:kmitchell@dccouncil.us) and provide their name, address, telephone number, and organizational affiliation, if any, by the close of business Friday, January 10, 2014. Persons presenting testimony may be limited to 3 minutes in order to permit each

witness an opportunity to be heard.

If you are unable to testify at the roundtable, written statements are encouraged and will be made a part of the official record. Copies of written statements should be submitted to the Committee on Government Operations, Council of the District of Columbia, Suite G-11 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004, or to [kmitchell@dccouncil.us](mailto:kmitchell@dccouncil.us). The record will close by the close of business January 29, 2014.

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARINGS  
CALENDAR

WEDNESDAY, JANUARY 8, 2014  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S,  
WASHINGTON, D.C. 20009

Ruthanne Miller, Chairperson  
Members:

Nick Alberti, Donald Brooks, Herman Jones, Mike Silverstein

**Protest Hearing (Status) 9:30 AM**

**Case # 13-PRO-00125;** The Juniper Group, LLC, t/a The Blaguard, 2003 18th Street NW, License #86012, Retailer CR, ANC 1C

**Renewal Application**

**Show Cause Hearing (Status) 9:30 AM**

**Case # 13-CC-00029;** Joel Mireles Castillo, t/a Dulcinea Bar & Grill, 2618 Georgia Ave NW, License #88870, Retailer CR, ANC 1B

**Sale to Minor, Failed to Take Steps Necessary to Ascertain Legal Drinking Age**

**Show Cause Hearing (Status) 9:30 AM**

**Case # 13-CMP-00321,** TBM Holdings, LLC, t/a TruOrleans, 400 H Street NE License #86210, Retailer CR, ANC 6C

**No ABC Manager on Duty, Failed to Make Settlement Agreement Accessible**

**Show Cause Hearing (Status) 9:30 AM**

**Case # 13-CMP-00303;** TBM Holdings, LLC, t/a TruOrleans, 400 H Street NE License #86210, Retailer CR, ANC 6C

**Failed to Comply with Board Order**

**Show Cause Hearing (Status) 9:30 AM**

**Case # 13-CMP-00261;** TBM Holdings, LLC, t/a TruOrleans, 400 H Street NE License #86210, Retailer CR, ANC 6C

**Noise Violation**

**Fact Finding Hearing**

**Case # 13-251-00100;** Café Dallul, Inc. t/a Rendezvous Lounge, 2226 18th Street NW, License #14272, Retailer CT, ANC 1C **9:30 AM**

**Management and Operations of the Establishment**

Board's Calendar  
Page -2- January 8, 2014

**Show Cause Hearing (Status) 9:30 AM**  
**Case # 13-AUD-00046;** Juniper Group, LLC, t/a The Blaguard, 2003 18<sup>th</sup> Street NW, License No. 86012, Retailer CR, ANC 1C  
**Failed to Meet Food Sales Requirements, Failed to Maintain on Premises Three Years of Adequate Books and Records Showing All Sales**

**Fact Finding Hearing 9:30 AM**  
To Be Determined (formerly-Club Rendezvous), Retailer CN, **License in Safekeeping**

**Show Cause Hearing 10:00 AM**  
**Case # 13-CMP-00225;** Lucas & Associates, Inc., t/a Best-In Liquors, 1450 P Street NW, License #11823, Retailer A, ANC 2F  
**Sold Go-Cups**

**Show Cause Hearing 10:00 AM**  
**Case # 13-AUD-00044;** Sunshine Bar & Lounge, LLC, t/a Sunshine Bar & Lounge, 7331 Georgia Ave NW, License #85239, Retailer CR, ANC 4B  
**Failed to Qualify as a Restaurant, Failed to Maintain Books and Records**

**Show Cause Hearing 11:00 AM**  
**Case # 13-CMP-00241;** Fikre Market, Inc., t/a Capitol View Market, 4920 Central Ave NE, License #76250, Retailer B, ANC 7C  
**Failed to Post ABC Window Lettering**

**BOARD RECESS AT 12:00 PM**  
**ADMINISTRATIVE AGENDA**  
**1:00 PM**

**Fact Finding Hearing (Contested) 1:30 PM**  
**Case # 13-PRO-00113;** Good Hope Market, LLC, t/a Dollar Plus Store, 1429 Good Hope Road SE, License #92680, Retailer A, ANC 8A  
**Re-Opened Protest Hearing on New Application**

**Protest Hearing 2:00 PM**  
**Case # 13-PRO-00133,** 1001 H Street, LLC, t/a Ben's Chili Bowl/Ben's Upstairs 1001 H Street NE, License #93103, Retailer CR, ANC 6A  
**New Application**



**D.C. DEPARTMENT OF HUMAN RESOURCES****NOTICE OF PROPOSED RULEMAKING**

The Director of the D.C. Department of Human Resources, with the concurrence of the City Administrator, pursuant to Mayor's Order 2008-92, dated June 26, 2008; and in accordance with the provisions of Chapter XVIII of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-618.01 *et seq.*) (2012 Repl.), hereby gives notice of the intent to adopt, in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*, the following proposed rules to amend Chapter 18, Employee Conduct, of Subtitle B of Title 6, Government Personnel, of the District of Columbia Municipal Regulations (DCMR).

The main purpose of amending the rules is to ensure the provisions reflect changes resulting from the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 ("BEGA Act"), effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code § 1-1161.01 *et seq.*), and the District of Columbia Government Comprehensive Merit Personnel Amendment Act of 2012 ("Act"), effective March 14, 2012 (D.C. Law 19-115; 59 DCR 461 (January 27, 2012)). Specifically, the rules have been amended to reference the Board of Ethics and Government Accountability ("BEGA") as the primary District government entity responsible for the enforcement of ethics-related matters; to add a new Section 1806, *Restrictions on the Employment of Relatives (Nepotism)*; and to amend Section 1899, *Definitions*, to add definitions for the terms "Agency," "Code of Conduct," "Days," "Filers," "Former Government Employee," "Particular government matter involving a specific party," "Public official," "Relative," "Remedial action," and "Special government employee," and to amend the term "Employee". Additional changes were made throughout the chapter.

Upon adoption, these rules will amend Chapter 18, Employee Conduct, of Subtitle B of Title 6 DCMR, published at 31 DCR 6794 (October 31, 1986), and amended at 35 DCR 764 (February 5, 1988), 36 DCR 3860 (June 2, 1989), 40 DCR 8358 (December 3, 1993), 48 DCR 3074 (April 6, 2001), 48 DCR 9639 (October 19, 2001), 50 DCR 10517 (December 5, 2003), 52 DCR 10406 (November 25, 2005), and 53 DCR 3976 (May 12, 2006).

**Chapter 18, Employee Conduct, of Subtitle B of Title 6 (Government Personnel) of the District of Columbia Municipal Regulations, is amended to read as follows:**

**1800            APPLICABILITY AND BASIC EMPLOYEE OBLIGATIONS**

- 1800.1            This chapter applies to the ethical responsibilities of all employees pursuant to Chapter XVIII of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979, as amended (D.C. Law 2-139; D.C. Official Code § 1-618.01 *et seq.*).
- 1800.2            Each employee has a responsibility to the District of Columbia and its citizens to place loyalty to the laws and ethical principles above private gain. To ensure that every citizen can have complete confidence in the integrity of the District government, each employee shall respect and adhere to the principles of ethical

conduct set forth in this section, as well as the District of Columbia Employee Ethics Pledge and in supplemental agency regulations and policies.

1800.3 The following general principles apply to every employee and form the basis for the standards contained in this chapter. Where a situation is not specifically covered by another provision of law or policy, employees shall apply the following principles set forth in this section in determining whether their conduct is proper:

- (a) Government service is a public trust, requiring employees to place loyalty to the laws and ethical principles above private gain.
- (b) Employees shall not hold financial interests that conflict with the conscientious performance of duty.
- (c) Employees shall not engage in financial transactions using nonpublic government information or allow the improper use of such information to further any private interest.
- (d) An employee shall not, except as permitted by Section 1803 of this chapter, solicit or accept any gift or other item of monetary value from any person or entity seeking official action from, doing business with, or conducting activities regulated by the employee's agency, or whose interests may be substantially affected by the performance or nonperformance of the employee's duties.
- (e) Employees shall put forth honest effort in the performance of their duties.
- (f) Employees shall not knowingly make unauthorized commitments or promises of any kind purporting to bind the government.
- (g) Employees shall not use public office or position for private gain.
- (h) Employees shall act impartially and not give preferential treatment to any private organization or individual.
- (i) Employees shall protect and conserve government property and shall not use it for other than authorized activities.
- (j) Employees shall not engage in outside employment or activities, including seeking or negotiating for employment, that conflict with their official government duties and responsibilities.
- (k) Employees shall report credible violations of the District Code of Conduct and this chapter to appropriate authorities.

- (l) Employees shall satisfy in good faith their lawful obligations, including all just financial obligations to federal, state, District and local governments.
- (m) Employees shall adhere to all federal, state, and local laws and regulations.
- (n) Employees shall not take actions creating the appearance that they are violating the law or the ethical standards set forth in this chapter. Whether particular circumstances create an appearance that the law or these standards have been violated shall be determined from the perspective of a reasonable person with knowledge of the relevant facts.

1800.4 An employee may not do indirectly what he or she may not do directly under this chapter.

## **1801 EMPLOYEE COOPERATION**

1801.1 Employees shall immediately and directly report credible violations of the District Code of Conduct and violations of this chapter to the Director of Government Ethics, the District of Columbia Office of the Inspector General, or both.

1801.2 An employee shall not interfere with or obstruct any investigation conducted by a District or federal agency.

1801.3 An employee shall fully cooperate with any investigation, enforcement action, or other official function of the Board of Ethics and Government Accountability.

1801.4 Coercive, harassing, or retaliatory action shall not be taken against any employee acting in good faith under this section.

## **1802 REMEDIAL ACTION**

1802.1 A violation of this chapter or supplemental agency regulations and policies shall be cause for appropriate corrective or disciplinary action to be taken under the procedures applicable to the employee.

1802.2 It is the responsibility of the employing agency to initiate appropriate remedial, corrective, or adverse action in individual cases. Such action may be in addition to any other action or penalty prescribed by law.

1802.3 An employee who violates the Code of Conduct shall be subject to applicable civil and criminal penalties pursuant to Section 221 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Amendment Act of 2011 (D.C. Law 19-124; D.C. Official Code § 1-1162.21). Penalties imposed by BEGA are separate and apart from any corrective or disciplinary action taken by the employing agency.

**1803 GIFTS FROM OUTSIDE SOURCES**

- 1803.1 This section contains standards that prohibit an employee from soliciting or accepting any gift from a prohibited source or given because of the employee's official position unless the item is excluded from the definition of a gift or falls within one of the exceptions set forth in this section.
- 1803.2 Except as otherwise provided in this section, an employee shall not, directly or indirectly, solicit or accept a gift:
- (a) From a prohibited source; or
  - (b) Given because of the employee's official position or duties.
- 1803.3 Notwithstanding any exception provided in this section, an employee shall not:
- (a) Accept a gift in return for being influenced in the performance or nonperformance of an official act;
  - (b) Solicit or coerce the offering of a gift; or
  - (c) Accept gifts from the same or different sources on a basis so frequent that a reasonable person would be led to believe the employee is using his or her public office for private gain.
- 1803.4 For purposes of this section, the following meanings apply:
- (a) "Gift" means any gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item having monetary value. It includes services as well as gifts of training, transportation, local travel, lodgings and meals, whether provided in-kind, by purchase of a ticket, payment in advance, or reimbursement after the expense has been incurred. It does not include:
    - (1) Modest items of food and refreshments, such as soft drinks, coffee and donuts, offered other than as part of a meal;
    - (2) Greeting cards and items with little intrinsic value, such as plaques, certificates, and trophies, which are intended solely for presentation;
    - (3) Unsolicited advertising or promotional items of nominal value, such as pens and note pads;
    - (4) Unsolicited items received by employees for the purposes of evaluation or review, provided the employee has no beneficial

- personal interest in the eventual use or acquisition of the item by the employee's agency;
- (5) Food and beverages, of nominal value, consumed at hosted receptions where attendance is related to the employee's official duties;
  - (6) Admission to and the cost of food and beverages consumed at events sponsored by or in conjunction with a civic, charitable, governmental or community organization, when the admission, food and beverages are of a nominal value;
  - (7) Unsolicited gifts from dignitaries from the federal government, a state or territory, or a foreign country that are of a nominal value and intended to be personal in nature and, in the case of a foreign country, are permitted under 5 U.S.C. § 7342;
  - (8) Loans from banks and other financial institutions on terms generally available to the public;
  - (9) Opportunities and benefits, including favorable rates and commercial discounts, available to the public or to a class consisting of all government employees or all uniformed members of the Metropolitan Police Department and/or Fire and Emergency Medical Services Department, whether or not restricted on the basis of geographic considerations;
  - (10) Rewards and prizes given to competitors in contests or events, including random drawings, open to the public unless the employee's entry into the contest or event is required as part of his official duties;
  - (11) Pension and other benefits resulting from continued participation in an employee welfare and benefits plan maintained by a former employer;
  - (12) Anything which is paid for by the District or secured by the District under a District contract;
  - (13) Any gift accepted by the District government under specific statutory authority; or
  - (14) Anything for which market value is paid by the employee.
- (b) "Prohibited source" means any person or entity who:

- (1) Is seeking official action by the employee's agency;
  - (2) Does business or seeks to do business with the employee's agency;
  - (3) Conducts activities regulated by the employee's agency;
  - (4) Has interests that may be substantially affected by performance or nonperformance of the employee's official duties; or
  - (5) Is an organization in which the majority of its members are described in subparagraphs (1) through (4) of this subsection.
- (c) A gift is accepted or solicited because of the employee's position if it is from a person other than an employee and would not have been solicited, offered, or given had the employee not held the status, authority or duties associated with his District government position.
- (d) A gift which is accepted or solicited indirectly includes a gift:
- (1) Given with the employee's knowledge and acquiescence to his parent, sibling, spouse, child, or dependent relative because of that person's relationship to the employee, or
  - (2) Given to any other person or entity, including any charitable organization, on the basis of designation, recommendation, or other specification by the employee.

1803.5

The prohibitions set forth in this section do not apply to gifts accepted under the circumstances described in paragraphs (a) through (e) of this subsection, and an employee's acceptance of a gift in accordance with one of those paragraphs will be deemed not to violate the principles set forth in Section 1800.

- (a) An employee may accept unsolicited gifts having a market value of \$10 or less per source per occasion, provided that the aggregate market value of individual gifts received from any one person under the authority of this paragraph shall not exceed \$20 in a calendar year, except when the offer of the gift would appear to a reasonable person to be intended to influence the employee in his or her official duties.
- (b) An employee may accept a gift given under circumstances which make it clear that the gift is motivated by a family relationship or personal friendship rather than the position of the employee.
- (c) An employee may accept meals, lodgings, transportation and other benefits:
- (1) Resulting from the business or employment activities of an employee's spouse or domestic partner when it is clear that such

benefits have not been offered or enhanced because of the employee's official position; or

- (2) Resulting from the employee's authorized outside business or employment activities when it is clear that such benefits have not been offered or enhanced because of the employee's official status.
- (d) When an employee is assigned to participate as a speaker or panel participant or otherwise to present information on behalf of the agency at a conference or other event, his acceptance of an offer of free attendance at the event on the day of his presentation is permissible when provided by the sponsor of the event. The employee's participation in the event on that day is viewed as a customary and necessary part of his performance of the assignment and does not involve a gift to him or to the agency. Any such assignment must be made by the employee's agency head, or other designee, in writing.
- (e) When an employee's attendance is in the interest of the agency, as determined by the Mayor or designee, in writing, because it will further agency programs and operations, the employee may accept an unsolicited gift of free attendance at all or appropriate parts of a widely attended gathering of mutual interest to a number of parties from the sponsor of the event or, if more than 50 persons are expected to attend the event and the gift of free attendance has a market value of \$350 or less, from a person other than the sponsor of the event. A gathering is widely attended if it is expected that a large number of persons will attend and that persons with a diversity of views or interests will be present, for example, if it is open to members from throughout the interested industry or profession or if those in attendance represent a range of persons interested in a given matter. For employees subject to a leave system, attendance at the event shall be on the employee's own time or, if authorized by the employee's agency, without charge to the employee's leave account.

1803.6 Whenever an employee accepts a contribution, award or payment in accordance with Paragraphs 1803.5(d) or (e), the agency shall maintain the following records for a period of no less than two (2) years:

- (a) The name of the recipient;
- (b) The name of the organization;
- (c) The amount and nature of the contribution, award, or payment and the purpose for which it is to be used; and
- (d) A copy of the written authorization.

- 1803.7 An employee who receives a gift that cannot be accepted under the provisions of this section shall inform the person offering the gift that District government ethics rules do not permit acceptance of gifts, and:
- (a) Return the gift to the donor, donate the gift to a tax exempt organization pursuant to 26 U.S.C. § 501(c)(3), or reimburse the donor the market value of the gift; or
  - (b) If the gift is perishable and it would not be practical to return it to the donor, donate the gift to charity, share it with office staff, or destroy it.
  - (c) The actions set forth in (a) and (b) above may be taken one time only with respect to any donor.

- 1803.8 In accordance with 18 U.S.C. § 209, an employee shall not receive any salary or anything of monetary value from a private source as compensation for his or her services to the government.

#### **1804 GIFTS BETWEEN EMPLOYEES**

- 1804.1 Except as provided in Subsection 1804.6, this section contains standards that prohibit an employee from giving, donating to, or soliciting contributions for, a gift to an official superior and from accepting a gift from a co-worker receiving less pay than the employee, unless the item is excluded from the definition of a gift or falls within one of the exceptions set forth in this section.

- 1804.2 Except as otherwise provided in this section, an employee may not:

- (a) Directly or indirectly, give a gift to or make a donation toward a gift for an official superior; or
- (b) Solicit a contribution from another employee for a gift to their official superior or the other employee's official superior.

- 1804.3 Except as provided in this section, an employee may not, directly or indirectly, accept a gift from an employee receiving less pay than themselves unless:

- (a) The two employees are not in a subordinate-official superior relationship;
- (b) There is a personal relationship between the two employees that would justify the gift; and
- (c) The gift was not given or solicited to gain or induce any professional advantage.

- 1804.4 Notwithstanding any exception provided in this section, an official superior shall not coerce a subordinate to make or contribute to a gift.



1804.5 For purposes of this section, the following meanings apply:

- (a) “Gift” has the meaning set forth in Section 1803. For purposes of that definition an employee will be deemed to have paid market value for any benefit received as a result of their participation in any carpool or other such mutual arrangement involving another employee or other employees if he or she bears their fair proportion of the expense or effort involved.
- (b) “Official superior” means any other employee including but not limited to an immediate supervisor, whose official responsibilities include directing or evaluating the performance of the employee's official duties or those of any other official superior of the employee. For purposes of this section, an employee is considered to be the subordinate of any of his official superiors.
- (c) “Solicit” means to request contributions by personal communication or by general announcement.
- (d) “Voluntary contribution” means a contribution given freely, without pressure or coercion. A contribution is not voluntary unless it is made in an amount determined by the contributing employee, except that where an amount for a gift is included in the cost for a luncheon, reception or similar event, an employee who freely chooses to pay a proportionate share of the total cost in order to attend will be deemed to have made a voluntary contribution. Except in the case of contributions for a gift included in the cost of a luncheon, reception or similar event, a statement that an employee may choose to contribute less or not at all shall accompany any recommendation of an amount to be contributed for a gift to an official superior.

1804.6 The prohibitions set forth in Subsections 1804.2 and 1804.3 do not apply to a gift given or accepted under the circumstances established in Paragraphs (a) and (b) of this subsection. A contribution or the solicitation of a contribution that would otherwise violate Subsections 1804.2 and 1804.3 may only be made in accordance with Paragraph (c) of this subsection.

- (a) On an occasional basis, including any occasion on which gifts are traditionally given or exchanged, the following may be given to an official superior or accepted from a subordinate or other employee receiving less pay:
  - (1) Items, other than cash, with an aggregate market value of \$10 or less per occasion;
  - (2) Items such as food and refreshments to be shared in the office among several employees;

- (3) Personal hospitality provided at a residence which is of a type and value customarily provided by the employee to personal friends; and
  - (4) Items given in connection with the receipt of personal hospitality if of a type and value customarily given on such occasions.
- (b) A gift appropriate to the occasion may be given to an official superior or accepted from a subordinate or other employee receiving less pay:
- (1) In recognition of infrequently occurring occasions of personal significance such as marriage, illness, or the birth or adoption of a child; or
  - (2) Upon occasions that terminate a subordinate-official superior relationship, such as retirement, resignation, or transfer.
- (c) An employee may solicit voluntary contributions of nominal amounts from fellow employees for an appropriate gift to an official superior and an employee may make a voluntary contribution of a nominal amount to an appropriate gift to an official superior:
- (1) On a special, infrequent occasion as described in paragraph (b) of this section; or
  - (2) On an occasional basis, for items such as food and refreshments to be shared in the office among several employees.
- (d) An employee may accept such gifts to which a subordinate or other employee receiving less pay than himself or herself has contributed.

1804.7 For the purposes of Subsections 1804.3 and 1804.4 of this section, the term nominal means an individual cash donation of no more than ten dollars (\$10) or an individual voluntary gift of no more than ten dollars (\$10) in market value.

## **1805 FINANCIAL INTERESTS AND DISCLOSURES**

1805.1 It is the policy of the District government to avoid conflicts of interest concerning the award, implementation, monitoring, and performance of contracts for services. Accordingly, as a means of assisting District government agencies to evaluate real or potential conflicts of interest in this area, each employee will be required to disclose to his or her employing agency upon appointment, such previous employment relationships (whether in the private or public sectors) as the employing agency may direct, including full disclosure of any ongoing economic benefits to the employee from previous employment relationships.

- 1805.2 For the purposes of this section, the following terms apply:
- (a) “Ongoing economic benefit from a former employer” shall include any pension, annuity, stock option, bonus, cash or in-kind distribution in satisfaction of equitable interest, payment of all or a portion of the premiums on a life or health insurance policy, or any other comparable benefit.
  - (b) A “former employer” is any person or organization:
    - (1) For whom or for which the employee has, within the one (1) year preceding his or her employment by the District government, served as an officer, director, trustee, general partner, agent, attorney, consultant, contractor, or employee; or
    - (2) From whom or from which the employee receives an ongoing economic benefit.
- 1805.3 The employing agency shall inform each new hire of the requirement to disclose employment relationships as described in Subsection 1805.1. A new hire with employment relationships to disclose shall so inform his or her immediate supervisor and a person designated by the agency head, and complete D.C. Standard Form 36, Previous Employment Relationships, within thirty (30) days of the effective date of the new appointment.
- 1805.4 The head of the employing agency will communicate the information required to be disclosed under this subsection to each new hire, and advise the employee in writing of the restrictions imposed by this subsection.
- (a) For one (1) year after the date of initial employment with the District government, an employee required to make a disclosure under this section will be screened from and shall not participate in any manner, in the District government’s decision to enter into, extend, modify, or renew a contract or consultancy engagement with the employee’s former employer (hereafter, “procurement action”).
  - (b) The one-year (1-year) restriction from participation in any procurement action prescribed in paragraph (a) will be extended for as long as the employee receives an ongoing economic benefit from a former employer. It will be the employee’s responsibility to advise his or her immediate supervisor and a person designated by the agency head of the continued receipt of the ongoing economic benefit from a former employer.
- 1805.5 Notwithstanding the prohibitions set forth in Subsection 1805.4, the head of the employing agency may authorize an employee, required to make a disclosure

under this section, to do any of the following as part of the employee's official duties:

- (a) Participate in the oversight or review of the work-product or performance of a former employer that is currently a contractor or consultant with the District government;
- (b) Serve as the District government's liaison with the former employer; or
- (c) Otherwise communicate with the former employer on matters pending before the employee's employing agency.

1805.6 The determination to require an employee to perform any of the duties listed in Subsection 1805.5 shall be based upon a written determination of the agency head, made in light of all relevant circumstances, that the interest of the District government in the employee's participation outweighs the concern that a reasonable person might question the integrity of the District government's programs or operations. Applying this standard, the agency head may determine that the employee's participation reasonably may be permitted in certain activities involving the employee's former employer, but not in others. In all instances under this section in which the employee is prohibited from participation, the employee will be screened from the receipt of any information regarding the former employer's matter that is pending before the District government.

1805.7 An agency head may delegate the responsibility for making any of the determinations prescribed in this section to other personnel in the agency. The person in the agency making any such determinations may consult with the Board of Government Ethics and Accountability.

1805.8 No District government employee or any member of his or her immediate household shall knowingly:

- (a) Acquire any stocks, bonds, commodities, real estate, or other property, whether held individually or in concert with others, the possession of which could unduly influence or give the appearance of unduly influencing the employee in the conduct of his or her official duties and responsibilities as a District government employee; or
- (b) Acquire an interest in or operate any business or commercial enterprise which is in any way related, directly or indirectly, to the employee's official duties, or which might otherwise be involved in an official action taken or recommended by the employee, or which is in any way related to matters over which the employee could wield any influence, official or otherwise.

1805.9 A District government employee who is called upon to act for or on behalf of the District government in a matter relating to or involving a non-governmental entity in which the employee or a member of the employee's immediate family has a financial interest, shall make this fact known to his or her immediate supervisor and a person designated by the agency head, in writing, at the earliest possible moment. Unless a waiver of the conflict of interest is granted by BEGA pursuant to D.C. Official Code § 1-1162.23(b), the head of the employing District government agency subsequently shall determine whether or not the employee must divest him or herself of such interest, or merely disqualify him or herself from taking part in any official decision or action involving the matter.

1805.10 Nothing contained in this chapter shall preclude the Mayor from serving as an honorary chair or honorary member of a nonprofit entity's fundraising event, so long as the entity for which funds are raised supports a nongovernmental bona fide charitable activity benefiting the District of Columbia. Use of the Mayor's name or title in fundraising solicitations or announcements of general circulation shall be in accordance with such terms and limitations as the Mayor may prescribe by Mayor's order or by direction in particular cases. The authority granted by this subsection shall not extend to the use of the Mayor's name or title in solicitations made by or on behalf of the Mayor directly to individual contributors.

## **1806 RESTRICTIONS ON THE EMPLOYMENT OF RELATIVES (NEPOTISM)**

1806.1 In accordance with the District of Columbia Government Comprehensive Merit Personnel Amendment Act of 2012 (D.C. Law 19-115, D.C. Official Code § 1-618.04); and the Civil Service Act of 1967, as amended, effective October 13, 1978 (Pub.L. 90-206, 5 U.S.C. § 3110), this section restricts the hiring and advancing of relatives by public officials.

1806.2 For purposes of this section, the following meanings apply:

(a) "Public official" means an officer, employee, or any other individual in whom authority by law, rule, or regulation is vested, or to whom the authority has been delegated to select, appoint, employ, promote, reassign, demote, separate, or recommend individuals for any of these actions.

(b) A "hiring decision" means selecting, appointing, employing, promoting, reassigning, advancing, or advocating a personnel action.

1806.3 A public official may not directly or indirectly make a hiring decision regarding a position within his or her own agency with respect to a relative. Specifically, a public official may not appoint, employ, promote, evaluate, interview, or advance (or advocate for such actions) any individual who is a relative in an agency in which the public official serves or exercises jurisdiction or control. A violation of

this subsection shall constitute disciplinary cause and subject the public official to disciplinary action, up to, and including removal.

- 1806.4 Any hiring decision secured or effectuated in violation of this section shall be rescinded immediately.
- 1806.5 In addition to any other remedies available pursuant to law, including penalties imposed by the Board of Ethics and Government Accountability, a public official who violates Subsection 1806.3 shall pay restitution to the District of Columbia for any gains received by the relative.
- 1806.6 When the agency contemplates making a hiring decision concerning a relative of a public official within the same agency, the public official must file a written recusal, which shall be included in the relative's official personnel file along with the subject personnel action.
- 1806.7 In the event of emergencies resulting from natural or manmade disasters, the Mayor may suspend the prohibitions of this section, as permitted by the District of Columbia Government Comprehensive Merit Personnel Amendment Act of 2012 (D.C. Official Code § 1-618.04); and the Civil Service Act of 1967, as amended (5 U.S.C. § 3110(d)).

## **1807 OUTSIDE EMPLOYMENT AND PRIVATE REPRESENTATIONS**

- 1807.1 A District government employee shall not engage in any outside employment or other activity incompatible with the full and proper discharge of his or her duties and responsibilities. Activities or actions that are not compatible with government employment include, but are not limited to the following:
- (a) Engaging in any outside employment, private business activity, or other interest that is reasonably likely to interfere with the employee's ability to perform his or her job, or which may impair the efficient operation of the District government;
  - (b) Using government time or resources for other than official business, or government approved or sponsored activities;
  - (c) Ordering, directing, or requesting subordinate officers or employees to perform during regular working hours any personal services not related to official District government functions and activities;
  - (d) Maintaining financial or economic interest in or serving (with or without compensation) as an officer or director of an outside entity if there is any likelihood that such entity might be involved in an official government action or decision taken or recommended by the employee;

- (e) Engaging in any outside employment, private business activity, or interest which permits an employee, or others, to capitalize on his or her official title or position;
- (f) Divulging any official government information to any unauthorized person or in advance of the time prescribed for its authorized issuance, or otherwise making use of or permitting others to make use of information not available to the general public;
- (g) Engaging in any outside employment, private business activity, or other interest which might impair an employee's mental or physical capacity to such an extent that he or she can no longer carry out his or her duties and responsibilities as a government employee in a proper and efficient manner;
- (h) Serving in a representative capacity or as an agent or attorney for any outside entity involving any matter before the District of Columbia, except as permitted by Subsection 1807.6 or 1807.7; or
- (i) Engaging in any outside employment, private business activity, or other interest which is in violation of federal or District law.

1807.2 A District government employee may receive compensation for engaging in teaching activities, writing for publication, consultative activities, and speaking engagements that are not prohibited by law, regulation, or agency standards, only if such activities are conducted outside of regular working hours, or while the employee is on annual leave, compensatory leave, exempt time off, or leave without pay.

1807.3 The information used by an employee engaging in an activity under Subsection 1807.2 of this section shall not draw on official data or ideas which have not become part of the body of public information, except nonpublic information that has been made available on request for use in such capacity, or unless the agency head gives written authorization for use on the basis that its use is in the public interest.

1807.4 If the employee receives compensation or anything of monetary value for engaging in an activity under Subsection 1807.2 of this section, the subject matter shall not be devoted substantially to the responsibilities, programs, or operations of his or her agency, to his or her official duties or responsibilities, or to information obtained from his or her government employment.

1807.5 An employee who is employed for not more than one hundred thirty (130) days during any period of three hundred sixty-five (365) consecutive days, to perform temporary duties, either on a full-time or intermittent basis, shall be subject to Subsection 1807.1(h) of this section only in relation to a particular matter

involving specific parties in which he or she has at any time participated personally and substantially as a District government employee, or which is pending before his or her employing agency.

1807.6 Nothing in this section shall prevent an employee from acting without compensation as agent or attorney for another District employee who is the subject of any personnel action, if not inconsistent with his or her duties.

1807.7 Nothing in this chapter shall prevent an employee from acting, with or without compensation, as agent or attorney for his or her parent(s), spouse, domestic partner, child, or any person for whom, or for any estate for which, he or she is serving as guardian, executor, administrator, trustee, or other personal fiduciary except in those matters in which he or she has participated personally and substantially as a government employee, through decision, approval, disapproval, recommendation, the rendering of advice, investigation, or otherwise, or which are the subject of the employee's official responsibility, provided that the government official responsible for appointment to the employee's position approves. This provision shall not abridge a government attorney's responsibilities under the District of Columbia Rules of Professional Conduct.

## **1808 GOVERNMENT PROPERTY**

1808.1 An employee has a duty to protect and conserve government property and shall not use such property, or allow its use, for other than authorized purposes.

1808.2 For purposes of this section the following definitions apply:

(a) "Government property" includes any form of real or personal property in which a federal, District, state, or local government agency or entity has an ownership, leasehold, or other property interest as well as any right or other intangible interest that is purchased with government funds, including the services of contractor personnel. The term includes office supplies, telephone and other telecommunications equipment and services, the government mails, automated data processing capabilities, printing and reproduction facilities, government records, and government vehicles.

(b) "Authorized purposes" are those purposes for which government property is made available to members of the public or those purposes authorized by an agency head in accordance with law or regulation.

## **1809 ADDITIONAL STANDARDS**

1809.1 Each subordinate and independent agency of the District government may prescribe additional standards of ethical conduct and reporting requirements that are appropriate to the particular functions and activities of the agency, which are not inconsistent with law or this chapter.



- 1809.2 Additional standards of ethical conduct must be approved prior to implementation as follows:
- (a) Proposed standards shall be submitted to the Director of Government Ethics in writing for comment, if any;
  - (b) Following receipt of any comments from the Director of Government Ethics, or the expiration of no fewer than fifteen business (15) days, the proposed standards shall be submitted to the Department of Human Resources electronically for approval;
  - (c) Once approved, the proposed standards shall be transmitted to any implicated labor organization for review; and
  - (d) Following approval by the Department of Human Resources and any appropriate review by a labor organization, the standards shall be published to the impacted employees.

**1810 PUBLIC REPORTING AND CONFIDENTIAL DISCLOSURE OF FINANCIAL INTERESTS**

- 1810.1 This section implements the financial interest disclosure requirements set forth in Section 224 of the Board of Ethics and Government Accountability Establishment and Comprehensive Ethics Reform Amendment Act of 2011 (“BEGA Act”), effective April 27, 2012 (D.C. Law 19-124; D.C. Official Code §§ 1-1162.24 and 1-1162.25).
- 1810.2 At the time of hire, each personnel authority shall provide each employee with a copy, whether in hard copy or electronic form, of the BEGA ethics manual, inclusive of the Code of Conduct.
- (a) No later than 90 days after commencement of employment, all required filers, as defined in Section 1899, shall certify that they have undergone ethics training developed or approved by the Board of Government Ethics and Accountability.
  - (b) Filers shall certify on an annual basis that they have completed at least one ethics training program within the previous year.
- 1810.3 In accordance with Sections 1804 and 1806, no employee shall engage in outside employment or private business activity or have any direct or indirect financial interest that conflicts or would appear to conflict with the fair, impartial, and objective performance of officially assigned duties and responsibilities.
- 1810.4 For purposes of public reporting and confidential financial disclosures:

- (a) Each agency head shall provide to BEGA, no later than March 1<sup>st</sup> of each year, a list of all public officials within the agency, as defined by the Ethics Act. The list shall include the name, title, position, grade, home address, work email address (or personal email address if available and the employee no longer works for the agency), and work telephone number (or personal telephone number if available and the employee no longer works for the agency).
- (b) Each agency head shall identify any employee other than a public official, who advises, makes decisions or participates substantially in areas of contracting, procurement, administration of grants or subsidies, developing policies, land use planning, inspecting, licensing, policy-making, regulating or auditing, or acts in areas of responsibility that may create a conflict of interest or appearance of a conflict of interest as determined by the appropriate agency head. Advisory Neighborhood Commissioners shall also file the report required by this section.
- (c) On or before April 15<sup>th</sup> of each year, each agency head shall notify each designated person (“designees”) in the agency required to submit a confidential disclosure of financial information (“confidential report”) pursuant to Paragraph (a) of this subsection.
- (d) On or before April 15<sup>th</sup> of each year, each agency head shall supply the list of designees to the Board of Ethics and Government.
- (e) Each designee shall file with their agency head a report containing a full and complete statement of the information required by D.C. Official Code § 1-1162.24 on or before May 15<sup>th</sup> of each year.

1810.5 When an agency head questions whether a specific individual should be designated pursuant to Subsection 1810.4, the matter shall be referred to the Director of Government Ethics for final resolution.

1810.6 Designees shall be notified in writing of the following:

- (a) That he or she has been designated; and
- (b) That he or she may request a review of the designation by the agency head within five (5) days.

1810.7 Designees may request a review of their designation as follows:

- (a) An employee may submit a written request for review to the agency head within five (5) days of written notification of the designation;

- (b) The agency head shall make a redetermination, in writing, within five (5) days of receipt of the request; and
  - (c) The agency head's redetermination denying requested relief shall be appealable, in writing, within five (5) days of receipt of the notice of denial to the Director of Government Ethics.
- 1810.8 The decision of the Director of Government Ethics respecting the designation shall be in writing and shall be issued within five (5) days of receipt and shall be final.
- 1810.9 The agency head or his or her designee shall review each employee's confidential report and each supplementary statement and, on or before June 1<sup>st</sup> of each year, shall certify or otherwise report to the Board of Ethics and Government Accountability, indicating whether or not designees have filed the required report, and if not, shall provide a list of those designees who have failed to submit the required report. This report shall include information about successful and pending designation appeals.
- 1810.10 Confidential reports of employees shall be reviewed by the agency head or his or her designee. Any apparent violation of the Code of Conduct shall immediately be forwarded to the Board of Ethics and Government Accountability.
- 1810.11 Confidential reports constitute a record and shall be maintained by the BEGA for a period no less than six (6) years.
- 1810.12 An employee who has been designated to submit a confidential report shall provide the information specified in this section.
- 1810.13 Each employee required to submit a confidential report shall be provided with the statement and its instructions by the person designated by the agency head.
- 1810.14 Notwithstanding the filing of the annual statement required by this section, each employee shall at all times avoid acquiring a financial interest that could result, or taking an action that would result, in a violation of the conflict-of-interest provisions of 18 U.S.C. § 208 or this chapter.
- 1810.15 The interest (that is, any reportable interest specified in Subsections 1810.17 through 1810.21 of this section) of a member of an employee's immediate household shall be considered to be an interest of the employee.
- 1810.16 If any information required to be included on a confidential report or supplementary statement, including holdings placed in trust, is not known to the employee but is known to another person, the employee shall request that other person to submit information on his or her behalf.

- 1810.17 A person who is providing services to a District agency without compensation under the provisions of Section 4000 (Utilization of Voluntary Services) of these regulations shall be required to submit a confidential report if it is determined by the agency head that the volunteer's assignment is comparable to a position covered by this chapter requiring the submission of a confidential report.
- 1810.18 Each designated employee shall provide the following information pertaining to creditors:
- (a) The names and addresses of his or her creditors other than those to whom he or she may be indebted by reason of a mortgage on property which he or she occupies as a personal residence or to whom he or she may be indebted for current and ordinary household and living expenses such as household furnishings, automobile, education, vacation, and similar expenses; and
  - (b) The character of the indebtedness, for example, personal loan, note, or security.
- 1810.19 Each designated employee shall provide the following information pertaining to interest in real property:
- (a) List his or her interest in real property or rights in lands, other than property which he or she occupies as a personal residence;
  - (b) State the nature of the interest, for example, ownership, mortgage, lien, vestment, or trust;
  - (c) Identify the type of property, for example, residence, hotel, apartment, farm, or undeveloped land; and
  - (d) Give the address of the property (if rural, give RFD, county, and state).
- 1810.20 Each designated employee shall expressly indicate whether any person or entity identified in accordance with Subsections 1810.19 and 1810.20 of this section is (a) engaged in doing business with the District government or (b) regulated by any agency of the District government, except as to any licensing requirement under applicable law. If any change occurs regarding such persons or entities after the filing of an annual statement, the employee shall furnish the updated information by submission of a supplementary statement within ten (10) days of learning of the commencement or cessation of the business activity or the regulatory function.
- 1810.21 For purposes of Subsection 1810.21 of this section, a person or entity shall be deemed to be doing business with the District government if a contract or agreement has been formally entered into for supplying goods or services,

including contracts for construction, to the District, or for extending a leasehold interest to the benefit of the District.

- 1810.22 If any information is to be supplied by other persons, for example, a trustee, attorney, accountant, or relative, the employee shall indicate the following information:
- (a) The name, title, company name (if appropriate), and address of each other person;
  - (b) The date on which the information was requested by the employee to be supplied; and
  - (c) The nature of the subject matter involved.
- 1810.23 In responding to the requests for information required under Subsections 1810.25 through 1810.23 of this section, the employee shall write "none," if applicable.
- 1810.24 The employee shall sign and date the confidential report, certifying the following:
- (a) That he or she has received and read the instructions and the prohibitions pertaining to conflicts of interest as they relate to his or her employment;
  - (b) That, to the best of his or her knowledge and belief, he or she has no outside employment or other business interest other than the interests specifically listed and identified in accordance with Subsections 1810.19 through 1810.24 of this section; and
  - (c) That the statements he or she provided are true, complete, and correct to the best of his or her knowledge and belief.
- 1810.25 Each employee shall submit a supplementary statement disclosing any additional financial interests not previously disclosed in the employee's annual report within ten (10) days of his or her commencement of any previously unreported outside employment, acquisition of financial or real property interests, or agreement of indebtedness, in the same manner and to the same extent as specified for the submission of annual reports required by this section.
- 1810.26 When an employee identifies a person or entity in accordance with Subsections 1810.21 and 1810.22 of this section as either not engaged in doing business with the District government or not regulated by any agency of the District government and thereafter the person or entity commences either to do business with or to become subject to regulation by the District, the employee, within ten (10) days after learning of the commencement of the business or regulatory function, shall notify in writing his or her immediate supervisor and submit a supplementary report identifying the change in status.

- 1810.27 Each employee required by this section to submit an annual statement shall notify his or her immediate supervisor in writing immediately whenever an assignment is given the employee which may directly or indirectly affect any person or entity identified by the employee in accordance with Subsections 1810.19 through 1810.27 of this section.
- 1810.28 Upon notification under Subsection 1810.28 of this section, the supervisor may reassign the matter in the event of a conflict of interest or the appearance of a conflict of interest when, in the discretion of the supervisor, a reassignment is warranted under the circumstances.
- 1810.29 After the employee has been notified by the supervisor that reassignment is warranted, the employee shall submit a written recusal from the matter, which shall be maintained by the agency head.
- 1810.30 An employee may receive a waiver and work on a matter in which he or she has a conflict of interest, if he or she has received a waiver pursuant to Section 223 of the BEGA Act (D.C. Official Code § 1-1162.23) and the written approval of his or her agency head or designee.

## **1811 POST-EMPLOYMENT CONFLICT OF INTERESTS**

- 1811.1 District employees shall comply with the provisions of 18 U.S.C. § 207 and implementing regulations set forth at 5 C.F.R. Part 2641, Subparts A and B.
- 1811.2 District government employees and public officials are subject to certain provisions of the federal criminal conflict of interest provisions set forth in 18 U.S.C. §§ 201-216. Questions regarding the application of 18 U.S.C. § 207, 5 C.F.R. Part 2641, or these regulations, to specific factual circumstances, may be addressed to the Board of Government Ethics and Accountability.
- 1811.3 A former government employee shall be permanently prohibited from knowingly acting as an attorney, agent, or representative in any formal or informal appearance before an agency as to a particular government matter involving a specific party if the employee participated personally and substantially in that matter as a government employee.
- 1811.4 A former government employee shall be permanently prohibited from making any oral or written communication to an agency with the intent to influence that agency on behalf of another person as to a particular government matter involving a specific party if the employee participated personally and substantially in that matter as a government employee.
- 1811.5 A former government employee shall be prohibited for two (2) years after terminating District government employment from knowingly acting as an

attorney, agent, or representative in any formal or informal matter before an agency if he or she previously had official responsibility for that matter.

- 1811.6 For purposes of Subsection 1811.5 of this section, a matter for which the former government employee had official responsibility is any matter that was actually pending under the former employee's responsibility within a period of one (1) year before the termination of such responsibility.
- 1811.7 The two-year (2-year) restriction period in Subsection 1811.5 of this section shall be measured from the date when the former employee's responsibility for a particular matter ends, not from the termination of government service, unless the two (2) occur simultaneously.
- 1811.8 A former employee shall be prohibited for two (2) years from knowingly representing or aiding, counseling, advising, consulting, or assisting in representing any other person (except the District of Columbia) by personal appearance before an agency as to a particular government matter involving a specific party if the former employee participated personally and substantially in that matter as a government employee.
- 1811.9 The two-year (2-year) period in Subsection 1811.8 of this section shall be measured from the date of termination of employment in the employee position held by the former employee when he or she participated personally and substantially in the matter involved.
- 1811.10 A former employee (other than a special government employee who serves for fewer than one-hundred and thirty (130) days in a calendar year) shall be prohibited for one (1) year from having any transactions with the former agency intended to influence the agency in connection with any particular government matter pending before the agency or in which it has a direct and substantial interest, whether or not such matter involves a specific party.
- 1811.11 The restriction in Subsection 1811.10 of this section is intended to prohibit the possible use of personal influence based on past governmental affiliations to facilitate the transaction of business. Therefore, the restriction shall apply without regard to whether the former employee had participated in, or had responsibility for, the particular matter, and shall include matters which first arise after the employee leaves government service.
- 1811.12 The restriction in Subsection 1811.10 of this section shall apply whether the former employee is representing another or representing him or herself, either by appearance before an agency or through communications with that agency.
- 1811.13 Communications from a former government employee shall be exempt from these prohibitions if he or she communicates with his or her agency solely to furnish

scientific or technological information under procedures acceptable to the agency concerned.

- 1811.14 Nothing in these regulations shall prevent a former government employee from giving testimony under oath, or from making statements required to be made under penalty of perjury.
- 1811.15 A former government employee may be exempted from the restrictions on post-employment practices if the Mayor (or designee), in consultation with the federal government's Director of the Office of Government Ethics, executes a certification published in the *D.C. Register*. The certification shall state that the former government employee has outstanding qualifications in a scientific, technological, or other technical discipline; is acting with respect to a particular matter which requires such qualifications; and the interest of the District of Columbia would be served by such former government employee's participation.
- 1811.16 The one-year (1-year) restriction stated in Subsection 1811.10 of this section shall not apply to appearances, communications, or representation concerning new matters by a former employee if the former employee is an elected official of a state or local government and is acting on behalf of that government, or is regularly employed by and acting on behalf of an agency or instrumentality of federal, state, or local government; an accredited, degree-granting institution of higher education; or a non-profit hospital or medical research organization.
- 1811.17 The one-year (1-year) restriction stated in Subsection 1811.10 of this section shall not apply to appearances or communications by a former employee concerning matters of a personal and individual nature, such as personal income taxes or pension benefits, or the application of these regulations to an undertaking proposed by a former employee. A former employee also may appear *pro se* (on his or her own behalf) in any litigation or administrative proceeding involving the individual's former agency.
- 1811.18 The one-year (1-year) restriction stated in Subsection 1811.10 of this section shall not prevent a former employee from making or providing a statement, which is based on the former employee's own special knowledge in the particular area that is the subject of the statement, provided that no compensation is thereby received, other than that regularly provided for by law or regulation for witnesses.

## 1899 DEFINITIONS

- 1899.1 In this chapter, the following terms have the meaning ascribed:

**Agency** – any unit of the District of Columbia government required by law, by the Mayor of the District of Columbia, or by the Council of the District of Columbia to administer any law, rule, or any regulation adopted under authority of law. The term “agency” also includes any unit of the District



of Columbia created or organized by the Council of the District of Columbia as an agency.

**Code of Conduct** – those provisions contained in the following:

- (a) The Code of Official Conduct of the Council of the District of Columbia, as adopted by the Council;
- (b) Sections 1801 through 1802 of the District of Columbia Government Comprehensive Merit Personnel Act of 1978 effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-618.01);
- (c) Section 2 of the Official Correspondence Regulations, effective April 7, 1977 (D.C. Law 1-118; D.C. Official Code § 2-701 *et seq.*);
- (d) Section 416 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-354.16);
- (e) Chapter 18 of Title 6B of the District of Columbia Municipal Regulations;
- (f) Subtitles C, D, and E of Title II of the BEGA Act, and Subtitle F of Title III of the BEGA Act for the purpose of enforcement by BEGA of violations of Section 338 of the BEGA Act that are subject to the penalty provisions of Section 221 of the BEGA Act.

**Days** – calendar days, unless otherwise specified.

**Filers** – any person required to file financial disclosure, honoraria, and confidential disclosure of financial interest reports, as applicable, pursuant to D.C. Official Code §§ 1-1162.24 and 1-1162.25.

**Former government employee** – one who was and no longer is an employee or official of the District government.

**Employee/Government Employee** - an individual who performs a function of the District government and who receives compensation for the performance of such services (D.C. Official Code § 1-603.01(7)), or a member of a District government board or commission, with or without compensation (D.C. Official Code § 1-602.02(3)). It does not include an individual performing services for the District government as an independent contractor under a personal services contract.

**Immediate household** – consists of the employee's spouse and blood relations who are full-time residents of the employee's household, and the employee's minor children, irrespective of residence.

**Official responsibility** – the direct administrative or operating authority, whether intermediate or final, and either exercisable alone or with others, personally or through subordinates, to approve, disapprove, or otherwise direct governmental action.

**Particular government matter involving a specific party** – any judicial or other proceeding, application, request for a ruling or other determination, contract, claim, controversy, investigation, charge, accusation, arrest, or other particular matter in which the District government is a party or has a direct and substantial interest, and which has application to one (1) or more specifically identified persons or entities.

**Person** – an individual, a corporation, a company, an association, a firm, a partnership, a society, a joint stock company, or any other organization or institution.

**Public official** -- a candidate for nomination for election, or election, to public office; the Mayor, Chairman, and each member of the Council of the District of Columbia holding office under the Home Rule Act; the Attorney General; a Representative or Senator elected pursuant to section 4 of the District of Columbia Statehood Constitutional Convention Initiative of 1979, effective March 10, 1981 (D.C. Law 3-171; D.C. Official Code § 1-123); an Advisory Neighborhood Commissioner; a member of the State Board of Education; a person serving as a subordinate agency head in a position designated as within the Executive Service; a member of a board or commission listed in Section 2(e) of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01(e)); a District of Columbia Excepted Service employee paid at a rate of Excepted Service 9 or above, or its equivalent, who makes decisions or participates substantially in areas of contracting, procurement, administration of grants or subsidies, developing policies, land use planning, inspecting, licensing, regulating, or auditing, or acts in areas of responsibility that may create a conflict of interest or appearance of a conflict of interest; and any additional employees designated by rule by BEGA who make decisions or participate substantially in areas of contracting, procurement, administration of grants or subsidies, developing policies, land use planning, inspecting, licensing, regulating, or auditing, or act in areas of responsibility that may create a conflict of interest or appearance of a conflict of interest.

**Relative** -- with respect to a public official, an individual who is related to the public official as a father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister.

**Remedial action** – an action taken for the purpose of correcting a problem or issue.

**Special government employee** – any officer or employee of an agency who is retained, designated, appointed, or employed to perform temporary duties either on a full-time or intermittent basis, with or without compensation, for not to exceed one hundred and thirty (130) days during any period of three hundred and sixty five (365) consecutive days.

Comments on these proposed regulations should be submitted, in writing, to Ms. Eboni Gatewood-Crenshaw, Associate Director, Policy and Compliance Administration, D.C. Department of Human Resources, 441 4<sup>th</sup> Street, N.W., Suite 330 South, Washington, D.C. 20001, within thirty (30) days of the date of the publication of this notice. Additional copies of these proposed rules are available from the above address.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA****ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2013-246  
December 26, 2013


**SUBJECT:** Reappointment – Motor Vehicle Theft Prevention Commission

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Repl.), and in accordance with section 4 of the Motor Vehicle Theft Prevention Act of 2008, effective July 18, 2008, D.C. Law 17-197, D.C. Official Code § 3-1353 (2012 Repl.), it is hereby **ORDERED** that:

1. **LAWRENCE A. RICHARDSON, JR.**, who was nominated by the Mayor on October 8, 2013, and was deemed approved by the Council of the District of Columbia pursuant to Proposed Resolution 20-0494 on November 30, 2013, is reappointed as a member, with significant experience in motor vehicle theft issues, to the Motor Vehicle Theft Prevention Commission, for a term to end June 30, 2016.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
VINCENT C. GRAY  
MAYOR

ATTEST:   
CYNTHIA BROCK-SMITH  
SECRETARY OF THE DISTRICT OF COLUMBIA

**GOVERNMENT OF THE DISTRICT OF COLUMBIA****ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2013-247  
December 26, 2013

**SUBJECT:** Appointment – Board of Dietetics and Nutrition

**ORIGINATING AGENCY:** Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia pursuant to section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2012 Repl.), and in accordance with section 202 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, D.C. Law 6-99, D.C. Official Code § 3-1202.02 (2012 Repl.), it is hereby **ORDERED** that:

1. **JANET UNONU**, who was nominated by the Mayor on July 8, 2013, and was deemed approved by the Council pursuant to Proposed Resolution 20-0377 on October 27, 2013, is appointed as a licensed nutritionist member of the Board of Dietetics and Nutrition, replacing Goulida A. Downer, to fill the remainder of an unexpired term to end March 15, 2015.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.

  
VINCENT C. GRAY  
MAYOR

ATTEST:

  
CYNTHIA BROCK-SMITH

SECRETARY OF THE DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING  
AGENDA

WEDNESDAY, JANUARY 8, 2014 AT 1:00 PM  
2000 14<sup>th</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of Letter from Samuel Payton Davis, Sr. requesting to surrendering his license. ANC 7B. SMD 7B03. *S&P Wine & Liquors*, 2316 Pennsylvania Avenue SE, Retailer A, License No. 00358.

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2. Review of Application Requesting License Class Change from Retailer Class B to Retailer Class A. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 8C. SMD 8C05. *Fort Carroll Market*, 3705 Martin Luther King Jr. Avenue SE, Retailer B, License No. 91423.

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3. Review of Application to Transfer Retailer Class B License in Safekeeping to new location. ANC 8A. SMD 8A02. *Good Hope Deli & Market*, 1736 Good Hope Road SE, Retailer B, License No. 93974.

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4. Review of Request for Change of Hours to include Sunday Operations. *Approved Hours Operation and Sales*: Monday-Thursday 9am to 9pm, Friday 9am to 10pm, Saturday 10am to 9pm. *Proposed Hours of Operation and Sales*: Sunday 12pm to 8pm, Monday-Thursday 9am to 9pm, Friday 9am to 10pm, and Saturday 10am to 9pm. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 6C. SMD 6C04. *Union Market*, 50 Massachusetts Avenue NE, Retailer A, License No. 13855.

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5. Review of Request for Change of Hours. *Approved Hours of Operation, Sales and Consumption*: Sunday 12:30pm to 10pm, Monday-Thursday 11:30am to 10:30pm, Friday and Saturday 11:30am to 11pm. *Proposed Hours of Operation, Sales and Consumption*: Sunday 12:30pm to 2am, Monday-Thursday 11:30am to 2am, Friday and Saturday 11:30am to 3am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 2B. SMD 2B01. *Le Mirch*, 1736 Connecticut Avenue NW, Retailer CR, License No. 60762.

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6. Review of Request for Change of Hours. *Approved Hours of Operation and Sales:* Sunday-Saturday 9am to 10pm. *Proposed Hours of Operation and Sales:* Sunday - Saturday 7am to 12am. No pending investigative matters. No pending enforcement matters. No outstanding fines/citations. No Settlement Agreement. ANC 1C. SMD 1C06. *Metro Wine & Spirits*, 1726 Columbia Road NW, Retailer A, License No. 60602.

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7. Review of Request to Remit Change of Hours Application for Summer Garden. ANC 2B. SMD 2B09. *Policy*, 1904 14<sup>th</sup> Street NW, Retailer CR, License No. 76804.

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8. Review of Letter from Solicitor Requesting Refund of Overpayment. *Atlantic Wine & Spirits*, 4804 Benson Avenue, Baltimore, MD. Permit # 3301012-4-13.

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9. Review of Request for Disposal Permit. ANC 2E. SMD 2E05. *Harte IHR Trading Company LP (The Latham Hotel)*, 3000 M Street NW, Retailer CH, License No. 78884.

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10. Review of Application for Safekeeping. *Tru Orleans*, 400 H Street NE, Retailer CR, License No. 86210.

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11. Review of Application for Safekeeping. *Berkshire Food & Drug*, 4201 Massachusetts Avenue NW, Retailer B, License No. 13769.

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12. Review of Application for Safekeeping. *L'Enfant DC Hotel*, 480 L'Enfant Plaza SW, Retailer CH, License No. 76156.

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13. Review of Application for Safekeeping. *B&M Food Store*, 215 New York Avenue NW, Retailer B, License No. 001213.

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14. Review of Application for Safekeeping. *Johnny Rockets*, 3131 M Street NW, Retailer CR, License No. 81605.

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15. Review of Amendment to the Settlement Agreement dated November 21, 2013 from ANC 6B. *Old Naval Hospital Foundation*, 921 Pennsylvania Avenue SE, Retailer C, Lic#: 086926.\* *Postponed on the December 4, 2013 Agenda.*

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16. Review Request to Extend Safekeeping of License. *Come to Eat*, 3222 O Street NW, Retailer CR, Lic#: 85370.
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17. Review of Request for an Extension to File Proposed Findings of Fact and Conclusions of Law dated December 11, 2013 from Emanuel Mpras Counsel for De Amigo, LLC. *Sesto Senso*, 1214 18<sup>th</sup> Street NW, Retailer CT, Lic#: 81092.
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18. Review of Request for Reinstatement of Protest dated December 16, 2013 from John Patrick Brown Jr. of Greenstein, DeLorme & Luchs, P.C. *The Park Place at 14<sup>th</sup>*, 920 14<sup>th</sup> Street NW, Retailer CN, Lic#: 75548.\*
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19. Review of Opposition to Request for Reinstatement of Protest dated December 20, 2013 from Makan Shirafkan Counsel for Park Place Inc. *The Park Place at 14<sup>th</sup>*, 920 14<sup>th</sup> Street NW, Retailer CN, Lic#: 75548.\*
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20. Review of Request for Reinstatement of Renewal Application dated December 17, 2013, from Matthew Lefande Counsel for BEG Investments, LLC. *XII Restaurant and Lounge*, 1123 H Street NE, Retailer CN, Lic#: 076366.\*
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21. Review of Request for Reinstatement of Renewal Application dated December 16, 2013, from Farid Nauri of YFE, Inc. *18<sup>th</sup> Street Lounge*, 1212 18<sup>th</sup> Street NW, Retailer CT, Lic#: 021211.\*
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22. Review of Request for Reinstatement of Renewal Application dated December 9, 2013, from Julian Haffner Counsel for RCX, LLC. *The Stadium Club*, 2127 Queens Chapel Road NE, Retailer CN, Lic#: 82005.\*
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23. Review of ANC Response to Request for Reinstatement of Renewal Application dated December 27, 2013, from Karla Butler of ANC 5C. *The Stadium Club*, 2127 Queens Chapel Road NE, Retailer CN, Lic#: 82005.\*
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24. Review of Request for Off-Site Storage from Crystal Herman, 919 U LLC. *El Rey*, 919 U Street NW, Retailer CR, Lic#: 86604.
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25. Review of Letter of Support from ANC 6E for Class B & D license. *Giant*, 1400 7<sup>th</sup> Street NW, Retailer B, Lic#: 092842.
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26. Review of Settlement Agreement and withdrawal of Protest dated December 12, 2013 between Kalorama Citizen Association and Adams Morgan F & B. *Jack Rose*, 2007 18<sup>th</sup> Street NW, Retailer CR, Lic#: 081997.\*
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27. Review of Settlement Agreement and withdrawal of Protest dated December 15, 2013 between ANC 6E and Arm, LLC. *Lux Lounge*, 649 New York Avenue NW, Retailer CN, Lic#: 071743.\*
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28. Review of Amendment to Settlement Agreement dated December 17, 2013 between ANC 4B and Georgia Avenue Food Barn. *Georgia Avenue Food Barn*, 6205 Georgia Avenue NW, Retailer A, Lic#: 071950.\*
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29. Review of Request to Withdraw Settlement Agreement dated December 20, 2013 between ANC 6B and Mi Vecinidad Restaurant. *Il Capo Di Capitol Hill*, 1129 Pennsylvania Avenue SE, Retailer CR, Lic#: 084571.\*
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30. Review of Amendment to Settlement Agreement dated December 20, 2013 between ANC 6B and Young Hwa Corporation. *Pennsylvania Avenue Market*, 1501 Pennsylvania Avenue SE, Retailer B, Lic#: 079255.\*
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31. Review of Request dated December 5, 2013 from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
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32. Review of Request dated December 5, 2013 from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
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33. Review of Request dated December 12, 2013 from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
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34. Review of Request dated December 17, 2013 from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
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35. Review of Request dated December 27, 2013 from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
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36. Review of Request dated December 28, 2013 from E & J Gallo to provide retailers with products valued at more than \$50 and less than \$500.
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**\* In accordance with D.C. Official Code §2-574(b) Open Meetings Act, this portion of the meeting will be closed for deliberation and to consult with an attorney to obtain legal advice. The Board's vote will be held in an open session, and the public is permitted to attend.**

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION  
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING  
INVESTIGATIVE AGENDA**

**WEDNESDAY, JANUARY 8, 2014  
2000 14<sup>TH</sup> STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

**On January 8, 2014 at 4:00 pm, the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”**

1. Case#13-251-00159 Velvet Lounge, 915 U ST NW Retailer C Tavern, License#: ABRA-078443

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2. Case#13-CMP-00258 Panache, 1725 DE SALES ST NW Retailer C Restaurant, License#: ABRA-060754

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3. Case#13-CC-00118 Ruby Tuesday's, 710 7TH ST NW Retailer C Restaurant, License#: ABRA-060143

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4. Case#13-CC-00119 Morton's The Steakhouse, 3251 PROSPECT ST NW C--4 Retailer C Restaurant, License#: ABRA-003880

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5. Case#13-CC-00087 Ollie's Trolley, 425 12TH ST NW Retailer D Restaurant, License#: ABRA-085659

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6. Case#13-251-00131 Penn Social, 801 E ST NW Retailer C Multipurpose, License#: ABRA-086808

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7. Case#13-CMP-00567 Mova, 2204 14TH ST NW Retailer C Tavern, License#: ABRA-087030

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8. Case#13-CC-00090 Doner Bistro, 1654 COLUMBIA RD NW Retailer D Restaurant,  
License#: ABRA-089877

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9. Case#13-CMP-00570 CherCher Ethiopian Restaurant & Mart, 1334 9TH ST NW Retailer C  
Restaurant, License#: ABRA-090311

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10. Case#13-CMP-00578 El Atardecer Restaurant, 3475 14TH ST NW Retailer D Restaurant,  
License#: ABRA-092346

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11. Case#13-CC-00089 Tortilla Coast, 400 1ST ST SE Retailer C Restaurant, License#: ABRA-  
085922

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**D.C. SENTENCING AND CRIMINAL CODE REVISION COMMISSION  
MEETING**

The D.C. Sentencing and Criminal Code Revision Commission hereby gives notice that the Commission will meet at 5:00 p.m. on January 21, 2014 in Suite 430 South at 441 Fourth St., N.W., Washington, D.C. Inquiries concerning the meeting may be addressed to Mia Hebb, Staff Assistant, at (202) 727-8822 or [Mia.Hebb@dc.gov](mailto:Mia.Hebb@dc.gov).

OFFICE OF DOCUMENTS AND ADMINISTRATIVE ISSUANCES

ERRATA NOTICE

D.C. REGISTER

The "Notices, Opinions, and Orders" section of the Table of Contents for the D.C. Register, Volume 60, No. 55, dated December 27, 2013 references the term "FM 1105" in the entry for the Public Service Commission. The correct term should be "Formal Case 1105." The entry is republished below with the correct term.

Public Service Commission – Public interest hearing

Formal Case 1105, In the Matter of the Investigation into the Business and Solicitation Practices of Starion Energy in the District of Columbia (to consider settlement agreement filed by the Office of the People's Counsel and Starion Energy PA, Inc.) .....017273 - 017275

DISTRICT OF COLUMBIA  
BOARD OF ELECTIONS

**Certification of Filling a Vacancy  
In Advisory Neighborhood Commissions**

Pursuant to D.C. Official Code §1-309.06(d)(6)(D), If there is only one person qualified to fill the vacancy within the affected single-member district, the vacancy shall be deemed filled by the qualified person, the Board hereby certifies that the vacancy has been filled in the following single-member district by the individual listed below:

Anthony Dailey  
Single-Member District 8E03

**DEPARTMENT OF TRANSPORTATION  
URBAN FORESTRY ADMINISTRATION  
TRAIL RANGER PROGRAM**

**NOTICE OF FUNDING AVAILABILITY**

**Fiscal Year 2014 Grant to Non-Profit Community-Based Organizations**

The Urban Forestry Administration (UFA) within the District of Columbia (District) Department of Transportation (DDOT) is soliciting detailed proposals from organizations to manage the Trail Ranger program. Trail Rangers will patrol the District's 13 miles of multi-use trails for the District and establish volunteer clean up days, report trail maintenance issues, perform basic bike maintenance repairs, report safety concerns and provide trail usage feedback. The purpose of the program will be to provide informational/educational/way finding materials including trail system maps, local trail-related regulations and contact information for District personnel. Cyclists, skaters, and walkers who utilize area trails on a regular basis are the intended customers and users for which the applicant will provide services. The Trail Ranger program is a way to support trail users, keep the local trail system safe and promote active lifestyle choices. The ideal applicant's Trail Rangers will be comfortable distributing trail information to fellow trail users and be enthusiastic about helping the District to improve its extensive trail system.

DDOT intends to make one (1) grant award of up to one hundred thousand dollars (\$100,000) to fund an eligible organization with a base plus four-year extension pending performance. Eligible organizations include any non-profit organizations located in the District. The service and activity to be funded through the grant should have an immediate and direct impact on trails within the District, and meet the requirements of the Trail Ranger Program. Experience with Trail Related programs and completion of grants is desired.

The Request for Application (RFA) will be released on Monday, January 20, 2014. A copy of the RFA may be obtained from UFA's main office located at 55 M St. NE, 6<sup>th</sup> floor; Washington, DC 20003. In addition, the RFA will also be available on the City Administrator's website, located at <http://www.oca.dc.gov> under the link to the District Grants Clearinghouse. For additional information, please contact Mr. John P. Thomas at (202) 671-5133, or by email at: john.p.thomas@dc.gov

**The deadline for submission is Friday, February 7th, 2014 at 3:00 p.m.**



**UNIVERSITY OF THE DISTRICT OF COLUMBIA**  
**ACADEMIC AFFAIRS COMMITTEE OF THE BOARD OF TRUSTEES**

**NOTICE OF PUBLIC MEETING**

The Academic Affairs Committee of the Board of Trustees of the University of the District of Columbia will be meeting on Tuesday, January 7, 2014 at 4:00 p.m. The meeting will be held in the Board Room, Third Floor, Building 39 at the Van Ness Campus, 4200 Connecticut Avenue, N.W., Washington, D.C. 20008. Below is the planned agenda for the meeting. The final agenda will be posted to the University of the District of Columbia's website at [www.udc.edu](http://www.udc.edu).

For additional information, please contact: Beverly Franklin, Executive Secretary, at (202) 274-6258 or [bfranklin@udc.edu](mailto:bfranklin@udc.edu).

**Planned Agenda**

- I. Call to Order and Roll Call
- II. Approval of Minutes
- III. Various Faculty Senate – Related Matters: Discussions and Actions
  - a. Proposed Criteria and Guidelines for Academic “Minors” and “Concentrations” – Discussion
  - b. Master of Arts in Adult Education Program – Discussion and Resolution
- IV. Reappointment of Dr. April Massey as Acting Dean of the College of Arts and Sciences – Discussion
- V. Intellectual Property Statement – Discussion
- VI. Updates on Other Academic Matters
  - a. Vision 2020 Strategic Plan
  - b. Current Academic Year
  - c. Various Accreditations
- VII. Closing Remarks

Adjournment

**UNIVERSITY OF THE DISTRICT OF COLUMBIA**  
**FACILITIES COMMITTEE OF THE BOARD OF TRUSTEES**

**NOTICE OF PUBLIC MEETING**

The Facilities Committee of the Board of Trustees of the University of the District of Columbia will be meeting on Tuesday, January 7, 2014 at 6:00 p.m. The meeting will be held in the Board Room, Third Floor, Building 39 at the Van Ness Campus, 4200 Connecticut Avenue, N.W., Washington, D.C. 20008. Below is the planned agenda for the meeting. The final agenda will be posted to the University of the District of Columbia's website at [www.udc.edu](http://www.udc.edu).

For additional information, please contact: Beverly Franklin, Executive Secretary, at (202) 274-6258 or [bfranklin@udc.edu](mailto:bfranklin@udc.edu).

**Planned Agenda**

- I. Call to Order and Roll Call**
- II. Approval of Minutes**
- III. Motor Coach Buses Contract**
- IV. Facility/Construction Planning**
- V. Other Business**
- VI. Closing Remarks**

**Adjournment**

OFFICE ON WOMEN'S POLICY AND INITIATIVES  
DISTRICT OF COLUMBIA COMMISSION FOR WOMEN

NOTICE OF PUBLIC MEETING

**Thursday, January 9, 2014  
6:45 PM – 8:45 PM**

John A. Wilson Building  
1350 Pennsylvania Avenue, NW  
Room 301  
Washington, DC 20004

The District of Columbia Commission for Women will hold its monthly meeting on Thursday, January 9, 2014 at 6:45 p.m. The meeting will be held at the John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Room 301, Washington, DC 20004.

For additional information, please contact Terese Lowery, Executive Director at (202) 724-7690 or [women@dc.gov](mailto:women@dc.gov).

**DRAFT AGENDA**

- I. Call to Order
- II. Debrief from December Commission Meeting with Mayor Vincent C. Gray
- III. Discussion of Winter Commission Events and Plans for Women's History Month
- IV. Discussion of Plans for Upcoming Meeting with Jesus Aguirre,  
DC State Superintendent of Education
- V. Update on Plans for a Domestic Violence Hotline in DC
- VI. Questions, Comments, Concerns
- VI. Adjournment

Please note that this is a draft agenda and subject to change.

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA****NOTICE OF FILING****Z.C. Case No. 08-34E****(Center Place Holdings, LLC & Property Group Partners – Modification to First-Stage Planned Unit Development @ Square 564, Lot 858 and 859)****December 23, 2013****THIS CASE IS OF INTEREST TO ANCS 2C and 6C**

On December 20, 2013, the Office of Zoning received an application from Center Place Holdings, LLC and Property Group Partners (together, the “Applicant”) for approval of a modification to a first-stage planned unit development (“PUD”).

The property that is the subject of this application consists of Lots 858 and 859 in Square 564 in Northwest Washington, D.C. (Ward 2), which is located at 200 and 250 Massachusetts Avenue, N.W. The property is currently zoned, for the purposes of this PUD, C-4 through a PUD-related map amendment approved in the first-stage PUD.

The overall PUD that consists of three major blocks – the North Block, the Center Block, and the South Block – that will contain a mixed-used project for the redevelopment of the land and air rights above the I-395 Center Leg Freeway, to be known as Capitol Crossing. (See Z.C. Case No. 08-34 for details on the overall PUD.) This request for a first-stage modification seeks approval for development of the North Block. The height, density, and massing will not change as a result of this modification.

This case was filed electronically through the Interactive Zoning Information System (“IZIS”), which can be accessed through <http://.dcoz.dc.gov>. For additional information, please contact Sharon S. Schellin, Secretary to the Zoning Commission at (202) 727-6311.

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