

District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council schedules a public hearing on Bill 21-109, Rent Control Housing Clearinghouse Amendment Act of 2015
- Chief Financial Officer certifies the Fiscal Year 2015 approved budget's compliance with the Campaign Finance Reform and Transparency Amendment Act of 2013
- Executive Office of the Mayor establishes a Commission to Commemorate the Honorable Marion S. Barry, Jr.
- D.C. Public Charter School Board schedules a public hearing on new charter school applications
- Board of Elections updates regulations to conform with the Campaign Finance Reform and Transparency Act of 2013
- Department of Health Care Finance proposes interim rates for Federally Qualified Health Centers (FQHCs)
- Board of Ethics and Government Accountability publishes the 2015 Lobbyist Registrations
- Office of the Deputy Mayor for Planning and Economic Development announces funding availability for the Fiscal Year 2015 H Street NE - Small Business Improvement Grant

DISTRICT OF COLUMBIA REGISTER

Publication Authority and Policy

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ENROLLED ORIGINAL

A RESOLUTION

21-15

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

February 3, 2015

To declare the existence of an emergency with respect to the need to amend the Fiscal Year 2015 Budget Support Act of 2014 and the Retail Incentive Act of 2004 to modify the boundaries of the Bladensburg Road, N.E., Retail Priority Area; to amend the H Street, N.E., Retail Priority Area Incentive Act of 2010 to clarify that restaurants whose annual alcohol sales exceed 20% are not eligible for retail development project grants and to clarify the location of businesses that are eligible to receive retail development project grants; and to repeal the H Street, N.E., Retail Priority Area Incentive Temporary Amendment Act of 2014.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “H Street, N.E., Retail Priority Area Clarification Emergency Declaration Resolution of 2015”.

Sec. 2. (a) There exists an immediate need to amend, on an emergency basis, the Fiscal Year 2015 Budget Support Act of 2014, enacted on September 23, 2014 (D.C. Act 20-424; 61 DCR 9990), and section 4 of the Retail Incentive Act of 2004, effective September 8, 2004 (D.C. Law 15-185; D.C. Official Code § 2-1217.73), to modify the boundaries of the Bladensburg Road, N.E., Retail Priority Area; to repeal the H Street, N.E., Retail Priority Area Incentive Temporary Amendment Act of 2014, enacted on November 10, 2014 (D.C. Act 20-475; 61 DCR 12121); and to amend section 4 of the H Street, N.E., Retail Priority Area Incentive Act of 2010, effective April 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.173), to clarify that restaurants whose annual alcohol sales exceed 20% are not eligible for retail development project grants and to clarify the location of businesses that are eligible to receive retail development project grants.

(b) The Fiscal Year 2015 Budget Support Act of 2014 and subsequent emergency legislation amended the Bladensburg Road, N.E., Retail Priority Area, and included it as part of the H Street, N.E., Retail Priority Area.

(c) The H Street, N.E., Retail Priority Area Incentive Emergency Amendment Act of 2014, effective October 24, 2014 (D. C. Act 20-0460; 61 DCMR 11377), amended the criteria for eligible retail development projects eligible to receive grants.

ENROLLED ORIGINAL

(d) There is concern about the clarity and accuracy of the language amending the Bladensburg Road, N.E., Retail Priority Area, including it into the H Street, N.E., Retail Priority Area, and amending the criteria for retail development projects to be eligible to receive grants.

(e) This emergency legislation addresses those immediate concerns with new language to effectuate the intent of the Fiscal Year 2015 Budget Support Act of 2014 and the H Street, N.E., Retail Priority Area Incentive Emergency Amendment Act of 2014.

(f) This emergency legislation also contains conforming provisions that amend the Fiscal Year 2015 Budget Support Act of 2014 and repeal the pending H Street, N.E., Retail Priority Area Incentive Temporary Amendment Act of 2014 to ensure the timely effectiveness of this emergency legislation.

(f) There exists an immediate need to pass this measure clarifying the boundaries of the H Street, N.E., Retail Priority Area and eligible retail development projects so that they are in effect before the conclusion of the current grant cycle, which closes February 23, 2015.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the H Street, N.E., Retail Priority Area Clarification Emergency Amendment Act of 2015 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A RESOLUTION

21-16

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

March 3, 2015

To declare the existence of an emergency, due to congressional review, with respect to the need to amend section 47-4658 of the District of Columbia Official Code to clarify the real property tax abatement for Lot 808 in Square 5041 and Lot 811 in Square 5056.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Parkside Parcel E and J Mixed-Income Apartments Tax Abatement Congressional Review Emergency Declaration Resolution of 2015".

Sec. 2. (a) In December 2014, the Council passed the Parkside Parcel E and J Mixed-Income Apartments Tax Abatement Emergency Amendment Act of 2014, effective December 18, 2014 (D.C. Act 20-526; 61 DCR 13117) ("emergency legislation"). The emergency legislation amended section 47-4658 of the District of Columbia Official Code to clarify the real property tax abatement for Lot 808 in Square 5041 and Lot 811 in Square 5056.

(b) The emergency legislation will expire on March 18, 2015, before the temporary legislation, the Parkside Parcel E and J Mixed-Income Apartments Tax Abatement Temporary Amendment Act of 2014, enacted on January 25, 2015 (D.C. Act 20-611; 62 DCR 1876), is projected to become law.

(c) It is important that the provisions of the emergency legislation continue in effect, without further interruption, until the temporary legislation is in effect.

Sec. 3. The Council of the District of Columbia determines that the circumstances enumerated in section 2 constitute emergency circumstances making it necessary that the Parkside Parcel E and J Mixed-Income Apartments Tax Abatement Congressional Review Emergency Amendment Act of 2015 be adopted after a single reading.

Sec. 4. This resolution shall take effect immediately.

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-276

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To acknowledge and honor Wednesday, October 29, 2014, as World Stroke Day in the District of Columbia.

WHEREAS, each year, more than 6 million lives are lost to stroke worldwide and one in 6 people will suffer a stroke in their lifetime;

WHEREAS, stroke is a leading cause of serious long-term disability and the 4th-leading cause of death in the United States, killing about 130,000 people nationwide, and the 3rd leading cause of death in the District of Columbia, killing almost 200 citizens of the District each year;

WHEREAS, the District of Columbia is part of the stroke belt—an 8 to 12 state region that historically has had stroke death rates that are 10 percent higher than the rest of the nation;

WHEREAS, 4.6 percent of adults living in the District of Columbia have had a stroke compared to 2.6 percent of adults nationally, with adults who reside in Wards 5, 7, and 8 being more likely than adults in all other wards to have had a stroke;

WHEREAS, stroke prevalence is projected to increase by 24.9 percent between 2010 and 2030 and the direct medical costs for treating stroke are expected to increase by 238 percent, from \$28.3 billion in 2010 to \$95.6 billion by 2030;

WHEREAS, new and effective treatments have been developed to treat and minimize the severity and damaging effect of strokes, although more research is needed;

WHEREAS, Americans are more aware of the risk factors and warning signs for stroke than in the past, but according to a recent survey, one-third of adults cannot identify any symptoms;

WHEREAS, the American Stroke Association's *Together to End Stroke* campaign helps people learn how to recognize and respond to stroke warning signs using the acronym F.A.S.T., where F stands for Face Drooping, A stands for Arm Weakness, S stands for Speech Difficulty, and T means Time to call 9-1-1 if any signs are present;

ENROLLED ORIGINAL

WHEREAS, throughout World Stroke Day the American Stroke Association will encourage Americans to learn and spread the stroke warning signs by downloading the F.A.S.T. mobile application at strokeassociation.org/warningsigns; and

WHEREAS, the American Stroke Association, in collaboration with stroke organizations throughout the world, will encourage the public to wear the Stroke Solidarity String, which serves as a universal symbol to unite the world in the fight against stroke.

IT IS HEREBY RESOLVED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia hereby declares Wednesday, October 29, 2014, as World Stroke Day to urge all the citizens of our city to familiarize themselves with the risk factors associated with stroke, recognize the warning signs and symptoms, and on first signs of a stroke dial 9-1-1 immediately so that we might begin to reduce the devastating effects of stroke on population in the District of Columbia.

Sec. 2. This resolution may be cited as the “World Stroke Day Recognition Resolution of 2014”.

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

20-277

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the 90th anniversary of St. Francis Xavier Catholic Church.

WHEREAS, St. Francis Xavier Catholic Church held its first service in a family home belonging to Ms. Jane French in approximately 1922;

WHEREAS, St. Francis Xavier Catholic Church moved to a wooden building called the “Hut Church” at 27th and O Streets in Southeast, Washington, D.C., to accommodate a growing membership;

WHEREAS, St. Francis Xavier Catholic Church held its first mass at the “Hut Church” on December 24, 1924;

WHEREAS, St. Francis Xavier Catholic Church purchased land at 28th and O Streets, Southeast, in 1936 to build a larger facility and dedicated the new building one year later on November 7, 1937;

WHEREAS, St. Francis Xavier Catholic Church opened the St. Francis Xavier Academy on March 3, 1940, where spiritual and academic education are taught;

WHEREAS, St. Francis Xavier Catholic Church has served the needs of the poor and the community through many outreach projects such as Alcoholics Anonymous, Blood Pressure Screening, Children’s Music and Liturgy, HIV/Aids, Literacy Programs, Catholic Charities housing programs, and the provision of free food, affordable and nutritious groceries, and outerwear and coats;

WHEREAS, St. Francis Xavier Catholic Church has an especially popular Wednesday Senior Citizens Mass for area seniors where lunch and entertainment is provided;

WHEREAS, St. Francis Xavier Catholic Church offers Bible study classes and weekday Mass;

ENROLLED ORIGINAL

WHEREAS, St. Francis Xavier Catholic Church has been a pillar of the Ward 7 community; and

WHEREAS, St. Francis Xavier Catholic Church now celebrates its 90th anniversary and a long history of faith expressed in prayer and works of charity.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia congratulates and thanks St. Francis Xavier Catholic Church for 90 years of service.

Sec. 2. This resolution may be cited as the “St. Francis Xavier Catholic Church 90th Anniversary Recognition Resolution of 2014”.

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

20-278

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of John Thomas Doles, Sr., as the Most Worshipful Grand Master of Prince Hall Masons in and for the Jurisdiction of the District of Columbia located at the Masonic Temple, 1000 U Street N.W., in Washington, D.C.

WHEREAS, John T. Doles, Sr., is the eldest son of the late Rena Hazel Doles Brown and Samuel Mason, Sr., born in Southampton County, Virginia;

WHEREAS, John T. Doles, Sr., was raised by his grandparents, Robert I. and Margaret P. Doles and educated in the public school systems of Southampton and Arlington Counties where he graduated from Wakefield High School in Arlington, Virginia;

WHEREAS, John T. Doles, Sr., enlisted in the Army where he served from 1967 thru 1970, including serving a tour of duty in Vietnam from 1968 thru 1969 and ending his military service at Fort Eustis, Virginia;

WHEREAS, John T. Doles, Sr., returned to Arlington, Virginia, where he reunited with his bride, Susan Hicks Doles, whom he married prior to leaving for Vietnam;

WHEREAS, John T. Doles, Sr., has 2 sons, John Thomas Doles, Jr., and Warren; 2 grandsons, Khalil and Warren II, and 2 granddaughters, Dominic and Khala;

WHEREAS, John T. Doles, Sr., after receiving an honorable discharge from the Army, went on to pursue a career in the United States Postal Service, where he was employed 32 years and received many awards for distinguished service;

WHEREAS, during his career he served in every postal District in the Washington DC District, including Washington, D.C., Southern MD, and Northern VA, and retired in 2001.

WHEREAS, John T. Doles, after a few years of leisurely retirement, decided to get a job working as a Motor Coach Technician with Keller Transportation;

WHEREAS, John T. Doles, Sr., during his working years in Southern Maryland, joined American Legion Post 275 and is also a charter member of the Post Legion Riders, although not so active as a rider;

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WHEREAS, John T. Doles, Sr., is an active sports fan of all the local sports teams including the Redskins, the Wizards, the Nationals, and the Capitols;

WHEREAS, John T. Doles, Sr., is an active member of the Masonic Order and has obtained the following positions: Past Master, Doric Lodge #19; Past President of the Masters and Wardens Council (1996), Past Excellent High Priest, Saint John's Chapter #7, HRAM; Past Worthy Patron, Naomi Chapter #9, OES; Past Grand Worthy Patron, Georgiana Thomas Grand Chapter, Order of the Eastern Star and the 83rd Most Worshipful Grand Master ("MWGM") of the Most Worshipful Prince Hall Grand Lodge of the District of Columbia, Prince Hall Affiliation, and he is also a member of the Ancient Egyptian Arabic Order of the Mystic Shrine and is a Grand Inspector General of the Jonathan Scottish Rite;

WHEREAS, John T. Doles, Sr., during his tenure as the Worshipful Master of Doric Lodge #19 led the Lodge to winning the Jewel Contest on the 3rd Degree and was also named Patron of the year in 1998 while serving with PM Evelyn Snipes of Naomi Chapter #9;

WHEREAS, the Grand Master Doles' Motto is: "Renewing Relevance by Strong Community Bonding", and he has created a number of initiatives in the District of Columbia including the awarding of scholarships at Howard University;

WHEREAS, John T. Doles, Sr., holds honorary membership in Acacia Lodge #25, Nathaniel M. Adams Lodge #29, Warren Lodge #8, Harmony Lodge #22, Beacon Lodge #76 of New York, and the Most Worshipful Prince Hall Grand Lodge of Arkansas; and

WHEREAS, MWGM Doles attends Mt. Olive Baptist Church in Arlington, Virginia, his favorite spiritual song is "Your Grace and Mercy," and his favorite verse from the Holy Scripture is from Proverbs, Chapter 4, Verse 7, "Wisdom is the Principle Thing; Therefore, Get Wisdom, And With All Thy Getting, Get Understanding".

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors John T. Doles, Sr., and his contributions to the District of Columbia and declares November 24, 2014, as "John T. Doles, Sr., Day" in the District of Columbia.

Sec. 2. This resolution may be cited as the "John T. Doles, Sr., Recognition Resolution of 2014".

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

20-279

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of Yeshimebeth “Mama Tutu” Belay in the District of Columbia.

WHEREAS, Yeshimebeth Belay, also affectionately known as “Mama Tutu,” is the quintessential immigrant success story; hailing from her birth country of Ethiopia, Tutu accomplished the American dream through hard work and perseverance;

WHEREAS, Tutu graduated from Southern University in Louisiana with a degree in Business Administration and moved to the Washington area, where she recognized the economic potential of the largest population of Ethiopians in the U.S.;

WHEREAS, Tutu established the Ethiopian Yellow Pages that has grown from 80 pages to almost 1000 and has served the Washington, D.C., area Ethiopian immigrant community for the last 20 years;

WHEREAS, Tutu has received a master’s degree and has expanded her business to include a newspaper, restaurant, and cultural expositions;

WHEREAS, always giving back, she has provided academic scholarships and awards for talented and achieving youth in the community;

WHEREAS, Tutu reached out to the larger D.C. community, serving as a board member of Shaw Main Streets and working to revitalize the Shaw neighborhood area of Washington, DC;

WHEREAS, Tutu has worked closely with Ward One Councilmember Jim Graham, the local ANC commissioner Alex Pedro, local businesses, and other city officials for the last 10 years to uplift the 9th and U Street, N.W., area;

WHEREAS, Tutu has been relentless in educating the community about the need to participate in local government initiatives from entrepreneurship to neighborhood cleanups; and

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WHEREAS, Tutu serves as an excellent role model to the community on how to be a productive citizen, despite numerous struggles, if you are willing to work hard, have a positive attitude, and care about the welfare of other people.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors “Tutu’s” numerous contributions to the Ethiopian community, and the wider community in the District of Columbia and the Washington metropolitan area, and declares December 26, 2014, as “Yeshimebeth Mama Tutu Belay Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Yeshimebeth “Mama Tutu” Belay Day Recognition Resolution of 2014”.

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

20-280

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of Elizabeth McIntire in the District of Columbia.

WHEREAS, Elizabeth McIntire was born in Washington, D.C., grew up in Arlington, Virginia, and graduated from the University of Chicago with a degree in English;

WHEREAS, Elizabeth McIntire has lived in the Columbia Heights neighborhood for 35 years and has been very involved and dedicated to the community during that entire time;

WHEREAS, Elizabeth McIntire served as an ANC Commissioner and was one of the volunteer organizers of the Columbia Heights Community marketplace at 14th & Irving Streets;

WHEREAS, Elizabeth McIntire served as a property manager on 14th Street and this experience led to her current job as the Administrative Property Manager at Jubilee Housing, Inc., a non-profit that owns and operates 8 affordable apartment buildings in Adams Morgan;

WHEREAS, Elizabeth McIntire, cares deeply about the residents of the Jubilee Housing Community as well as the wider surrounding neighborhood in Ward One and the entire District; She gives of herself with nothing less than the utmost love and respect for others;

WHEREAS, Elizabeth McIntire is a prime example of civic engagement as she often attends rallies for Affordable Housing, writes to her elected officials, and even attended the original March on Washington in 1963;

WHEREAS, this resolution also honors all the good work done by her husband David, who worked tirelessly during his lifetime on these issues; and

WHEREAS, Elizabeth McIntire, when she is not advocating for social justice, enjoys reading, going to the movies, and spending quiet time in the country;

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors the

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contributions of Elizabeth McIntire and declares December 28, 2014, as “Elizabeth McIntire Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Elizabeth McIntire Recognition Resolution of 2014”.

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

20-281

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of Charlie Whitaker, the Green Team, and Career Path DC in the District of Columbia.

WHEREAS, with the support of Councilmember Graham and the Council of the District of Columbia, Charlie L. Whitaker coordinated a program in 2006 called the Green Team, which created career opportunities and life skills and job readiness training for young people and ex-offenders in the Columbia Heights/Shaw neighborhood, to support them in successfully reintegrating in the community;

WHEREAS, the Green Team was initially funded through the Neighborhood Investment Fund, and during the first year of the program the residents, business owners, and community leaders of Columbia Heights/Shaw all agreed the Green Team was a success, and other funding was provided to support the program;

WHEREAS, Mr. Whitaker, in 2009, established a similar program called the B.L.U.E. team in Southeast D.C.;

WHEREAS, Mr. Whitaker, in April of 2010, co-founded and incorporated Career Path DC (“CPDC”) with Ms. Tina Kennedy;

WHEREAS, CPDC was founded on recognizing the need for youth services and efficient career development and training for the neediest people within the District of Columbia;

WHEREAS, Career Path DC provides the same beautification services that were provided by both the Green Team and the B.L.U.E. team, and has served 7 of the 8 wards of Washington, D.C., and currently works with both youth and adult ex-offenders;

WHEREAS, Career Path DC has worked with over 100 youth, including approximately 20 youth who were at one time committed to the District’s DYRS system;

WHEREAS, CPDC has worked with many of those youth with obtaining their GED and provides support to those youth who are determined to get a higher education; and

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WHEREAS, Career Path DC currently employs 27 DC residents, and has hired individuals from homeless shelters, halfway houses, and other returning citizens.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors Charlie Whitaker, the Green Team, and Career Path DC for their outstanding contributions in the District of Columbia and declares December 29, 2014, as “Green Team, Career Path DC Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Green Team, Career Path DC Day Recognition Resolution of 2014”.

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

20-282

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of A. Janelle Goetcheus, M.D. in the District of Columbia.

WHEREAS, Janelle Goetcheus, M.D., is described as a “visionary who looks directly into the face of social evil” and “speaks to patients in the language of the heart”;

WHEREAS, Janelle Goetcheus graduated from the Indiana University School of Medicine in 1965 and moved to Washington, D.C., with her husband, who is a minister, in 1976;

WHEREAS, Dr. Goetcheus founded the Columbia Road Health Services in 1979, a medical clinic to serve the capital city’s tens-of-thousands Central American refugees and other extremely poor persons;

WHEREAS, Dr. Goetcheus, in 1985, founded Christ House, a temporary residential respite care facility for homeless men and women, the only one of its kind in the nation;

WHEREAS, Dr. Goetcheus, in 1992, established the Kairos House, a permanent housing program for former Christ House patients who have medical disabilities preventing them from being able to work;

WHEREAS, Dr. Goetcheus, also in 1985, worked with others to establish the Health Care for the Homeless Project that led to the creation of Unity Health Care in 1998; Unity Health Care has 25 neighborhood medical centers located in the neediest areas of the city;

WHEREAS, Dr. Goetcheus was involved with the creation of the D.C. Health Care Alliance, a consortium of private entities proving patient services among several hospitals and through local community health centers;

WHEREAS, Dr. Goetcheus was named Doctor of the Year by the American Academy of Family Physicians in 1991, was deemed a “Woman of Mercy” by the Sisters of Mercy in 1988, was inducted to the District of Columbia’s Hall of Fame in 1989, received the 1990 Good Samaritan Award from the National Catholic Development Conference, and, in 1995, was named Washingtonian of the Year by the Washingtonian Magazine; and

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WHEREAS, Dr. Goetcheus, was described as the “Mother Teresa of Washington” when she received the 2002 American Medical Association Pride in Profession Award from Dr. Stuart F. Seides, who went further on to say “She is an inner-city missionary, utterly selfless. She sees God in all these people who have fallen through the cracks of governmental social systems, and she has a vision in looking after the homeless and the dispossessed in the city.”

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors the contributions of A. Janelle Goetcheus, M.D., and declares December 30, 2014, as “A. Janelle Goetcheus, M.D., Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “A. Janelle Goetcheus, M.D., Day” Recognition Resolution of 2014”.

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

20-283

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions and advocacy of Eric Jonathan Sheptock.

WHEREAS, Eric Jonathan Sheptock was born in Atlantic City, New Jersey, where at the age of 8 months he suffered a massive head injury and was not expected by doctors to develop normal cognitive functions, much less finish high school;

WHEREAS, the head injury left him an extreme stutterer often taking 3 minutes to utter one sentence, leaving Eric exhausted and causing him to walk away from many conversations;

WHEREAS, he has defeated the stuttering enough to speak at various high schools, colleges, universities, and churches, and been featured on CNN, Al-Jazeera, and other media;

WHEREAS, Eric spent 5 years in foster care, was taken in by a Polish man and Italian woman took him in when he was 5 and a half years old, and moved to New Jersey where his parents raised a family of 37 children – 7 biological and 30 adopted;

WHEREAS, the Sheptocks moved to Florida in 1985, and Eric graduated from Hollister Christian Academy in Hollister, Florida, in 1987 as a straight-A student;

WHEREAS, Eric began advocating for the homeless in June 2006 due to the coaching of the late Mary Ann Luby;

WHEREAS, Eric began as a member of the Committee to Save Franklin Shelter and was part of the successful effort to stop Mayor Anthony Williams from closing the Franklin School Shelter;

WHEREAS, fellow homeless advocate David Pirtle taught him to use e-mail in November of that year -- a day that many in D.C. government remember;

WHEREAS, Eric has gone on to become a prolific user of e-mail and Facebook and often blogs;

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WHEREAS, in 2011 Eric established the advocacy group SHARC, which stands for "Shelter, Housing And Respectful Change," for the purpose of informing poor and homeless people about budget cuts to social services which would negatively impact them; and

WHEREAS, with Eric as Chair, SHARC went on to lead the beginning of a robust public conversation around the future of the 1,350-bed Federal City Shelter -- a conversation that continues to this day and could result with up to one-sixth of Washington, D.C.'s, homeless population obtaining housing or improved shelter.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors Eric Sheptock for his outstanding advocacy on behalf of the homeless residents in the District of Columbia and declares December 31, 2014, as "Eric Jonathan Sheptock Day" in the District of Columbia.

Sec. 2. This resolution may be cited as the "Eric Jonathan Sheptock Day Recognition Resolution of 2014".

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

20-284

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of Tania Latin in the District of Columbia.

WHEREAS, Tania Latin is 13 years old, a native of Guatemala who immigrated to the United States in 2014 to reunite with her father living in Ward One, in the Mount Pleasant neighborhood of the District of Columbia;

WHEREAS, Tania Latin is one of the 60,000 unaccompanied minors that fled El Salvador, Honduras, and Guatemala and has contributed to the mounting international humanitarian crisis in the United States; these children have crossed the U.S. border, but their journeys are not over;

WHEREAS, an unprecedented number of children have fled their home countries in Central America to seek refuge in the United States due to extreme poverty, unemployment, trauma and the lack of state protection from gang violence and drug-traffickers;

WHEREAS, Tania Latin’s odyssey crossing the Mexican border was featured in the Washington Post magazine on Sunday, August 24, 2014, written by David Montgomery;

WHEREAS, Tania Latin is currently attending the 9th grade at the Columbia Heights Educational Campus, where she is learning English and making new friends;

WHEREAS, the District of Columbia is home to a large and vibrant Central American community and has a longstanding history of supporting the advancement of human rights throughout Central America and ensuring the integration of human beings to their new homes, as evidenced by the Language Access Act, the D.C. Healthcare Alliance, the Non-Driver’s Identification Card/ Driver’s License Amendment Act of 2013, and the unanimous decision of the Council and Mayor to opt out of the federal “ Secure Communities program”; and

WHEREAS, the District of Columbia strives to provide language and culturally appropriate services to minorities and people of color.

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IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors Tania Latin's courage, personal conviction, strength of character, and faith that is inspirational to all Latino immigrants, most especially the children and youth; and declares January 1, 2015, as "El Día de Tania Latin" in the District of Columbia.

Sec. 2. This resolution may be cited as the "Tania Latin Day Recognition Resolution of 2014".

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

20-285

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

October 28, 2014

To recognize the contributions of outstanding Ward One Resident Council Leaders in the District of Columbia.

WHEREAS, Tanita Moore, Betty Turner, Wanda Gardner, and Rhoda Dawson at Claypoole Courts; Cecelia Lane and April Hawkins-Mason at Columbia Heights Village and 2900 14th Street; Sandra Butler-Truesdale, Lillie Baker, and James Gaither at Paul Laurence Dunbar; LaSonya Olden and Jarmel Evans at Faircliff East and West; Jacques Thames, Lolita Griffin, and Doris Feemster at Fairmont I & II; Althea Summers at Garfield Garden; Doll Fitzgerald, Rosemary Akinmboni, and Ann Mitchell at Garfield Terrace; David Watson, Pastor Angelia Scott, and Ernest Thomas at Harvard Towers; Latrice Starnes and Sharon Sneed at Hubbard Place; Raymond Wright, Tanya Hall, and Clarence Miles at Kelly Miller; Emma Shelton, Mr. Casey, Alice Hackley, and Sharon Jones at LeDroit; Annie Bowman, Leola Wright, Bobby Cherry, Bernice Brown, Carolyn Vincent, and Robert Bolton at NCBA Estates; Marie Whitfield and Ms. Vick at Park Morton; Alfreda White at Portner Place; Ronald Gray at Samuel Kelsey; Mark Readdy at Trinity Towers; Alma Hall and Renee Flood-Wright at Urban Village; and many others have established themselves as outstanding leaders by serving at the buildings where they live;

WHEREAS, their dedication, commitment, passion, energy, love of neighbor and community, and spirit of service, is inspirational to all their neighbors, friends, and family;

WHEREAS, their service and sense of responsibility has significantly improved the quality of life and neighborly relationships in the buildings where they live in Ward One; and

WHEREAS, their ongoing effort working to encourage the residents of their building to get involved with issues of concern in the neighborhood contributed to building a sense of community in Ward One.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors the contributions of all those and many others who have served as leaders on the Resident Council at

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their building in the District of Columbia and declares December 27, 2014, as “Outstanding Ward One Resident Council Leaders Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Outstanding Ward One Resident Council Leaders Day Recognition Resolution of 2014”.

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

20-286

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

To recognize and acknowledge the tenure of Trayon White, Ward 8 member of the District of Columbia State Board of Education.

WHEREAS, the District of Columbia State Board of Education recognizes the stewardship of board member Trayon White for his dedicated service in improving educational outcomes for students in the District of Columbia since May 10, 2011;

WHEREAS, Mr. White has always been actively involved with community activities, starting with his work with the East of the River Clergy Police Community Partnership, where he served as an outreach coordinator, and extended through the establishment of a nonprofit where he was able to use his life experience to show young adults pathways to successful living;

WHEREAS, the Council of the District of Columbia acknowledges the outstanding service Mr. White has provided to the Ward 8 community in engaging government leaders and education stakeholders in furtherance of the vision that all District residents receive an excellent education;

WHEREAS, Mr. White was both a champion for finding productive, practical ways of reducing truancy, as well as a strong advocate for parent and home engagement; and

WHEREAS, Mr. White ended his duties with the District of Columbia State Board of Education on March 6, 2014.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors Trayon White for his service to the District of Columbia and Ward 8 and for his deep and abiding passion for youth with a commitment to programs and policies which affect the education of youth in Washington, D.C., traditional public and public charter schools.

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Sec. 2. This resolution may be cited the “Trayon White Recognition Resolution of 2014”.

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

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A CEREMONIAL RESOLUTION

20-287

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

To recognize and honor the Jack & Lovell Olender Foundation Awardees for 2015 for their dedicated service to the community, and to declare December 4, 2014, as “Olender Foundation Awardees Day” in the District of Columbia.

WHEREAS, for almost 3 decades, the Olender Foundation has recognized and honored citizens of the District of Columbia and the world for their dedicated, heroic, and meritorious service;

WHEREAS, the Olender Foundation Awardees for 2015 have been selected;

WHEREAS, Francis Tiafoe has been selected by the Olender Foundation as the recipient of the America’s Role Model 2015 Award;

WHEREAS, Joel H. Fisher, Esq., has been selected by the Olender Foundation as the recipient of the Unsung Hero 2015 Award; and

WHEREAS, Lovell R. Olender has been selected by the Olender Foundation as the recipient of the Generous Heart 2015 Award, posthumously.

IT IS HEREBY RESOLVED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes, honors, salutes, and congratulates the Olender Foundation Awardees for the valuable contribution they have made to the District of Columbia and declares December 4, 2014, as the “Olender Foundation Awardees Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Jack & Lovell Olender Foundation Awardees for 2015 Day Recognition Resolution of 2014”.

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

20-288

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

To recognize and celebrate Monica Warren-Jones for her service as the Ward 6 member of the State Board of Education.

WHEREAS, Ms. Warren-Jones had the privilege to work with community members, elected officials, and committed advocates who work tirelessly to engage and listen to residents who want and deserve a high quality educational experience for all children;

WHEREAS, Ms. Warren-Jones was involved in many initiatives such as approving new science standards, proposing increased physical education hours to combat childhood diabetes and obesity rates, holding health workshops to increase HIV awareness among teens, approving a statewide report card, and approving a waiver for No Child Left Behind that included accountability for making progress toward proficiency;

WHEREAS, Ms. Warren-Jones reviewed competency-based learning models and supported the implementation of Common Core in 2015, which will allow students to take assessments that are aligned with the new standards;

WHEREAS, Ms. Warren-Jones plans to approve new high school graduation requirements that are intended to give students flexibility in obtaining credit as well as provide opportunities to demonstrate the acquired skills needed to be successful in college and career;

WHEREAS, Ms. Warren-Jones took tremendous steps to staff an ombudsman who is tasked with addressing and resolving concerns of students and families; and

WHEREAS, Ms. Warren-Jones has served as an exemplary member of the State Board of Education.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That the Council of the District of Columbia recognizes and celebrates Monica Warren-Jones for her service as the Ward 6 member of the State Board of Education.

Sec. 2. This resolution may be cited as the “Monica Warren-Jones Recognition Resolution of 2014”.

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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

20-289

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

To celebrate and honor Deacon Lawrence Madison on his 80th birthday, and to declare December 28 as “Deacon Lawrence Madison Day” in the District of Columbia.

WHEREAS, Deacon Madison will be turning 80 years old on December 27, 2014.

WHEREAS, Deacon Madison was born in the District of Columbia and raised in Montgomery County, Maryland;

WHEREAS, in 1974, Deacon Madison graduated from George Washington Carver High School in Montgomery County, Maryland;

WHEREAS, Deacon Madison served in the United States Army as well as the District of Columbia National Guard;

WHEREAS, Deacon Madison was employed by the Government Printing Office for 30 years prior to retiring in 1990;

WHEREAS, in 1987, Deacon Madison was ordained as a deacon at New Hope Free Will Baptist Church located at 754 Eleventh Street, S.E.; and

WHEREAS, Deacon Madison has served as Chairman of New Hope Free Will Baptist Church’s Deacon’s Ministry for the past 18 years.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that The Council of the District of Columbia celebrates and honors Deacon Lawrence Madison on his 80th birthday, and declares December 28 as “Deacon Lawrence Madison Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Deacon Lawrence Madison Day Recognition Resolution of 2014”.

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

20-290

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

To celebrate and honor Commissioner Doris Brooks on her 80th birthday and for her monumental service as an Advisory Neighborhood Commissioner.

WHEREAS, Commissioner Brooks will be turning 80 years old on November 24, 2014;

WHEREAS, Commissioner Brooks obtained her education in the District of Columbia Public School System;

WHEREAS, Commissioner Brooks was elected to the Advisory Neighborhood Commission 6A09 in 1973 under former Councilmember Nadine Winters, and was later elected to the Advisory Neighborhood Commission 2C03;

WHEREAS, Commissioner Brooks was the longest serving Advisory Neighborhood Commissioner in the history of the District of Columbia, serving for 38 years;

WHEREAS, Commissioner Brooks began her activism in 1975 with neighbor and friend Marion Barry as they formed the first neighborhood roundtable;

WHEREAS, Commissioner Brooks was instrumental in the implementation of the new Convention Center and served on the board of directors for over a decade;

WHEREAS, Commissioner Brooks was responsible for the planning and construction of the new Kennedy Recreation Center location in Northwest D.C.;

WHEREAS, Commissioner Brooks has served the community for more than 46 years with organizations such as Christ Child Settlement House, Friendship Community House of Southeast, E Street Book Club, where she served as president, and Send the Kids to Camp program; and

WHEREAS, Commissioner Brooks spent her professional career working with several organizations including the United Planning Organization, Child and Family Services Agency, and the Department of Human Services.

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IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia celebrates and honors Commissioner Doris Brooks on her 80th birthday and for her monumental service as an Advisory Neighborhood Commissioner.

Sec. 2. This resolution may be cited as the “Commissioner Doris Brooks Recognition Resolution of 2014”.

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

20-291

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

To recognize the 15th Annual Transgender Day of Remembrance, and to declare Thursday November 20, 2014, as “Transgender Day of Remembrance” in the District of Columbia.

WHEREAS, transgender individuals face high rates and severity of violence, including 72% of homicides, according to the National Coalition of Anti-Violence Projects in 2013;

WHEREAS, the District of Columbia has a particularly alarming history of violence against transgender individuals, especially transgender women of color, including the murders of Deoni Jones, Lashai Mclean, Tyli’a Mack, Elexius Woodland, Bella Evangelista, Emonie Spaulding, Stephanie Thomas, Ukea Davis, and too many others;

WHEREAS, the District of Columbia strives to be a city that is welcoming and safe for all residents and visitors, including transgender people; and

WHEREAS, the Transgender Day of Remembrance is held on November 20th around the world to memorialize those who were killed due to anti-transgender hatred or prejudice.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes the contributions of the transgender community and its vulnerability to violence, and declares Thursday, November 20, 2014, as “Transgender Day of Remembrance”.

Sec. 2. This resolution may be cited as the “Transgender Day of Remembrance Resolution of 2014”.

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

20-292

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

November 18, 2014

Recognizing and celebrating the exceptional achievements and long-time dedicated service of District resident and activist Louise White.

WHEREAS, Louise White is a longtime resident of Ward 3 in the District of Columbia, and has a distinguished academic career as a professor at American and at George Mason Universities;

WHEREAS, through her service on the Mission Committee of the Chevy Chase Presbyterian Church, Louise White became familiar with the plight of returning citizens and the hurdles faced when reentering their communities;

WHEREAS, in September 2005, she began building a volunteer advocacy group, the Reentry Task Force, to focus on issues of confinement and reentry, and this task force has held monthly meetings since 2006;

WHEREAS, benefiting from Ms. White’s leadership, energy, and networking skills, the Reentry Task Force grew exponentially within a year of its formation to include representatives from neighborhood churches, the D.C. Public Defender Service, the D.C. Prisoners’ Project of the Washington Lawyers’ Committee, and the large community of returning citizens, themselves;

WHEREAS, since 2006, Louise White has ensured that the Reentry Task Force remains active and vocal by meeting with councilmembers, the Department of Corrections, halfway house operators, and Delegate Eleanor Holmes Norton;

WHEREAS, Louise White and other task force members have remained involved in the legislative process by providing testimony regularly at public legislative, oversight, and budget hearings of the D.C. Council, paying special attention to the Committee on the Judiciary;

WHEREAS, the Reentry Task Force has been a major advocate supporting the 2006 legislation creating the Office on Returning Citizen Affairs (“ORCA”) and the 2011 legislation revitalizing the long-dormant District of Columbia Corrections Information Council (“CIC”);

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WHEREAS, on behalf of the Reentry Task Force, Louise White has been a tireless public witness for adequate funding for both ORCA and the CIC as well as for the D.C. Department of Corrections;

WHEREAS, Ms. White was appointed by the Mayor, confirmed by the Council, and served from 2012 to 2014 as a member of the Commission on Reentry and Returning Citizen Affairs; and

WHEREAS, with undiminished devotion and passion for the cause, Louise White has now stepped down from her leadership of the Reentry Task Force, passing the reins to her able co-chair, leaving a strong legacy of commitment to improving services to D.C. prisoners and to reducing the barriers those prisoners confront when returning to our community.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the District of Columbia is grateful for Louise White’s commitment to our city and her dedication to the wellbeing of returning citizens so all can benefit from their successful reentry.

Sec. 2. This resolution may be cited as the “Louise White Recognition Resolution of 2014”.

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

20-293

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and honor the contributions of Dr. Kurt John Darr to the health community in the Washington metropolitan area and on his retirement from The George Washington University after 41 years as a full time faculty member.

WHEREAS, Dr. Kurt John Darr was born on March 3, 1940, in Bismarck, North Dakota;

WHEREAS, Dr. Darr earned a Bachelor of Arts in History and Political Science from Concordia College in 1961, a Juris Doctor from the University of Minnesota School of Law in 1964, a Master of Hospital Administration from the University of Minnesota in 1966, and a Doctor of Science from The Johns Hopkins University School of Hygiene and Public Health in 1973;

WHEREAS, Dr. Darr served in the United States Navy until 1971;

WHEREAS, Dr. Darr has completed post-doctoral fellowships with the Department of Health, Education and Welfare (now the Department of Health and Human Services), the World Health Organization, and what is now the Commission on Accreditation of Healthcare Management Education;

WHEREAS, Dr. Darr has been licensed to practice law in Minnesota since 1964 and in the District of Columbia since 1980;

WHEREAS, Dr. Darr served as an instructor and lecturer in Health Care Administration at the National Naval Medical Center in Bethesda, Maryland, from 1968 to 1970;

WHEREAS, Dr. Darr served as an instructor in Health Facilities Management at Strayer University in Washington, D.C., from 1969 to 1971;

WHEREAS, Dr. Darr has served as a full-time faculty member at The George Washington University in the Department of Health Services Management and Leadership since 1973;

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WHEREAS, Dr. Darr served as Assistant Dean of the School of Government and Business Administration for The George Washington University from 1975 to 1979;

WHEREAS, in 1981, Dr. Darr served as a Visiting Professor at The American University in Cairo, Egypt;

WHEREAS, in 1982, Dr. Darr served as a Visiting Professor at the Nuffield Centre for International Health and Development at the University of Leeds in England;

WHEREAS, Dr. Darr served as a Visiting Scholar at the Institute for Health Services Research and Policy Studies at Northwestern University in 1996-1997;

WHEREAS, as a faculty member at The George Washington University, Dr. Darr has been steadfast in his devotion to the school and has served on the University Faculty Senate, the Medical Center Faculty Senate, the Department Curriculum Committee, and the Department Appointment, Promotion, and Tenure Committee, as well as Parliamentarian for the Milken Institute School of Public Health;

WHEREAS, Dr. Darr has penned several books on the topic of health service management as well as many scholarly articles in both health and law journals;

WHEREAS, Dr. Darr is a member of the American College of Healthcare Executives, the American Hospital Association, the National Capital Healthcare Executives, the American Society for Quality, the American Bar Association, the District of Columbia Bar Association, the Minnesota State Bar Association, and the American Health Lawyers Association;

WHEREAS, Dr. Darr has educated over 1,500 healthcare leaders, executives, and managers, was honored by the George Washington Student Association with the Excellence in Teaching award 10 times, and received the Trachtenberg Award for University Service in 2009;

WHEREAS, Dr. Darr has committed his time, effort, and talents to the betterment of the District of Columbia and the health community; and

WHEREAS, Dr. Darr, through his teaching and work in the health community, has made a positive impact on the District of Columbia and its residents and has improved the quality of life in the District.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors Dr. Kurt John Darr for his outstanding contribution and invaluable service to the District of Columbia, The

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George Washington University, and the education of students in the nation's capital,
Washington, D.C.

Sec. 2. This resolution be cited as the "Kurt John Darr Recognition Resolution of 2014".

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

20-294

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and celebrate the contributions and accomplishments of the Ward 4 Democrats of Washington, D.C.

WHEREAS, since 1975, the Ward 4 Democrats of Washington, D.C., has conducted the affairs of the Democratic Party in Ward 4 through conducting programs such as voter registration and Get Out the Vote, which have resulted in strong victories for Democratic candidates in Ward 4 and across the District of Columbia;

WHEREAS, the Ward 4 Democrats Annual Ethel Delaney Lee Dinner was established in 2010 to honor the accomplishments of Mrs. Lee as a founding member of the Ward 4 Democrats, a member of the D.C Democratic State Committee, and a continuing advocate for the residents of the District of Columbia;

WHEREAS, the leadership of the Ward 4 Democrats has been highlighted by some additional extraordinary individuals;

WHEREAS, Mrs. Donna Ellis was selected as the Ward 4 Democrats 2014 Woman of the Year;

WHEREAS, Mrs. Ellis has been a member of the D.C Democratic State Committee, a member of the Ward 4 Executive Committee, President of the Democratic Women’s Democratic Club, Vice President of the D.C Federation of Democratic Women, and Eastern Region Director of the National Federation of Democratic Women, which included 13 states;

WHEREAS, Mr. Gary Thompson was selected as the Ward 4 2014 Democrats Man of the Year;

WHEREAS, Mr. Thompson has served as an Advisory Neighborhood Commissioner in the Chevy Chase Community since 2007, serving as its Chair from 2009-2012, and will be retiring at the end of 2014;

ENROLLED ORIGINAL

WHEREAS, Mr. Thompson's community involvement includes facilitating compromises on construction work in his Single Member District, including Oregon Avenue, saving the E6 Metro bus route, advocating for changes to the proposed zoning regulations, and working with individual businesses and residents, and he was appointed by Councilmember Bowser to chair the 2010 Ward 4 Advisory Neighborhood Commission Redistricting Task Force;

WHEREAS, Ms. Virginia Ali received the Ward 4 Democrats President's Award of Excellence in 2014;

WHEREAS, Mrs. Ali and Ben Ali opened the doors to Ben's Chili Bowl in August 1958, and the years have proved the food and friendship to be outstanding;

WHEREAS, known affectionately as "Mom" or Mrs. Ben, Mrs. Ali has touched the lives of everyone she has encountered, and although she has achieved near celebrity status, her demeanor has never changed – with her natural poise and sophistication, she still exemplifies the pure, wholesome values instilled by her parents; she lives a philosophy of giving love and kindness to everyone she meets and today is considered the "Matriarch of U Street";

WHEREAS, Dr. Roselyn Payne Epps is being recognized posthumously for her service to the Ward 4 Democrats;

WHEREAS, Dr. Epps was born in Little Rock, Arkansas, came to Washington, D.C., to attend Howard University, became a rotating intern with the United States Public Health Service at Freedmen's Hospital in Washington (later renamed Howard University Hospital), began a pediatric residency with the hospital in 1956, and 2 years later became its chief resident;

WHEREAS, in 1961, Dr. Epps became a medical officer with the District of Columbia Department of Health, overseeing a program that aided disabled children and their parents, and founding the High Risk Young People's Project, which brought together several university health science departments, community organizations, and government agencies within the District;

WHEREAS, the Council of the District of Columbia declared February 14, 1981, *Dr. Roselyn Payne Epps Day* in Washington, D.C., and although Dr. Epps passed away, her contributions to the Ward 4 Democrats and the District of Columbia remain an inspiration to everyone;

WHEREAS, Mrs. Minnie Green is being honored posthumously for her continued dedication to her community;

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WHEREAS, known as the “boss lady” in Ward 4 Democratic jargon, Mrs. Green supported numerous political candidates on the campaign trail, always encouraging them to read Psalm 37 for victory;

WHEREAS, as a community activist, Mrs. Green enjoyed being a part of the action, knew how to get the job done, spoke her mind, and pulled no punches, and she believed fervently in the power of prayer and held deep religious convictions;

WHEREAS, along with a group of coworkers, during the civil rights movement Mrs. Green helped to desegregate Crevella’s Wayside Inn in Silver Spring, Maryland, and during the late 1980s, Mrs. Green initiated the first citizen Wise-Up Orange Hat neighborhood crime-unit patrol in Ward 4;

WHEREAS, always one who wanted to help those who could not help themselves, Mrs. Green served 20 years as a driver, chairperson, and board member for the upper Northwest Washington Meals-On-Wheels, delivering food to those who were unable to purchase or prepare their meals, and while her passing left a void in our hearts, her wisdom and legacy will remain with us;

WHEREAS, Mr. Joseph Bishop is being acknowledged posthumously for his commitment to his family, community and politics;

WHEREAS, Mr. Bishop devoted his spare time to helping friends and neighbors and developed an interest in local politics, serving 3 terms as an Advisory Neighborhood Commissioner in Chevy Chase from 1997 to 2002, serving on the Public Service Commission, and actively advocating in many venues on behalf of D.C. citizens and consumers;

WHEREAS, Mr. Bishop additionally was very active in the mayoral campaigns of Anthony Williams, Adrian Fenty, and Mayor-Elect Muriel Bowser, and he loved going out on the campaign trail with the candidates and trying to persuade voters to listen to, read about, and vote for his candidate prior to and on Election Day;

WHEREAS, Mr. Bishop became well known among the senior citizen community for his knowledge and enthusiastic support of ways to improve seniors’ quality of life, such as advocating for the use of magnets and the drinking of alkaline water;

WHEREAS, Mr. Bishop’s passing in October 2012 was a tremendous loss to his family, the community, and the entire city, but his advocacy for seniors and his civic engagement will live with us forever;

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WHEREAS, North Washington Neighbors, Inc. (“Neighbors, Inc.”), received the Ward 4 Democrats Community Service Award in 2014 for its commitment to integration and fair housing in the Shepherd Park, Takoma, Brightwood, and Manor Park communities;

WHEREAS, beginning in the 1950s and working originally in Southeast D.C., Neighbors, Inc., brought this same dedication to Ward 4, fighting unscrupulous real estate agents who attempted to grab houses at rock bottom prices by falsely warning residents that their real estate values would decline or that schools would be degraded, or used other methods such as renting small houses to large families and telling neighbors the families had purchased the house; and

WHEREAS, while, over time, many communities have become integrated, the work of Neighbors, Inc., continues on such projects as revitalizing Georgia Avenue, Walter Reed redevelopment, schools, and many other quality of life issues.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia commends and recognizes the Ward 4 Democrats of Washington, D.C., for its outstanding work and contributions, and further recognizes the individual leadership of Donna Ellis, Gary Thompson, Virginia Ali, Roselyn Payne Epps, Minnie Green, Joe Bishop, and North Washington Neighbors, Inc., for their distinctive efforts.

Sec. 2. This resolution may be cited as the “Ward 4 Democrats Fifth Annual Ethel Delaney Lee Awards Dinner Recognition Resolution of 2014”.

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

20-295

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize, honor, and express our overwhelming gratitude to Linda D. Rabbitt for her commitment to excellence and for her numerous contributions to the District of Columbia and her residents.

WHEREAS, Linda D. Rabbitt, a graduate and Trustee of The George Washington University and founder and CEO of Rand Construction Corporation, has been a pioneer and guiding light of women in the construction industry in Washington, D.C.;

WHEREAS, Linda D. Rabbitt has advanced the entrepreneurial spirit in the District of Columbia and has served continuously to improve our community;

WHEREAS, Linda D. Rabbitt has improved the governance of our business economy through her tireless contributions as a member and leader of the Greater Washington Board of Trade, the Federal City Council, and the Economic Club of Washington;

WHEREAS, Linda D. Rabbitt has furthered the influence of women in the real estate and construction industry through her leadership of the Women’s Forum of Washington, Commercial Real Estate Women (“CREW”), and the Washington Building Congress; and

WHEREAS, for the past 3 years Linda D. Rabbitt has served as the Chair of the Federal City Council, as a leader and partner in enhancing the nation’s capital by focusing the creative and administrative talents of the District’s business and professional leaders on major problems and opportunities facing the city.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia is proud to recognize, honor, and express our overwhelming gratitude to Linda D. Rabbitt and recognize her heroic civic actions on behalf of the District of Columbia and her citizens.

Sec. 2. This resolution may be cited as the “Linda D. Rabbitt Recognition Resolution of 2014”.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-296

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and honor Kerry Stowell for her commitment to excellence and her numerous contributions to the District of Columbia.

WHEREAS, Kerry Stowell, as President of Watergate East, served on the board of “The Committee to Preserve the Watergate Heritage”;

WHEREAS, as the result of the efforts of Kerry Stowell and the Committee to Preserve the Watergate Heritage, the Watergate buildings received D.C. Landmark status in 2005;

WHEREAS, as a result of the Watergate buildings receiving D.C. Landmark status, the complex was added to the U.S. National Register of Historic Places in October 2005;

WHEREAS, Kerry Stowell’s collection of Watergate East materials, including photographs, news articles, biographies of residents, and more, was donated to the George Washington University Gelman Library in 2014, where they are a part of the Special Collections Research Center;

WHEREAS, Kerry Stowell has worked as a film producer and educational publisher of books and tapes for grade schoolers emphasizing a “Healthy Body”, and has been a board member of American Women in Radio and Television, a board member of American News Women’s Club, and chair of the Women’s Bank of D.C.; and

WHEREAS, Kerry Stowell served as official photographer of the Jack Evans for City Council campaign in 1990, on which she served as a key adviser and campaign strategist.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia is proud to recognize, honor, and express our overwhelming gratitude to Kerry Stowell for her many years of dedication on behalf of Watergate East.

Sec. 2. This resolution may be cited as the “Kerry Stowell Recognition Resolution of 2014”.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-297

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and honor the Family and Medical Counseling Services, Inc., a community health center located in the historic Anacostia neighborhood of Southeast Washington, D.C., which is sponsoring a town hall discussion about the impact of HIV/AIDS on the community as part of the observance of World Aids Day on December 1, 2014.

WHEREAS, Family and Medical Counseling Services, Inc. (“FMCS”), is a private, non-profit 501(c)(3) community health center that has served residents in historic Anacostia and across the District with healthcare since 1976;

WHEREAS, FMCS has developed and delivered educational, prevention, and treatment services to address the critical healthcare and social service needs of African American communities;

WHEREAS, in observance of World AIDS Day 2014, FMCS is sponsoring a town hall discussion at Gateway DC/R.I.S.E. about “*The Impact of HIV/AIDS, Mental Illness and Substance Abuse on Your Community—Successes and Challenges*”;

WHEREAS, this year’s theme, “Focus, Partner, Achieve: An AIDS-free Generation,” underscores FMCS' commitment to educating all D.C. residents about the best treatments, services, and prevention strategies for combating HIV/AIDS, mental illness, substance abuse, and other co-occurring health issues confronting residents living in poverty or at risk for HIV;

WHEREAS, case studies reveal that more than 16,000 D.C. residents, or 2.5% of the population, are living with HIV, exceeding the World Health Organization's definition of 1% as a severe epidemic, and since 2008, there has been a 70% decrease in new infections as a result of FMCS programs;

WHEREAS, in 2010, FMCS expanded to become a federally qualified health center prompting an expansion in its outreach and approach;

WHEREAS, FMCS is a federally qualified health center being celebrated as a center of innovation through the creation of cutting edge educational programs such as HIV testing in non-

ENROLLED ORIGINAL

traditional community sites such as the Department of Motor Vehicles and the Economic Security Administration;

WHEREAS, since its incorporation in 1976, FMCS has grown from a public welfare-focused staff of 4 social workers to a culturally competent staff of 70 in 2014 offering a full range of services from primary care to support services; and

WHEREAS, the FMCS' motto, "Quality Health Care from the Cradle to the Grave," expresses its care and concern for the total person living a full creative life.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors the Family and Medical Counseling Services, Inc., a community health center located in the historic Anacostia neighborhood of Southeast Washington, D.C., which is sponsoring a town hall discussion about the impact of HIV/AIDS on the community as part of the observance of World Aids Day on December 1, 2014.

Sec. 2. This resolution may be cited as the "District of Columbia Family Medical Counseling Services, Inc., Recognition Resolution of 2014".

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-298

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize Step Afrika!’s 20-year history of excellence in performance and arts education.

WHEREAS, Step Afrika! was founded in December 1994 by C. Brian Williams as a cultural exchange program with the Soweto Dance Theatre in Johannesburg, South Africa;

WHEREAS, Step Afrika! expanded to become the first national and international professional touring company in the world dedicated to the tradition of stepping and its unique connection to American history;

WHEREAS, over the past 20 years, Step Afrika! has grown to become one of the top 10 African-American dance companies in the United States and the largest African-American arts organization in Washington, D.C.;

WHEREAS, Step Afrika! promotes an appreciation for stepping and the dance tradition’s use as educational, motivational, and healthy tool for young people in the District of Columbia and all over the United States;

WHEREAS, Step Afrika! runs 5 arts education programs emphasizing the ties between stepping, teamwork, discipline, and commitment;

WHEREAS, the work of Step Afrika! has been honored with awards such as the Mayor’s Arts Award for Outstanding Contribution to Education in 2005, in recognition of the Company’s expanding role in arts education, bringing stepping to more than 20,000 young students each year, and the Mayor’s Arts Award for Excellence in an Artistic Discipline in 2013; and

WHEREAS, Step Afrika! completes an annual 50-city tour of colleges and theaters from Maine to Mississippi reaching tens of thousands of Americans each year and has also performed on many stages in South America, Europe, Asia, Africa, and the Caribbean.

ENROLLED ORIGINAL

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia acknowledges and honors Step Afrika! for its outstanding 20-year contribution to the vitality of arts, culture, and arts education in the District, and declares December 4, 2014, as “Step Afrika! Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Step Afrika! 20th Anniversary Recognition Resolution of 2014”.

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

20-299

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and honor the District of Columbia Housing Finance Agency on the occasion of its 35th anniversary and for its distinguished record of service in expanding affordable housing opportunities in the District of Columbia.

WHEREAS, the Housing Finance Agency was established in 1979 to support and expand homeownership and rental housing opportunities for low- to moderate-income residents of the District of Columbia;

WHEREAS, the Housing Finance Agency accomplishes this by issuing mortgage revenue bonds, which in turn lower the homebuyers' expenses of purchasing homes as well as the developers' costs of developing rental-housing units;

WHEREAS, the Housing Finance Agency's multifamily financing program involves the financing of affordable housing through the issuance of tax-exempt bonds, taxable bonds, 4% Low Income Housing Tax Credits, and McKinney Act Savings Funds;

WHEREAS, the Housing Finance Agency also manages the HomeSaver Program, a foreclosure prevention program, and DC Open Doors, a single-family mortgage assistance program;

WHEREAS, the Housing Finance Agency is a corporate instrumentality with a legal existence separate from the District government, is entirely self-supporting, and none of its budget funds are derived from District government revenues;

WHEREAS, to support its operations and lending programs, the Housing Finance Agency utilizes a variety of revenue sources, including the issuance of tax-exempt mortgage revenue bonds, earned income, fees, and grants;

WHEREAS, the Housing Finance Agency, in the 35 years since its creation, has provided capital for over 32,500 units of affordable rental housing and helped over 6,400 District residents obtain homeownership; and

WHEREAS, the Housing Finance Agency has directly invested over \$3.3 billion into the economy of the District of Columbia and notably improved the availability of affordable housing opportunities for District residents.

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IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia commends and recognizes the District of Columbia Housing Finance Agency on the occasion of 35 years of service to the residents of the District of Columbia.

Sec. 2. This resolution may be cited as the “District of Columbia Housing Finance Agency 35th Anniversary Recognition Resolution of 2014”.

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

20-300

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and acknowledge the tenure of Mrs. Laura McGiffert Slover, Ward 3 representative on the District of Columbia State Board of Education.

WHEREAS, the District of Columbia State Board of Education (“State Board”) recognizes the stewardship of Board Member Laura McGiffert Slover and her dedicated service toward improving educational outcomes for students in the District of Columbia;

WHEREAS, Mrs. Slover is a native Washingtonian with over 16 years of experience in the field of education and education policy;

WHEREAS, Mrs. Slover has served on the State Board since 2007, initially as an appointed member on the former Board of Education and later as the elected Ward 3 representative to the current District of Columbia State Board of Education;

WHEREAS, Mrs. Slover served as Vice President of the State Board in 2011 and as President from 2012 through 2013;

WHEREAS, the State Board acknowledges the outstanding service that Mrs. Slover has provided to the Ward 3 community;

WHEREAS, in engaging government leaders and education stakeholders, Mrs. Slover has furthered the vision that all District students receive an excellent education; and

WHEREAS, Mrs. Slover’s commitment to designing a strong system of assessment and accountability has been a vital asset to the State Board and to the education community.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes Laura McGiffert Slover for her service to the District of Columbia and for her commitment to programs and policies that better the education of children and teens in District of Columbia Public and Charter Schools.

Sec. 2. This resolution may be cited as the “Laura McGiffert Slover Recognition Resolution of 2014”.

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

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A CEREMONIAL RESOLUTION

20-301

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To recognize and acknowledge the tenure of the outgoing chairmen of the Ward 3 Advisory Neighborhood Commissions.

WHEREAS, Advisory Neighborhood Commission (“ANC”) 3B Chairman Brian Cohen, representing ANC 3B05 since 2006, helped accelerate the long-debated and long-delayed renovation of Stoddert Elementary School; less than 3 years after his ascension to the commission, construction was underway and by 2010, the new Stoddert School and adjoining Glover Park Recreation Center were open to the public;

WHEREAS, Mr. Cohen applied his resilience to achieve a wide range of neighborhood improvements including more efficient bus service, enhanced pedestrian safety and walkability, additional bike infrastructure, and many other streetscape improvements in the Glover Park area;

WHEREAS, ANC 3D Chairwoman Gayle Trotter, representing 3D09, successfully advocated for her constituents ensuring that school boundary alterations would not negatively affect those in her district;

WHEREAS, Ms. Trotter tactfully conducted meetings in a manner that all opinions were voiced and respected while maintaining respect for time and the issues; her commitment to the ANC will truly be missed by her colleagues;

WHEREAS, ANC 3E Chairman Matt Frumin, representing 3E05 since 2008, has been an effective leader in our neighborhood, not only on the ANC, but also as a member of the Mayor’s Power Line Undergrounding Taskforce, the D.C. Advisory Committee on Student Assignment, and chairman of the Wilson High School Management Corporation;

WHEREAS, Mr. Frumin’s leadership has advanced beneficial policies for Ward 3 and the District in its entirety by spearheading the modernization of Wilson High School, sponsoring effective compromise between the neighborhood and American University when discussing the university’s expansion plan, and continuing to be a passionate advocate for the improvement of all District of Columbia schools;

ENROLLED ORIGINAL

WHEREAS, ANC 3G Chairman Jim McCarthy, representing 3G06, demonstrated commendable leadership, not only as chair of the ANC, but also in his service as chairman of the Ward 3 redistricting taskforce; and

WHEREAS, Mr. McCarthy has maintained the respect and admiration of his neighbors, colleagues, and constituency while successfully navigating difficult and complex issues in the Chevy Chase community.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That the Council of the District of Columbia recognizes the tenure and accomplishments of Brian Cohen, Gayle Trotter, Matt Frumin, and Jim McCarthy for their service to the District of Columbia and for their commitment to policies that advance the wellbeing of those in their Single Member Districts, in the Ward 3 advisory commission neighborhoods, and in the entire District of Columbia.

Sec. 2. This resolution may be cited as the “Ward 3 Advisory Neighborhood Commission Chairmen Recognition Resolution of 2014”.

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

20-302

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 2, 2014

To posthumously recognize and honor the contributions of Marion S. Barry, Jr., whose life is a testament to public service.

WHEREAS, Marion S. Barry, Jr. (“Mayor Barry”) was born March 6, 1936, in Itta Bena, Mississippi, the son of a sharecropper, and raised by his beloved mother, Mattie Carr, in Memphis, Tennessee;

WHEREAS, Mayor Barry earned a bachelor’s degree in 1958 from Le Moyne College and in 1960 received his master’s degree in chemistry from Fisk University;

WHEREAS, in 1960, at the age of 24, Mayor Barry became the first chairman of the nationally recognized civil-rights group Student Non-Violent Coordinating Committee (“SNCC”);

WHEREAS, in 1965, Mayor Barry relocated to Washington, D.C., to open a SNCC office;

WHEREAS, in 1967, Mayor Barry and Mary Treadwell co-founded Pride, Inc., a federally funded job training program for unemployed black men;

WHEREAS, in 1971, Mayor Barry joined forces with forces with presidentially appointed Mayor Walter Washington and Rev. Walter Fauntroy to lead the famous “Free DC Movement” for home rule, winning the support of Congress and the President;

WHEREAS, in 1971, Mayor Barry won a seat on the District of Columbia school board;

WHEREAS, in 1972, Mayor Barry was unanimously elected as President of the District of Columbia school board;

WHEREAS, in 1974, Mayor Barry was elected as an at-large member of the Council of the District of Columbia;

ENROLLED ORIGINAL

WHEREAS, in 1978, Mayor Barry became Washington's second elected mayor by winning his first of 4 mayoral races;

WHEREAS, in 1979, Mayor Barry established the District's Summer Youth Employment Program ("SYEP"), which celebrated its 35th anniversary this year, and has created jobs for hundreds of thousands of District residents;

WHEREAS, in 1982, Mayor Barry won his second mayoral race, recording an overwhelming 82 percent of the vote in the general election;

WHEREAS, in 1986, Mayor Barry was elected to a third consecutive term as Mayor of the District of Columbia;

WHEREAS, in 1993, Mayor Barry won the Ward 8 council seat;

WHEREAS, in 1994, Mayor Barry was elected to a fourth term as Mayor;

WHEREAS, in 1995, Mayor Barry was influential in relocating the Washington Bullets (now Wizards) to the District of Columbia with the building of the MCI Center (now Verizon Center);

WHEREAS, in 1997, Mayor Barry fought against the closure of the University of the District of Columbia;

WHEREAS, in 1999, Mayor Barry left the mayoral post at the culmination of his 4-year term;

WHEREAS, Mayor Barry was elected as Ward 8 Councilman in 2004, and dutifully served in that position until his untimely death;

WHEREAS, unfortunately, on November 23, 2014, at the age of 78, Mayor Barry died and is survived by his wife, Cora Masters Barry, and his son, Marion Christopher Barry;

WHEREAS, Mayor Barry's programs helped provide summer jobs for youth, home-buying assistance for working-class residents, and food for senior citizens;

WHEREAS, Mayor Barry helped place African-Americans in thousands of middle- and upper-level management positions in the city government that in previous generations they had been closed off to;

ENROLLED ORIGINAL

WHEREAS, Mayor Barry is rightfully credited with changing the District’s political landscape in the final quarter of the 20th century, not only serving 4 terms as Mayor but also serving for 15 years on the Council;

WHEREAS, Mayor Barry served as a brother of Alpha Phi Alpha Fraternity, Inc., for 59 years, remained steadfast in his devotion to the aims of the fraternity--manly deeds, scholarship, and love for all mankind—and in sweet rest will continue to uphold the light; and

WHEREAS, Mayor Barry, through his compassion, leadership, activism, and advocacy has made a positive impact on the District of Columbia and its residents, has improved the quality of life in the District, and leaves a legacy of love that will never be forgotten by the residents of the District of Columbia.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia posthumously recognizes and honors Marion S. Barry, Jr. for his nearly 50 years of outstanding contribution and invaluable service to the District of Columbia and his lasting presence on the District of Columbia.

Sec. 2. This resolution maybe cited as the “Marion S. Barry, Jr., Posthumous Recognition Resolution of 2014”.

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

20-303

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 17, 2014

To recognize and acknowledge the service of Mr. Patrick Mara as a Ward One representative on the District of Columbia State Board of Education.

WHEREAS, the Council of the District of Columbia recognizes the good works of Patrick Mara and his dedicated service in improving educational achievement for the students in the District of Columbia on the State Board of Education since January 2, 2010;

WHEREAS, Mr. Mara provided an outstanding service to the Ward One community by engaging government leaders and education stakeholders in support of the vision that all District residents receive an excellent education;

WHEREAS, over the last decade, Mr. Mara served on the boards of numerous local non-profits devoted to supporting the educational needs of District children and spent many years tutoring and mentoring students attending the District of Columbia Public Schools;

WHEREAS, Mr. Mara was actively involved with community activities and served as a leader in the District of Columbia on education reform initiatives by increasing public awareness of Common Core State Standards, leading efforts to adopt the Next Generation Science Standards, was a prominent advocate on issues related to data privacy, and served as the State Board’s appointee to the National Association of State Boards of Education’s Government Affairs Committee, where he was the District’s voice in the development of national education policy;

WHEREAS, Mr. Mara was a major proponent for updating graduation requirements to better support English Language Learners as well as promoting a move towards competency-based learning; and

WHEREAS, Mr. Mara will end his duties with the State Board of Education on January 1, 2015.

ENROLLED ORIGINAL

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and honors Patrick Mara for his service to the District of Columbia in Ward One, his deep, abiding passion for children, his commitment to programs and policies which affect the education of children and teens in D.C. Public and Charter Schools; and declares December 2, 2014, as “Patrick Mara Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Patrick Mara Recognition Resolution of 2014”.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-304

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 17, 2014

To posthumously recognize, honor and express our overwhelming gratitude to Mary Burke Washington for her commitment to excellence and her numerous contributions to the District of Columbia and her citizens.

WHEREAS, Mary Burke Washington was born on July 6, 1926, in Tuskegee, Alabama and moved to Washington with her family when she was 10;

WHEREAS, Mary Burke Washington graduated from Dunbar High School in 1944 and from the University of Washington in 1948 with a bachelor’s degree in economics;

WHEREAS, Mary Burke Washington studied economics and city planning in Wisconsin and immersed herself in city, state, and federal government jobs in New York;

WHEREAS, Mary Burke Washington was the ranking official for women’s affairs in New York State in the late 1970’s and early 1980’s;

WHEREAS, in 1975, Mary Burke Washington was named director of New York state women’s division which sought to recruit more women to government and address women’s concerns, and in the late 1980’s and early 1990’s, while working as a public relations consultant, Mary Burke Washington chaired New York City’s 12-member Civilian Complaint Review Board;

WHEREAS, Mary Burke Washington returned to the District in 1994 after marrying Walter Washington, the first elected mayor of the District in more than a century, and after his death she tended to his legacy in civic affairs; and

WHEREAS, Mary Burke Washington is survived by 2 children from her first marriage, Tracy Bledsoe and Scott Nicolas, a stepdaughter, Bennetta Jules-Rosette, 4 grandchildren, and a great-granddaughter.

ENROLLED ORIGINAL

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes and salutes Mary Burke Washington. Her many years of service to the District of Columbia serve as a remarkable achievement of dedication, loyalty, commitment, and inspiration.

Sec. 2. This resolution may be cited as the “Mary Burke Washington Posthumous Recognition Resolution of 2014”.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-305

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 17, 2014

To recognize December 10, 2014, as “Washington, D.C., Human Rights Day” in the District of Columbia.

WHEREAS, December 10, 2014, marks the 66th anniversary of the Universal Declaration of Human Rights;

WHEREAS, Washington, D.C., being a “Human Rights City,” proclaims the year commencing on December 10, 2014, “D.C. Year of Human Rights Education on Human Trafficking” to continue to promote the importance of educating our residents about the plight of human trafficking;

WHEREAS, the District of Columbia Public Schools is partnering with the American Friends Service Committee, which in turn is partnering with Youth for Human Rights International , to create courses that teach our students about human rights values, increase their knowledge and understanding of human rights, and empower them to become educated and engaged citizens;

WHEREAS, being a Human Rights City makes Washington, D.C., a model for communities around the world to witness practical ways the human rights framework can make every citizen a partner of sustainable change;

WHEREAS, a Human Rights City is one whose residents and local authorities, through ongoing discussions and creative exchanges of ideas, come to understand that human rights, when widely known as a way of life, assist in identifying the issues and informs the actions in our D.C. communities, for meaningful, positive economic and social change; and

WHEREAS, as a Human Rights City, Washington, D.C., has led other U.S. cities to be declared human rights cities and has joined other cities around the world in working to provide leadership and advocacy to secure, protect, and promote human rights for all people.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes the year commencing on December 10, 2014, as “Washington, D.C., Year of Human Rights Education on Human

ENROLLED ORIGINAL

Trafficking” and declares December 10, 2014, as “Washington, D.C., Human Rights Day” in the District of Columbia.

Sec. 2. This resolution may be cited as the “Washington, D.C., Human Rights Day Recognition Resolution of 2014”.

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

ENROLLED ORIGINAL

A CEREMONIAL RESOLUTION

20-306

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 17, 2014

To posthumously honor the life of Algernon Johnson "Jay" Cooper III for his exceptional commitment and service to the District of Columbia.

WHEREAS, Jay Cooper was born in Washington, D.C., on August 17, 1980;

WHEREAS, Jay Cooper educated young people on public health issues by serving as a dedicated member of Teens Against the Spread of AIDS;

WHEREAS, Jay Cooper hosted the nationally televised Black Entertainment Television show “Teen Summit” – winner of 5 National Association for the Advancement of Colored People’s Image Awards;

WHEREAS, Jay Cooper was featured twice in Teen People Magazine as one of “20 Teens Who Will Change the World”;

WHEREAS, Jay Cooper was awarded the key to the city of Birmingham, Alabama, for his extensive community service;

WHEREAS, Jay Cooper attended District of Columbia Public Schools and received his high school diploma from Theodore Roosevelt Senior High School in 1998;

WHEREAS, Jay Cooper attended classes at Morehouse College and Howard University, and graduated from the University of Maryland in 2009, studying art and history;

WHEREAS, Jay Cooper graduated from the Marine Corps’ Officer Candidate School and served the United States of America honorably;

WHEREAS, Jay Cooper served as Policy Director for the District of Columbia Campaign to Prevent Teen Pregnancy from 2008 until his passing and successfully advocated for programs to reduce teen pregnancy and increase low-income women’s access to birth control;

ENROLLED ORIGINAL

WHEREAS, Jay Cooper ran for the At-Large seat on the Council of the District of Columbia in 2012 and finished with over 25,000 votes;

WHEREAS, Jay Cooper became a leading advocate for urban farming in the District of Columbia and established the commercial aquaponic business “Freedom Farms” which provides chemical and pesticide-free food to the Washington, D.C., metro area; and

WHEREAS, Jay Cooper became engaged to marry Ryan Palmer on November 25, 2014.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia recognizes, honors, and celebrates the life of Jay Cooper for his distinguished service and extensive contributions to the District of Columbia.

Sec. 2. This resolution may be cited as the “Algernon Johnson ‘Jay’ Cooper III Posthumous Recognition Resolution of 2014”.

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

20-307

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 17, 2014

To honor James A. Price upon the occasion of his retirement after 32 years of federal government service.

WHEREAS, James A. Price is a native Washingtonian, a faithful member of Bible Way Church, and a long-time resident of Ward 7;

WHEREAS, James A. Price is a veteran of the U.S. Army who served in the Vietnam War from 1967 to 1969;

WHEREAS, James A. Price received the Bronze Star for saving the lives of several of his fellow soldiers under attack;

WHEREAS, James A. Price received the Purple Heart for the unforgettable valor that he displayed in combat on March 25, 1968, that resulted in scars he still bears today;

WHEREAS, James A. Price has more than 3 decades of service at the U.S. Equal Employment Opportunity Commission headquarters, first in security, and then as an agency employee assigned to work with Commissioner William Webb;

WHEREAS, James A. Price went on to serve for more than 25 years as the driver for Chairs Clarence Thomas, Evan Kemp, Gilbert Casellas, Ida Castro, Cari Dominguez, Naomi Earp, Jacqueline Berrien, and Jenny Yang as well as Acting Chairs Tony Gallegos, Paul Igasaki, and Stuart Ishimaru; and

WHEREAS, James A. Price is known for his discretion, fashion, gentlemanliness, dignity, and dependability.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia congratulates James A. Price on his retirement and honors him for 32 years of federal government service.

ENROLLED ORIGINAL

Sec. 2. This resolution may be cited as the “James A. Price Retirement Recognition Resolution of 2014”.

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

20-308

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

December 17, 2014

To honor Linda S. Green upon the occasion of her retirement for completing 45 years of career workforce service.

WHEREAS, Linda S. Green has been a resident of the District of Columbia for more than 45 years;

WHEREAS, Linda S. Green graduated from Hart Junior High School in 1965;

WHEREAS, Linda S. Green, at age 16, was accepted into the piloted Stay-In-School Program that was designed to develop future leaders for career workforce experience, college, and business;

WHEREAS, Linda S. Green, as participant in the Stay-In-School Program, first worked in the Office of Naval Intelligence under Captain Alvin D. Bress at the U.S. Department of the Navy, Office of Naval Intelligence, Naval Ships Division;

WHEREAS, Linda S. Green, as a 1967 Stay-In-School Program participant, became a Junior Special Events Coordinator in an apprenticeship program at the Marriott Food Industry at H Street, N.W., and 17th Street, N.W., where she worked closely with the culinary staff and learned how to plan for banquets and special events;

WHEREAS, Linda S. Green, in the 1968 Stay-In School Program, was hired as a Stay-In-School Student by the Equal Employment Opportunity Commission (“EEOC”), and demonstrated her business skills and work ethic in the Office of the General Counsel under Deputy Director and attorney Maxine Bethel Cade, Esq., and Director and attorney Evangeline W. Swift;

WHEREAS, Linda S. Green graduated from Ballou Senior High School in 1969;

WHEREAS, Linda S. Green, in the 1969 Stay-In-School Program, was hired via 700 hour appointment as a temporary employee at the EEOC, and later became a full-time, permanent employee at the EEOC in the Office of the General Counsel, Decisions and

ENROLLED ORIGINAL

Interpretation Division, in the Office of Legal Counsel, the Office of Appeals, and then in the Office of the Appellate Division, where she traveled all across the United States with attorneys, prepared all exhibit docket files, gained a wealth of knowledge, and applied what she learned to achieve greater successes;

WHEREAS, Linda S. Green, in 1973, graduated from the Royal Business Institute as a member of the High Society Honors Association;

WHEREAS, Linda S. Green left the Office of the General Counsel at the EEOC in January 1979 to further her career at the U.S. Department of the Interior in the Office of the Secretary, and then was hired to work in the Departmental Office of Equal Employment Opportunity ("EEO") where the Director was the late Edward E. Shelton, and the Deputy Director was the late John L. Fulbright, Jr.;

WHEREAS, Linda S. Green then worked in the Office of Human Resources in the U.S. Department of the Interior under the leadership of the late Honorable Ruth Bates Harris McKenzie, who was the Director;

WHEREAS, Linda S. Green began working in the EEO Office of the National Park Service under Director Marshall C. Brooks in May 1989;

WHEREAS, Linda S. Green worked for Robert G. Stanton, Director of the National Park Service, and Beverly A. McKnight, Program Manager for the Washington Area Servicing Office Equal Opportunity program, from 1997 until Mr. Stanton's retirement in 2001, when Linda S. Green returned to the EEO Office of the National Park Service;

WHEREAS, Linda S. Green currently works in the EEO Office of the National Park Service under Mary E. Denery, Program Manager of Policy, Compliance, and Evaluation, and Rose Blankenship, who is the Acting Chief of Equal Employment Opportunity Programs;

WHEREAS, Linda S. Green has an extensive record of public service beyond her years of professional service, including serving as an Emeritus Trustee and member of A.P. Shaw United Methodist Church; an Emeritus Secretary of the United Methodist Women's Society; a member of The New Macedonia Baptist Church; a member of Sisters to Sisters, Inc.; a member of Bridge the Gap, Inc.; Advisory Neighborhood Commissioner for Single Member District 7E02 and Advisory Neighborhood Commission Vice Chair; the President of the Fort Davis Civic Association; an Emeritus Correspondence Secretary for the Metropolitan Police Department Seventh District Citizens' Advisory Council; a member of the Metropolitan Police Department Sixth District Citizens' Advisory Council; a member of the U.S. Secret Service Uniform Division Recruitment Taskforce under Lieutenant Warren F. Crayton, as appointed by Congressman Walter E. Fauntroy; a member of Blacks in Government, Region XI; a member of

ENROLLED ORIGINAL

the Federal Employed Women, Capital Chapter, Department of the Interior; a member of the Community Relations Board for MedStar Washington Hospital Center, where she served on the Interagency Taskforce Committee under John Sullivan; and a member of the ANC Re-zoning Taskforce Committee as appointed by Councilmember Yvette M. Alexander; and

WHEREAS, Linda S. Green has amassed a total of 45 years of dedicated career workforce service.

IT IS HEREBY RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that the Council of the District of Columbia congratulates Linda S. Green on her retirement and honors her for 45 years of career service.

Sec. 2. This resolution may be cited as the “Linda S. Green Retirement Recognition Resolution of 2014”.

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.

COUNCIL OF THE DISTRICT OF COLUMBIA
PROPOSED LEGISLATION
BILLS

- | | |
|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| B21-107 | Marijuana Decriminalization Clarification Amendment Act of 2015

Intro. 2-27-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Judiciary |
| <hr/> | |
| B21-112 | Notary Public Fee Enhancement Amendment Act of 2015

Intro. 2-27-15 by Councilmember Evans and referred to the Committee of the Whole |
| <hr/> | |
| B21-113 | Vending Regulations Amendment Act of 2015

Intro. 3-2-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Business, Consumer, and Regulatory Affairs |
| <hr/> | |
| B21-114 | Local Implementation of the Convention on the Elimination of All Forms of Discrimination Against Women Amendment Act of 2015

Intro. 3-3-15 by Councilmembers Grosso, Orange, Alexander, Nadeau, Allen, Cheh, McDuffie, Silverman, Evans, and Bonds, and Chairman Mendelson and referred to the Committee on Judiciary |
| <hr/> | |

- B21-115 Public Charter School Fiscal Transparency Amendment Act of 2015
Intro. 3-3-15 by Councilmembers Grosso and Silverman and referred to the
Committee on Education
-
- B21-116 Temporary Protection Order Firearm Relinquishment Amendment Act of 2015
Intro. 3-3-15 by Councilmember Cheh and referred to the Committee on
Judiciary
-
- B21-117 Brewery, Winery, and Distillery Sidewalk Café Endorsement Amendment
Act of 2015
Intro. 3-3-15 by Councilmembers McDuffie, Orange, Allen, Cheh, Silverman,
Evans, Grosso, Nadeau, Bonds, and Alexander, and Chairman Mendelson and
referred to the Committee on Business, Consumer, and Regulatory Affairs
-
- B21-118 BEGA Board Size Amendment Act of 2015
Intro. 3-3-15 by Councilmember McDuffie and referred to the Committee on
Judiciary
-
- B21-119 Rent Control Housing Clearinghouse Amendment Act of 2015
Intro. 3-3-15 by Councilmembers Bonds, Cheh, Evans, Grosso, Nadeau,
Silverman, McDuffie, Orange, Allen, and Alexander, and Chairman Mendelson
and referred to the Committee on Housing and Community Development
-
- B21-120 Wage Theft Prevention Clarification and Overtime Fairness Amendment Act of
2015
Intro. 3-3-15 by Councilmembers Silverman, Nadeau, Allen, and Bonds, and
Chairman Mendelson and referred to the Committee on Business, Consumer,
and Regulatory Affairs
-
- B21-121 Affordable Housing Act of 2015
Intro. 3-3-15 by Councilmembers Orange and Bonds and referred to the
Committee on Finance and Revenue and Committee on Housing and
Community Development
-

- B21-122 Dyslexia Screening and Prevention Pilot Program Act of 2015
Intro. 3-3-15 by Councilmembers Orange, Bonds, Cheh, and Alexander and referred to the Committee on Education
-
- B21-123 Returning Citizens Business Development Program Act of 2015
Intro. 3-3-15 by Councilmember Orange and referred to the Committee on Judiciary
-
- B21-124 Ethics Reform Amendment Act of 2015
Intro. 3-3-15 by Councilmembers Nadeau, Silverman, Grosso, Cheh, and Allen, and Chairman Mendelson and referred to the Committee on Judiciary
-
- B21-125 Clinical Right to Try Act of 2015
Intro. 3-3-15 by Councilmembers Alexander, Allen, Evans, and Cheh and referred to the Committee on Health and Human Services
-
- B21-126 Limited Access to Electronic Cigarettes Amendment Act of 2015
Intro. 3-3-15 by Councilmembers Alexander, Bonds, Silverman, Evans, Cheh, and Allen and referred to the Committee on Judiciary
-
- B21-127 4427 Hayes Street, N.E., Real Property Tax Abatement Amendment Act of 2015
Intro. 3-3-15 by Councilmember Alexander and referred to the Committee on Finance and Revenue
-

RESOLUTIONS

- PR21-90 Medicaid Adult Substance Abuse Rehabilitative Services State Plan Amendment Approval Resolution of 2015
Intro. 2-27-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Health and Human Services
-

- PR21-91 Director of the Office on Latino Affairs Jackie Reyes-Yanes Confirmation Resolution of 2015gh

Intro. 2-27-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Community Development
-
- PR21-92 Admission and Registration Procedures Regulations Approval Resolution of 2015

Intro. 2-27-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Education
-
- PR21-93 Director of the Office of Gay, Lesbian, Bisexual, and Transgender Affairs Sheila Alexander Reid Confirmation Resolution of 2015

Intro. 2-27-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Community Development
-
- PR21-94 Director of the Office on African Affairs Mamadou Samba Confirmation Resolution of 2015

Intro. 2-27-15 by Chairman Mendelson at the request of the Mayor and referred to the Committee on Housing and Community Development
-
- PR21-95 Sense of the Council on Biophilic Cities Resolution of 2015

Intro. 3-3-15 by Councilmembers Cheh, Evans, Grosso, Silverman, Allen, McDuffie, Alexander, Bonds, Nadeau, and Orange, and Chairman Mendelson and Retained by the Council
-
- PR21-96 Sense of the Council Regarding Gerawan Farming Resolution of 2015

Intro. 3-3-15 by Councilmembers Bonds, Orange, McDuffie, Grosso, Silverman, Evans, Cheh, Alexander, and Allen, and Chairman Mendelson and referred to the Committee of the Whole
-

PR21-97 Board of Directors of the Washington Metropolitan Area Transit Authority
Principal Member Corbett Price Appointment Resolution of 2015

Intro. 3-3-15 by Chairman Mendelson at the request of the Mayor and referred
to the Committee on Finance and Revenue

PR21-98 Board of Directors of Washington Metropolitan Area Transit
Authority Alternate Member Leif Dorsjo Appointment Resolution of
2015

Intro. 3-3-15 by Chairman Mendelson at the request of the Mayor and referred
to the Committee on Finance and Revenue

COUNCIL OF THE DISTRICT OF COLUMBIA
COMMITTEE ON HOUSING AND COMMUNITY DEVELOPMENT
NOTICE OF A PUBLIC HEARING
1350 Pennsylvania Avenue, NW, Washington, DC 20004

COUNCILMEMBER ANITA BONDS, CHAIRPERSON
COMMITTEE ON HOUSING AND COMMUNITY DEVELOPMENT

ANNOUNCES A PUBLIC HEARING OF THE COMMITTEE ON

B21-0119, the “Rent Control Housing Clearinghouse Amendment Act of 2015”
and

B21-0054, the “Adequate Notice of Affordability Expiration Amendment Act of 2015”

on

Tuesday, March 31, 2015, at 11:00 a.m.
John A. Wilson Building, Room 500
1350 Pennsylvania Avenue, NW
Washington, DC 20004

Councilmember Anita Bonds, Chairperson of the Committee on Housing and Community Development, will hold a public hearing on B21-0119, the “Rent Control Housing Clearinghouse Amendment Act of 2015” and B21-0054, the “Adequate Notice of Affordability Expiration Amendment Act of 2015”. The public hearing will be held on Tuesday, March 31, 2015, at 11:00 a.m., in Room 500 of the John A. Wilson Building.

The purpose of **B21-0119** is to require the establishment of an online database and portal for the filing of forms required of housing providers under the Rental Housing Act of 1985 to provide information relevant to tenants seeking and living in rent control accommodations and a source of data for policy making regarding improvements to the District’s rent control regime. The stated purpose of **B21-0054** is to require that an owner of rental property receiving tax credits give tenants written notification at least 90 days prior to the effective date of a rent increase based on a property’s expiration of affordability requirements.

Those who wish to testify are requested to telephone the Committee on Housing and Community Development, at (202) 724-5473, or email ikang@dccouncil.us, and provide their name, address, telephone number, organizational affiliation and title (if any), by close of business on March 30, 2015. Persons wishing to testify are encouraged to submit 15 copies of written testimony. Oral testimony should be limited to three minutes for individuals and five minutes for organizations. Copies of B21-0119 and B21-0054 can be obtained through the Legislative Services Division ((202) 724-8050) of the Office of the Secretary to the Council, or at <http://lims.dccouncil.us>.

If you are unable to testify at the roundtable, written statements are encouraged and will be made a part of the official record. Written statements should be submitted to the Committee on Housing and Community Development, John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Suite 112, Washington, D.C. 20004. The record will close at 5:00 p.m. on Friday, April 14, 2015.



COUNCIL OF THE DISTRICT OF COLUMBIA

CERTIFICATION

Certification by Chief Financial Officer for the

“Campaign Finance Reform and Transparency Amendment Act of 2013”

Pursuant to Section 1014(c) of Subtitle B of Title I of the Fiscal Year 2015 Budget Support Emergency Act of 2014, effective July 14, 2014 (D.C. Act 20-0377; 61 DCR 7598), the Chief Financial Officer transmitted to the Budget Director of the Council a certification, dated February 3, 2015, that the fiscal effect of the Campaign Finance Reform and Transparency Amendment Act of 2013 has been included in an approved budget and financial plan.


Jennifer Budoff
Budget Director

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE CHIEF FINANCIAL OFFICER



Jeffrey S. DeWitt
Chief Financial Officer

To: Jennifer Budoff
Budget Director
District of Columbia Council

From: Jeffrey DeWitt *Jeffrey S. DeWitt*
Chief Financial Officer

Date: February 4, 2015

Subject: Certification of Inclusion in Approved Budget and Financial Plan

The fiscal effect of the Campaign Finance Reform and Transparency Amendment Act of 2013, effective February 22, 2014 (D.C. Law 20-79; 61 DCR 153) has been included in the Fiscal Year 2015 approved budget and financial plan.

COUNCIL OF THE DISTRICT OF COLUMBIA
Notice of Reprogramming Requests

Pursuant to DC Official Code Sec 47-361 et seq. of the Reprogramming Policy Act of 1990, the Council of the District of Columbia gives notice that the Mayor has transmitted the following reprogramming request(s).

A reprogramming will become effective on the 15th day after official receipt unless a Member of the Council files a notice of disapproval of the request which extends the Council's review period to 30 days. If such notice is given, a reprogramming will become effective on the 31st day after its official receipt unless a resolution of approval or disapproval is adopted by the Council prior to that time.

Comments should be addressed to the Secretary to the Council, John A. Wilson Building, 1350 Pennsylvania Avenue, NW, Room 5 Washington, D.C. 20004. Copies of reprogramming requests are available in Legislative Services, Room 10.
Telephone: 724-8050

Reprog. 21-27: Request to reprogram \$1,348,605 of Fiscal Year 2015 Purpose Revenue funds budget authority within the Office of the Chief Technology Officer (OCTO) was filed in the Office of the Secretary on March 6, 2015. This reprogramming ensures that OCTO can provide FY 2015 desktop and data storage support to the Health Benefit Exchange Authority.

RECEIVED: 14 day review begins March 9, 2015

Reprog. 21-28: Request to reprogram \$1,298,334 of Fiscal Year 2015 Local funds budget authority within the Department of Health Care Finance (DHCF) was filed in the Office of the Secretary on March 6, 2015. This reprogramming ensures that DHCF will be able to support the contracts required to comply with the Center for Medicare and Medicaid Services regulations, including the Quality Improvement, Pharmacy Benefit Manager, and External Quality Review of contracts.

RECEIVED: 14 day review begins March 9, 2015

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION ON

2/13/2015**

**RESCIND

Notice is hereby given that:

License Number: ABRA-097380

License Class/Type: C Restaurant

Applicant: BUL Corp.

Trade Name: BUL

ANC: 1C07

Has applied for the renewal of an alcoholic beverages license at the premises:

2431 18TH ST NW, WASHINGTON, DC 20009

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

3/20/2015**

HEARING WILL BE HELD ON

4/13/2015**

AT 10:00 AM, 2000 14th Street, NW, 4th Floor, Washington, DC 20009

ENDORSEMENTS: Entertainment, Sidewalk Cafe

Days	Hours of Operation	Hours of Sales/Service	Hours of Entertainment
Sunday:	12:00 pm - 11:00 pm	12:00 pm -11:00 pm	n/a - n/a
Monday:	6 pm - 1:00 am	6 pm - 1:00 am	n/a - n/a
Tuesday:	6 pm - 1:00 am	6 pm - 1:00 am	n/a - n/a
Wednesday:	6 pm - 1:00 am	6 pm - 1:00 am	n/a - n/a
Thursday:	6 pm - 2:00 am	6 pm - 2:00 am	10:30 pm - 1:00 am
Friday:	6 pm - 3:00 am	6 pm - 3:00 am	10:30 pm - 2:00 am
Saturday:	12:00 pm - 3:00 am	12:00 pm - 3:00 am	10:30 pm - 2:00 am

Days	Hours of Sidewalk Cafe Operation	Hours of Sales Sidewalk Cafe
Sunday:	12:00 pm - 11:00 pm	12:00 pm - 11:00 pm
Monday:	6 pm - 12:30 am	6 pm - 12:30 am
Tuesday:	6 pm - 12:30 am	6 pm - 12:30 am
Wednesday:	6 pm - 12:30 am	6 pm - 12:30 am
Thursday:	6 pm - 2:00 am	6 pm - 2:00 am
Friday:	6 pm - 2:00 am	6 pm - 2:00 am
Saturday:	12:00 pm - 2:00 am	12:00 PM - 2:00 am

FOR FURTHER INFORMATION CALL (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-097380

License Class/Type: C Restaurant

Applicant: BUL Corp.

Trade Name: BUL

ANC: 1C

Has applied for the renewal of an alcoholic beverage license at the premises:

2431 18TH ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON:

5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	12:00 pm - 11:00 p	12:00 pm -11:00 pm
Monday:	6 pm - 1:00 am	6 pm - 1:00 am
Tuesday:	6 pm - 1:00 am	6 pm - 1:00 am
Wednesday:	6 pm - 1:00 am	6 pm - 1:00 am
Thursday:	6 pm - 2:00 am	6 pm - 2:00 am
Friday:	6 pm - 3:00 am	6 pm - 3:00 am
Saturday:	12:00 pm - 3:00 am	12:00 pm - 3:00 am

ENDORSEMENTS: Entertainment Sidewalk Cafe

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-014405

License Class/Type: A Retail - Liquor Store

Applicant: Best Way Liquors, Inc.

Trade Name: Bestway Liquors

ANC: 1B12

Has applied for the renewal of an alcoholic beverage license at the premises:

2011 14TH ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON:

5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	9 am - 12 am	9 am -12 am
Monday:	9 am - 12 am	9 am - 12 am
Tuesday:	9 am - 12 am	9 am - 12 am
Wednesday:	9 am - 12 am	9 am - 12 am
Thursday:	9 am - 12 am	9 am - 12 am
Friday:	9 am - 12 am	9 am - 12 am
Saturday:	9 am - 12 am	9 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-076507 License Class/Type: A Retail - Liquor Store

Applicant: Connecticut Avenue Wine & Liquors, Inc.

Trade Name: Connecticut Avenue Wine & Liquor ANC: 2B03

Has applied for the renewal of an alcoholic beverage license at the premises:

1529 Connecticut Ave NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON: 5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	-	-
Monday:	9 am - 9 pm	9 am - 9 pm
Tuesday:	9 am - 9 pm	9 am - 9 pm
Wednesday:	9 am - 9 pm	9 am - 9 pm
Thursday:	9 am - 9 pm	9 am - 9 pm
Friday:	9 am - 10 pm	9 am - 10 pm
Saturday:	9 am - 10 pm	9 am - 10 pm

ENDORSEMENTS: Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-096106

License Class/Type: A Retail - Liquor Store

Applicant: SE & BIN, Inc.

Trade Name: Fair Liquors

ANC: 4D05

Has applied for the renewal of an alcoholic beverage license at the premises:

5008 1ST ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON: 5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 12 am	7 am -12 am
Monday:	7 am - 12 am	7 am - 12 am
Tuesday:	7 am - 12 am	7 am - 12 am
Wednesday:	7 am - 12 am	7 am - 12 am
Thursday:	7 am - 12 am	7 am - 12 am
Friday:	7 am - 12 am	7 am - 12 am
Saturday:	7 am - 12 am	7 am - 12 am

ENDORSEMENTS: Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-091423

License Class/Type: A Retail - Liquor Store

Applicant: Lideta, LLC

Trade Name: Fort Carroll Market

ANC: 8C05

Has applied for the renewal of an alcoholic beverage license at the premises:

3705 M.L. KING JR., AVE SE

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON:

5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 12 am	7 am -12 am
Monday:	7 am - 12 am	7 am - 12 am
Tuesday:	7 am - 12 am	7 am - 12 am
Wednesday:	7 am - 12 am	7 am - 12 am
Thursday:	7 am - 12 am	7 am - 12 am
Friday:	7 am - 12 am	7 am - 12 am
Saturday:	7 am - 12 am	7 am - 12 am

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-090659

License Class/Type: A Retail - Liquor Store

Applicant: Quang V. Le

Trade Name: Le Liquors

ANC: 1C07

Has applied for the renewal of an alcoholic beverage license at the premises:

1776 COLUMBIA RD NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON:

5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	10 am - 10 pm	10 am -10 pm
Monday:	10am - 10 pm	10am - 10 pm
Tuesday:	10am - 10 pm	10am - 10 pm
Wednesday:	10am - 10 pm	10 am - 10 pm
Thursday:	10 am - 10 pm	10 am - 10 pm
Friday:	10 am - 10 pm	10 am - 10 pm
Saturday:	10 am - 10 pm	10 am - 10 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-001926 License Class/Type: A Retail - Liquor Store

Applicant: Gabriel, Inc. ANC: 2E05

Trade Name: Potomac Wines and Spirits (Off-Premise Storage)

Has applied for the renewal of an alcoholic beverage license at the premises:

3100 M ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON: 5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	10 am - 7 pm	10 am -7 pm
Monday:	9 am - 12 am	9 am - 12 am
Tuesday:	9 am - 12 am	9 am - 12 am
Wednesday:	9 am - 12 am	9 am - 12 am
Thursday:	9 am - 12 am	9 am - 12 am
Friday:	9 am - 12 am	9 am - 12 am
Saturday:	9 am - 12 am	9 am - 12 am

ENDORSEMENTS: Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-093800

License Class/Type: A Retail - Liquor Store

Applicant: IDA Incorporated

Trade Name: S & G Wine & Liquors

ANC: 4D01

Has applied for the renewal of an alcoholic beverage license at the premises:

5421 GEORGIA AVE NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON: 5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	7 am - 12 am	7 am -12 am
Monday:	7 am - 12 am	7 am - 12 am
Tuesday:	7 am - 12 am	7 am - 12 am
Wednesday:	7 am - 12 am	7 am - 12 am
Thursday:	7 am - 12 am	7 am - 12 am
Friday:	7 am - 12 am	7 am - 12 am
Saturday:	7 am - 12 am	7 am - 12 am

ENDORSEMENTS: Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-079922

License Class/Type: A Retail - Liquor Store

Applicant: Trabra Incorporated

Trade Name: Union Liquors

ANC: 8A05

Has applied for the renewal of an alcoholic beverage license at the premises:

1537 Good Hope Rd SE

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON: 5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	10 am - 12 am	10 am -12 am
Monday:	10 am - 12 am	10 am - 12 am
Tuesday:	10 am - 12 am	10 am - 12 am
Wednesday:	10 am - 12 am	10 am - 12 am
Thursday:	10 am - 12 am	10 am - 12 am
Friday:	10 am - 12 am	10 am - 12 am
Saturday:	10 am - 12 am	10 am - 12 am

ENDORSEMENTS: Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-093281

License Class/Type: A Retail - Liquor Store

Applicant: JSLK INC

Trade Name: Virginia Market

ANC: 2B08

Has applied for the renewal of an alcoholic beverage license at the premises:

1776 U ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON: 5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	10 am - 10 pm	10 am -10 pm
Monday:	9 am - 12 am	9 am - 12 am
Tuesday:	9 am - 12 am	9 am - 12 am
Wednesday:	9 am - 12 am	9 am - 12 am
Thursday:	9 am - 12 am	9 am - 12 am
Friday:	9 am - 12 am	9 am - 12 am
Saturday:	9 am - 12 am	9 am - 12 am

ENDORSEMENTS: Tasting

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-075411

License Class/Type: A Retail - Liquor Store

Applicant: Richard Liquors, LLC

Trade Name: Walter Johnson Liquors

ANC: 5E05

Has applied for the renewal of an alcoholic beverage license at the premises:

1542 NORTH CAPITOL ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON:

5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	10 am - 11 pm	10 am -11 pm
Monday:	10 am - 11 pm	10 am - 11 pm
Tuesday:	10 am - 11 pm	10 am - 11 pm
Wednesday:	10 am - 11 pm	10 am - 11 pm
Thursday:	10 am - 11 pm	10 am - 11 pm
Friday:	10 am - 11 pm	10 am - 11 pm
Saturday:	10 am - 11 pm	10 am - 11 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

ON

3/13/2015

Notice is hereby given that:

License Number: ABRA-015724

License Class/Type: A Retail - Liquor Store

Applicant: S T C, Inc.

Trade Name: Washington Wine & Liquors

ANC: 2C01

Has applied for the renewal of an alcoholic beverage license at the premises:

1200 E ST NW

PETITIONS/LETTERS OF OPPOSITION OR SUPPORT MUST BE FILED ON OR BEFORE:

4/27/2015

A HEARING WILL BE HELD ON:

5/11/2015

AT 10:00 a.m., 2000 14th STREET, NW, 4th FLOOR, WASHINGTON, DC 20009

Days	Hours of Operation	Hours of Sales/Service
Sunday:	-	-
Monday:	9 am - 9 pm	9 am - 9 pm
Tuesday:	9 am - 9 pm	9 am - 9 pm
Wednesday:	9 am - 9 pm	9 am - 9 pm
Thursday:	9 am - 9 pm	9 am - 9 pm
Friday:	9 am - 9 pm	9 am - 9 pm
Saturday:	10 am - 9 pm	10 am - 9 pm

FOR FURTHER INFORMATION CALL: (202) 442-4423

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

**Posting Date: January 2, 2015
**Petition Date: February 17, 2015
**Roll Call Hearing Date: March 2, 2015
**Protest Hearing Date: May 13, 2015

License No.: ABRA-097500
Licensee: Mercadito DC LLC
Trade Name: Mercadito DC
License Class: Retailer’s Class “C” Restaurant
Address: 901 Massachusetts Ave., N.W.
Contact: Andrew Kline: 202-686-7600

WARD 2 ANC 2F SMD 2F06

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the Roll Call Hearing Date at 10:00 am, 2000 14th Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled on May 13, 2015 at 4:30 pm**.

NATURE OF OPERATION

Restaurant serving Mexican Tapas. Occasional DJ Performances, No Dancing. No Nude Performances. Entertainment Endorsement. Summer Garden with seating for 24. Total Occupancy Load of 271.

HOURS OF OPERATION FOR PREMISES AND SUMMER GARDEN

Sunday through Thursday: 7am - 2am, Friday and Saturday: 7am - 3am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION FOR PREMISES AND SUMMER GARDEN

Sunday through Thursday: 8am - 2am, Friday and Saturday: 8am - 3am

HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday: 6pm - 2am, Friday and Saturday: 6pm - 3am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**NOTICE OF PUBLIC HEARING**

Posting Date: March 13, 2015
Petition Date: April 27, 2015
Roll Call Hearing Date: May 11, 2015
Protest Hearing Date: July 22, 2015

License No.: ABRA-097500
Licensee: Mercadito DC LLC
Trade Name: Mercadito DC
License Class: Retailer's Class "C" Restaurant
Address: 901 Massachusetts Ave., N.W.
Contact: Andrew Kline: 202-686-7600

WARD 2

ANC 2F

SMD 2F06

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the Roll Call Hearing Date at 10:00 am, 2000 14th Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled on July 22, 2015 at 1:30 pm.

NATURE OF OPERATION

Restaurant serving Mexican Tapas. Occasional DJ Performances, No Dancing. No Nude Performances. Entertainment Endorsement. Summer Garden with seating for 24. Total Occupancy Load of 271.

HOURS OF OPERATION FOR PREMISES AND SUMMER GARDEN

Sunday through Thursday: 7am - 2am, Friday and Saturday: 7am - 3am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION FOR PREMISES AND SUMMER GARDEN

Sunday through Thursday: 8am - 2am, Friday and Saturday: 8am - 3am

HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday: 6pm - 2am, Friday and Saturday: 6pm - 3am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****CORRECTION**

Posting Date: March 6, 2015
Petition Date: April 20, 2015
Hearing Date: May 4, 2015

License No.: ABRA-094777
Licensee: Gill Investment Group
Trade Name: Noelia
License Class: Retailer’s Class “C” Restaurant
Address: 1319 F Street, N.W.
Contact: Kaiser Gill: 202-737-3100

WARD 2

ANC 2C

SMD 2C01

Notice is hereby given that this licensee has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date.

NATURE OF SUBSTANTIAL CHANGE

Applicant requests a Change of hours for operation, sales and live entertainment.

CURRENT HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Monday through Thursday 11:30 am – 11:30 pm and Friday & Saturday 11:30 – 3 am

CURRENT HOURS OF LIVE ENTERTAINMENT

Friday and Saturday 6 pm – 3 am

PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Monday through **Friday 11:30 am – **2 am and Saturday & Sunday 10 am – 3 am

PROPOSED HOURS OF LIVE ENTERTAINMENT

Sunday through Saturday 6 pm – 3 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****CORRECTION**

Posting Date: February 27, 2015
 Petition Date: April 13, 2015
 Hearing Date: April 27, 2015
 Protest Date: July 8, 2015

License No.: ABRA-098137
 Licensee: DC Harbor Cruises, LLC
 Trade Name: Patriot II/ National Ferry
 License Class: Retailer’s Class “CX” Marine Vessel
 Address: 1300 Maine Avenue, S.W.**
 Contact: Stephen J. O’Brien, Esquire: 202-625-7700

WARD 6

6D

6D06

Notice is hereby given that this applicant has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the Roll Call Hearing Date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled for July 8, 2015 at 1:30 pm.

NATURE OF SUBSTANTIAL CHANGE

Request is for a Transfer from 100 Potomac Avenue, S.E. to a new location at 1300 Maine Avenue, S.W. Total occupancy load of 139.

APPROVED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday 10 am – 2 am, Monday through Thursday 8 am – 2 am, Friday and Saturday 8 am – 3 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

**Posting Date: February 27, 2015
**Petition Date: April 13, 2015
**Hearing Date: April 27, 2015

License No.: ABRA-087903
Licensee: Rebecca Antoine
Trade Name: Po Boy Jim
License Class: Retailer’s Class “C” Restaurant
Address: 709 H Street, N.E.
Contact: Rebecca Antoine, 202-621-7071

WARD 6

ANC 6C

SMD 6C05

Notice is hereby given that this licensee has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date.

NATURE OF SUBSTANTIAL CHANGE

Applicant requests an Entertainment Endorsement to allow karaoke and a DJ.

CURRENT HOURS OF OPERATION

Thursday through Sunday 10 am – 2 am, Monday & Tuesday 10 am – 10 pm, and Wednesday 10 am - 1 am

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday 12 pm - 2 am, Monday & Tuesday 11 am – 10 pm, Wednesday 11 am – 1 am and Thursday through Saturday 11 am – 2 am

HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday 6 pm – 10 pm and Friday & Saturday 6 pm – 2 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: March 13, 2015
Petition Date: April 27, 2015
Hearing Date: May 11, 2015

License No.: ABRA-087903
Licensee: Rebecca Antoine
Trade Name: Po Boy Jim
License Class: Retailer’s Class “C” Restaurant
Address: 709 H Street, N.E.
Contact: Rebecca Antoine, 202-621-7071

WARD 6

ANC 6C

SMD 6C05

Notice is hereby given that this licensee has applied for a substantial change to its license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date.

NATURE OF SUBSTANTIAL CHANGE

Applicant requests an Entertainment Endorsement to allow karaoke and a DJ.

CURRENT HOURS OF OPERATION

Thursday through Sunday 10 am – 2 am, Monday & Tuesday 10 am – 10 pm, and Wednesday 10 am - 1 am

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday 12 pm - 2 am, Monday & Tuesday 11 am – 10 pm, Wednesday 11 am – 1 am and Thursday through Saturday 11 am – 2 am

HOURS OF LIVE ENTERTAINMENT

Sunday through Thursday 6 pm – 10 pm and Friday & Saturday 6 pm – 2 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

**Posting Date: January 2, 2015
**Petition Date: February 17, 2015
**Hearing Date: March 2, 2015
**Protest Date: May 13, 2015

License No.: ABRA-097573
Licensee: Ameri Thai Group, Inc.
Trade Name: Thai Pad
License Class: Retailer’s Class “C” Restaurant
Address: 4481-B Connecticut Avenue, N.W.
Contact: Steven Imus: 202-244-0379

WARD 3 ANC 3F SMD 3F04

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such on the hearing date at 10:00 am, 4th Floor, 2000 14th Street, N.W., Washington, DC 20009. Petition and/or request to appear before the Board must be filed on or before the petition date. The Protest Hearing Date is scheduled for 1:30 pm on May 13, 2015.

NATURE OF OPERATION

New restaurant serving exclusively Thai food. Seating for 28 and total occupancy load of 33.

HOURS OF OPERATION INSIDE PREMISES AND OUTSIDE IN SUMMER GARDEN

Sunday through Thursday 11 am – 10:30 pm and Friday & Saturday 11 am – 11 pm

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday through Thursday 11 am – 11:30 pm and Friday & Saturday 11 am – 12 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION**NOTICE OF PUBLIC HEARING**

Posting Date: March 13, 2015
Petition Date: April 27, 2015
Roll Call Hearing Date: May 11, 2015
Protest Hearing Date: July 22, 2015

License No.: ABRA-098042
Licensee: I Before E, LLC
Trade Name: Trinity
License Class: Retailer's Class "C" Tavern
Address: 1606 7th Street, N.W.
Contact: Cheryl Webb: 202-277-7461

WARD 6

ANC 6E

SMD 6E01

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the Roll Call Hearing Date at 10:00 am, 2000 14th Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled on July 22, 2015 at 4:30 pm.

NATURE OF OPERATION

Full menu with ribs, pulled pork, turkey, and salads. Total Occupancy Load of 199. Summer Garden with seating for 68. Entertainment Endorsement.

HOURS OF OPERATION

Sunday 10am – 2am, Monday through Thursday 4pm - 2am, Friday 11am - 3am,
Saturday 10am - 3am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION

Sunday 10am - 1:45am, Monday through Thursday 4pm - 1:45am, Friday 11am - 2:45am,
Saturday 10am - 2:45am

HOURS OF OPERATION FOR SUMMER GARDEN

Sunday 10am - 2am, Monday through Thursday 4pm - 12am, Friday 11am - 2am, Saturday:
10am - 2am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION FOR SUMMER GARDEN

Sunday 10am - 11:45pm, Monday through Thursday 4pm - 11:45pm, Friday 11am - 1:45am,
Saturday 10am - 1:45am

HOURS OF LIVE ENTERTAINMENT

Sunday 10am - 10pm, Friday 11am - 10pm, Saturday 10am - 10pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Posting Date: March 13, 2015
Petition Date: April 27, 2015
Roll Call Hearing Date: May 11, 2015
Protest Hearing Date: July 22, 2015

License No.: ABRA-098175
Licensee: 819 Upshur Street, LLC
Trade Name: Twisted Horn
License Class: Retailer's Class "C" Tavern
Address: 819 Upshur Street, N.W.
Contact: Andrew Kline: 202-686-7600

WARD 4

ANC 4C

SMD 4C07

Notice is hereby given that this applicant has applied for a new license under the D.C. Alcoholic Beverage Control Act and that the objectors are entitled to be heard before the granting of such license on the Roll Call Hearing Date at 10:00 am, 2000 14th Street, N.W., 400 South, Washington, DC 20009. Petitions and/or requests to appear before the Board must be filed on or before the Petition Date. The Protest Hearing Date is scheduled on July 22, 2015 at 1:30 pm.

NATURE OF OPERATION

Restaurant specializing in bar fare. No dancing. No entertainment. No nude performances. Total Occupancy Load of 60 and a Summer Garden with seating for 40 patrons.

HOURS OF OPERATION FOR PREMISES AND SUMMER GARDEN

Sunday through Saturday 11am - 4am

HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION FOR PREMISES AND SUMMER GARDEN

Sunday through Thursday 11am - 2am, Friday & Saturday: 11am - 3am

DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD**NOTIFICATION OF PUBLIC HEARING FOR NEW SCHOOL APPLICATIONS**

The District of Columbia Public Charter School Board (“PCSB”) hereby gives notice, dated March 5, 2015, that it will hold a public hearing on April 20, 2015 at 6:30pm to discuss the new charter school applications it receives by the March 9, 2015 deadline. A vote on the matter will take place on May 18, 2015 at 6:30pm. Please contact Mikayla Lytton, Manager of Strategy and Analysis, at 202-328-2660 or email applications@dcpsb.org. Please contact 202-328-2660 or email public.comment@dcpsb.org to submit public comment.

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
TUESDAY, APRIL 28, 2015
441 4TH STREET, N.W.
JERRILY R. KRESS MEMORIAL HEARING ROOM, SUITE 220-SOUTH
WASHINGTON, D.C. 20001**

TO CONSIDER THE FOLLOWING: The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

TIME: 9:30 A.M.

WARD TWO

18953
ANC-2A **Application of Royal Embassy of Saudi Arabia**, pursuant to 11 DCMR §§ 1002, 206, and 350.6 of the Foreign Missions Act, to allow the installation of an accessory security screening structure and perimeter fence, partially located in public space, at an existing chancery in the SP-2 District at premises 601 New Hampshire Avenue, N.W. (Square 19, Lot 823).

WARD SIX

18984
ANC-6E **Application of Kateh Zahraie**, pursuant to 11 DCMR §§ 3103.2 and 3104.1, for variances from the minimum lot area requirements under § 401.3, and the lot occupancy requirements under § 403.2, and a special exception from the roof structure setback requirements under § 400.7(b), to convert a semi-detached two-story flat into a three-story three-unit apartment house in the R-4 District at premises 1546 New Jersey Avenue N.W. (Square 510, Lot 50).

WARD ONE

18985
ANC-1B **Application of David Benson**, pursuant to 11 DCMR § 3103.2, for variances from the minimum lot area requirements under § 401.3, the lot occupancy requirements under § 403.2, and the rear yard requirements under § 404.1, to convert a flat into a three-unit apartment house in the R-4 District at premises 2701 11th Street N.W. (Square 2858, Lot 16).

WARD ONE

18986
ANC-1A **Application of Gigi Mathews**, pursuant to 11 DCMR § 3103.2, for variances from the lot occupancy requirements under § 403.2, the rear yard requirements under § 404.1, and the non-conforming structure requirements under § 2001.3, to allow the construction of a rear deck addition to an existing one-family row dwelling in the R-4 District at premises 1000 Kenyon Street N.W. (Square 2846, Lot 104).

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WARD FIVE

18987
ANC-5D **Application of Pierce Investments, LLC**, pursuant to 11 DCMR § 3103.2, for variances from the height requirements under § 770, the floor area ratio requirements under § 771, the rear yard requirements under § 774, and the residential loading requirements under § 2201, to allow the construction of a five-story multi-family building containing 52 units in the C-2-A District at premises 1124 Florida Avenue N.E. (Square 4070, Lot 808).

WARD ONE

18989
ANC-1C **Application of 1724 Kalorama Limited Partnership**, pursuant to 11 DCMR § 3103.2, for variances from the off-street parking requirements under § 2101.1, and the parking space setback requirements under § 2116.12, to allow the conversion of an existing building into a five-story apartment building containing 47 residential units in the RC/C-2-B District at premises 1724 Kalorama Road N.W. (Square 2567, Lot 851).

PLEASE NOTE:

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial. The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4, of the Regulations, the Board will impose time limits on the testimony of all individuals. Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. **Persons seeking party status shall file with the Board, not less than 14 days prior to the date set for the hearing, a Form 140 – Party Status Application Form.** This form may be obtained from the Office of Zoning at the address stated below or downloaded from the Office of Zoning's website at: www.dcoz.dc.gov. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence.

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FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202)
727-6311.

**LLOYD J. JORDAN, CHAIRMAN, MARNIQUE Y. HEATH, VICE CHAIRPERSON, S.
KATHRYN ALLEN, JEFFREY L. HINKLE AND A MEMBER OF THE ZONING
COMMISSION, CLIFFORD W. MOY, SECRETARY TO THE BZA, SARA A. BARDIN,
DIRECTOR, OFFICE OF ZONING**

DEPARTMENT OF BEHAVIORAL HEALTH

NOTICE OF FINAL RULEMAKING

The Director of the Department of Behavioral Health (Department), pursuant to the authority set forth in Sections 5113, 5115, 5117 and 5118 of the Department of Behavioral Health Establishment Act of 2013, effective December 24, 2013 (D.C. Law 20-61; D.C. Official Code §§ 7-1141.02, 7-1141.04, 7-1141.06 and 7-1141.07 (2012 Repl. & 2014 Supp.)), hereby gives notice of an amendment to Chapter 62, “Reimbursement Rates for Services Provided by the Department of Behavioral Health - Certified Substance Abuse Providers” in Subtitle A (Mental Health) of Title 22 (Health) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this amendment is to update the reimbursement rates for services provided to eligible District residents by Department-certified substance abuse treatment facilities and programs which have an active Human Care Agreement with the Department to provide such services. The revised rates have been updated generally to align them with the reimbursement rates for mental health services provided by Department-certified mental health providers, which were revised after a thorough rate review. The rules are also being amended to add a rate for a new evidence-based service, Multisystemic Therapy for Juveniles (ACRA), now available to children, youth and young adults receiving substance use disorder treatment services. Finally, the code for toxicology specimen collection has been separated for the type of specimen collection (breathalyzer or urinalysis) and for the laboratory analysis of the urinalysis specimen.

The proposed rulemaking was published on January 16, 2015 in the *D.C. Register* at 62 DCR 000658. No comments were received and no changes have been made to the proposed rules as originally published on January 16, 2015.

The Department of Behavioral Health adopted the rule as final on February 23, 2015. This rule will become effective on the date of publication of this notice in the *D.C. Register*.

Section 6201 of Chapter 62, REIMBURSEMENT RATES FOR SERVICES PROVIDED BY THE DEPARTMENT OF BEHAVIORAL HEALTH – CERTIFIED SUBSTANCE ABUSE PROVIDERS, of 22-A DCMR, MENTAL HEALTH, is amended by deleting it in its entirety and replacing it with the following:

6201 REIMBURSEMENT RATE

6201.1 Reimbursement for substance abuse services shall be as follows:

SERVICE	CODE	RATE per UNIT
Urinalysis (Laboratory)	H0003	15.00
Breathalyzer Collection	H0048	8.80
Urinalysis Collection	H0048 LR	8.80

SERVICE	CODE	RATE per UNIT
Case Management	H0006	20.02
Case Management (HIV)	H0006V9	20.02
Treatment Planning	T1007	22.00
Treatment Planning - Complex IP	T1007TG	24.00
Targeted Case Management (Clinical Care Coordination)	T1017HF	22.50
Counseling Group	H0005	10.45
Counseling Group - Psycho-educational	H2027	3.51
Counseling Group - Psycho-educational (HIV)	H2027V9	3.51
Counseling On-site - Behavioral Health Therapy	H0004	26.42
Counseling, Off-site	H0004HFTN	27.45
Counseling, Family with Client	H0004HR	26.42
Counseling, Family without Client	H0004HS	26.42
Crisis Intervention	H0007HF	36.93
CS Peer Support Group - Substance Abuse	H0038HFHQ	6.65
CS Peer Support - Substance Abuse	H0038HF	21.97
Detoxification - Outpatient - Ambulatory	H0014	24.53

SERVICE	CODE	RATE per UNIT
Detoxification - Residential - Acute care	H0010	605.00
Behavioral Health Screening - Determine eligibility	H0002HF	85.34
Behavioral Health Screening - Evaluate Risk Rating	H0002TG	140.00
Diagnostic Assessment – In- depth - Adult	H0001HF	256.02
Diagnostic Assessment - Ongoing - Modify Tx Plan	H0001TS	85.34
Diagnostic Assessment - In- depth Exam - Youth	H0001HA	256.02
Diagnostic Assessment - Ongoing Follow-up - Youth	H0001HATS	85.34
Intensive Outpatient - All Inclusive	H0015	74.25
Intervention - Substance Abuse Recognition	H0022	27.17
Dose - Methadone - Clinic or Take-Home	H0020	8.58
Medication Assisted Therapy	H0020HF	8.58
Medication Management - Adult	H0016HF	44.65
Medication Management - Youth	H0016HAHF	44.65
Multisystemic Therapy for	H2033HF	57.42

SERVICE	CODE	RATE per UNIT
Juveniles (ACRA) (ages 21 – 24)		
Multisystemic Therapy for Juveniles (ACRA) (ages 12 – 20)	H2033HAHF	57.42
Outpatient Therapy - Intensive	H0015HA	164.61
Prenatal Care, at-risk Assessment	H1000	142.56
Prenatal Care, at-risk enhanced service - Antepartum Management	H1001	80.08
Prenatal Care, at-risk enhanced service - Care Coordination	H1002	80.08
Prenatal Care, at-risk enhanced service - Education	H1003	80.08
Prenatal Care, at-risk enhanced service - follow-up Home Visit	H1004	100.76
Residential - Long term Therapeutic	H0019	132.55
Residential - Long term Room & Board	H0043	72.90
Residential – Youth Room and Board	H0043HA	167.40
Residential Treatment - Inclusive	H0018	136.84
Residential Treatment – Inclusive (Youth)	H0018HA	197.60

SERVICE	CODE	RATE per UNIT
Residential Treatment – Inclusive (HIV)	H0018V9	136.84
Residential Per Diem - Women w/1 child	H0043UN	210.00
Residential Per Diem - Women w/2 children	H0043UP	215.00
Residential Per Diem - Women w/3 children	H0043UQ	220.00
Residential Per Diem - Women w/4 or more children	H0043UR	225.00
2010 Recovery Support Evaluation	2010	85.00
2090 Family and Marital Services - Individual	2090	140.00
2091 Family and Marital Services - Group	2091	50.00
3010 Parenting Services – Individual	3010	90.00
3011 Parenting Services – Group	3011	50.00
3020 Child Care (1 – 2 Children)	3020	15.00
3021 Child Care (3 or more children)	3021	30.00
3040 Care Coordination	3040	35.00
3051 Transportation (Public)	3051	65.00
4050 Environmental	4050	212.25

SERVICE	CODE	RATE per UNIT
Stability – Individual		
4051 Environmental Stability – Women w/children	4051	250.00
5030 Recovery Mentoring/Coaching	5030	75.00
5040 Life Skills – Individual	5040	45.00
5041 Life Skills (Group Adult)	5041	25.00
5041 Life Skills (Group – Youth)	5041	50.00
5050 Spiritual Support Group	5050	50.00
6020 HIV/AIDS Education	6020	25.00
6030 Education Services – Individual	6030	75.00
6031 Education Services – Group	6031	50.00

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

NOTICE OF FINAL RULEMAKING

The Director of the Department of Consumer and Regulatory Affairs, pursuant to the authority under section 18a of An Act to establish standard weights and measures for the District of Columbia, to define the duties of the Superintendent of Weights, Measures, and Markets of the District of Columbia, and for other purposes, approved September 20, 2012 (D.C. Law 19-168; D.C. Official Code § 37-201.18a (2014 Supp.)), and Reorganization Plan No. 1 of 1983, effective March 31, 1983, hereby gives notice of the adoption of the following amendment to Chapter 33 (Department of Consumer and Regulatory Affairs (DCRA) Infractions of DCMR) of DCMR Title 16 (Consumers, Commercial Practices, and Civil Infractions).

This final rulemaking corrects an inaccurate citation. In the proposed amendments below, insertion of new language is indicated by underlining, while deletion of existing language is indicated by ~~strikethrough~~.

A Notice of Emergency and Proposed Rulemaking were published at 61 DCR 12636 on December 12, 2014. No comments were received and no substantive changes were made to the rulemaking as published. The Director adopted this rule as final on February 10, 2015 and it will become effective upon publication.

Chapter 33, DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS (DCRA) INFRACTIONS OF DCMR, of Title 16 DCMR, CONSUMERS, COMMERCIAL PRACTICES, AND CIVIL INFRACTIONS, is amended as follows:

Section 3303, DCRA OFFICE OF INVESTIGATION – WEIGHTS AND MEASURES INFRACTIONS, is amended as follows:

3303.1 Violation of any of the following provisions shall be a Class 1 infraction:

- (a) Chapter 118, Section 32a of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures and Markets of the District of Columbia and for other purposes, effective December 7, 2004 (D.C. Law 15-205; D.C. Official Code ~~§ 37-201.32a~~ § 37-201.33) (operating a weighing or measuring ~~device~~ device without payment of the registration and inspection fee);
- (b) Chapter 118, Section 3, of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures and Markets of the District of Columbia and for other purposes, approved Mar. 3, 1921 (41 Stat. 1218; D.C. Official Code § 37-201.03(a)) (use of any weighing or measuring device that has not been inspected and approved);

- (c) Chapter 118, Section 4, of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures and Markets of the District of Columbia and for other purposes, (41 Stat. 1218; D.C. Official Code § 37-201.04) (use of any weighing device that has been altered without inspection and approval or after altering any tag or label attached thereto without the permission of the Director);
- (d) Chapter 118, Section 5, of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures and Markets of the District of Columbia and for other purposes, (41 Stat. 1218; D.C. Official Code § 37-201.05) (obstruction of inspection);
- (e) Chapter 118, Section 20 of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures and Markets of the District of Columbia and for other purposes, (41 Stat. 1223; D.C. Official Code § 37-201.20) (use of a pump or similar device which does not measure correctly); or
- (f) Chapter 118, Section 22, of An Act To establish standard weights and measures for the District of Columbia; to define the duties of the Superintendent of Weights, Measures and Markets of the District of Columbia and for other purposes, (41 Stat. 1224; D.C. Official Code § 37-201.22) (refusing inspection).

DISTRICT OF COLUMBIA BOARD OF ELECTIONS

NOTICE OF FINAL RULEMAKING

The District of Columbia Board of Elections, pursuant to the authority set forth in The District of Columbia Election Code of 1955, approved August 12, 1955, as amended (69 Stat. 699; D.C. Official Code § 1-1001.05(a)(14) (2014 Repl.)), hereby gives notice of final rulemaking action to adopt amendments to Chapter 30, "Campaign Finance Operations," Chapter 34, "Campaign Finance Recordkeeping," Chapter 36, "District of Columbia Senator and Representative," Chapter 37, "Investigations and Hearings," Chapter 38, "Legal Defense Committees," Chapter 39, "Campaign Finance Operations: Inaugural Committees," Chapter 40, "Campaign Finance Operations: Transition Committees," and Chapter 41, "Campaign Finance Operations: Exploratory Committees", of Title 3 (Elections and Ethics) of the District of Columbia Municipal Regulations (DCMR).

These amendments would place the Board's regulations into conformity with the Campaign Finance Reform and Transparency Act of 2013, effective February 22, 2014 (D.C. Law 20-0079; 61 DCR 153 (January 10, 2014)) (the "Act").

A Notice of Emergency and Proposed Rulemaking with respect to these amendments was published in the *D.C. Register* on January 16, 2015, at 62 DCR 000664. No written comments on the proposed rules were received during the public comment period, and no substantive changes have been made to the regulations as proposed.

The Board adopted these rules as final at a regular meeting on Wednesday, March 4, 2015 and they will become effective immediately upon publication.

Chapter 30 of Title 3 DCMR, ELECTIONS AND ETHICS, is amended in its entirety to read as follows:

**CHAPTER 30 CAMPAIGN FINANCE OPERATIONS: COMMITTEES,
 CANDIDATES, CONSTITUENT SERVICE PROGRAMS,
 STATEHOOD FUNDS**

- 3000 ORGANIZATION OF POLITICAL COMMITTEES, POLITICAL ACTION COMMITTEES, AND INDEPENDENT EXPENDITURE COMMITTEES
- 3001 MANDATORY TRAINING
- 3002 CANDIDATE STATUS
- 3003 EXEMPTION FROM FILING AND REPORTING REQUIREMENTS
- 3004 CANDIDATE WAIVER FROM FILING AND REPORTING REQUIREMENTS
- 3005 PRINCIPAL CAMPAIGN COMMITTEE
- 3006 MANDATORY ELECTRONIC FILING
- 3007 [RESERVED]
- 3008 FINANCIAL REPORTS AND STATEMENTS
- 3009 REPORTS OF INITIATIVE, REFERENDUM, RECALL, AND PROPOSED CHARTER AMENDMENT COMMITTEES

- 3010 PETTY CASH FUNDS
- 3011 LIMITATIONS ON CONTRIBUTIONS
- 3012 JOINT FUNDRAISING
- 3013 LIMITATIONS ON THE USE OF CAMPAIGN FUNDS
- 3014 CONSTITUENT-SERVICE PROGRAM
- 3015 USE OF SURPLUS FUNDS
- 3016 TERMINATION OF COMMITTEES, CONSTITUENT-SERVICE PROGRAMS, AND STATEHOOD FUNDS
- 3017 FILINGS AND DEADLINES
- 3018 IDENTIFICATION OF CAMPAIGN LITERATURE
- 3019 PENALTIES

3000 ORGANIZATION OF POLITICAL COMMITTEES, POLITICAL ACTION COMMITTEES AND INDEPENDENT EXPENDITURE COMMITTEES

- 3000.1 Each political committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.
- 3000.2 A political committee shall be deemed "organized" when any proposer, individual, committee, club, association, organization, or other group of individuals formally agree, orally or in writing, or decide to promote or oppose a political party, the nomination or election of an individual to office, or any initiative, referendum, or recall; or to form an inaugural, transition, or legal defense committee.
- 3000.3 Each committee controlled by or coordinated with any candidate or public official, or controlled by or coordinated with anyone acting on behalf of a candidate or public official, shall be deemed a political committee.
- 3000.4 In the absence of a decision to organize as a committee opposing an initiative or referendum measure under § 3000.2, a person who addresses a Board determination regarding the propriety of a proposed measure filed under Chapter 10 of this title shall not be required to file a Statement of Organization, under § 3000.1, or a Report of Receipts and Expenditures (R&E Report), under § 3008.
- 3000.5 A candidate's designation of a committee on the candidate's Statement of Candidacy form filed under § 3002.2 constitutes agreement to form a political committee.
- 3000.6 Any political committee designated by a candidate on the Statement of Candidacy form filed under § 3002.2 to receive contributions or make expenditures on behalf of the candidate, shall include the name of the candidate for elective office in the District of Columbia in its name.

3000.7 Political committees shall include the following:

- (a) Affiliated Political Committees - all authorized committees of the same candidate for the same election, or all committees established, financed, maintained, or controlled by the same corporation, labor or membership organization, cooperative or trade association, or any similar organization, for the purposes stated in § 3000.2;
- (b) Delegate Committees – a person, or group of persons, established to support a presidential candidate, which shall include the word "delegate(s)" in its name and may include the name of the presidential candidate whom it supports;
- (c) Exploratory Committees - a person, or group of persons, organized for the purpose of examining or exploring, with the consent of the prospective candidate, the feasibility of a qualified individual becoming a candidate for an elective office in the District of Columbia;
- (d) Inaugural Committees - a person, or group of persons, organized for the purpose of soliciting, accepting, and spending funds and coordinating activities to celebrate the election of a new Mayor;
- (e) Initiative, Referendum, Recall, or Proposed Charter Amendment Committees - a person, or group of persons, organized for the purpose of, or engaged in promoting or opposing initiative, referendum or recall measures or proposed Charter amendments, respectively;
- (f) Legal Defense Committees - a person, or group of persons, organized for the purpose of soliciting, accepting, or expending funds to defray the professional fees and costs for a public official's legal defense to one or more civil, criminal, or administrative proceedings;
- (g) Party Committees – a person, or group of persons, organized to represent a political party of the official party structure at the city-wide or ward level;
- (h) Principal Campaign Committees – a person, or group of persons, designated and authorized by a candidate or slate of candidates for election as officials of a political party, as the principal campaign committee, in accordance with § 3005; provided, that it shall include the name(s) of the candidate(s) who authorized the committee in its name; and
- (i) Transition Committees - a person, or group of persons, organized for the purpose of soliciting, accepting, or expending funds for office and personnel transition on behalf of the Chairman of the Council or the Mayor.

- 3000.8 Political committees shall not include the following:
- (a) Connected Organizations - a corporation, labor or membership organization, cooperative or trade association, or any similar organization that directly or indirectly establishes, administers or financially supports a political committee;
 - (b) Political Action Committees; and
 - (c) Independent Expenditure Committees.
- 3000.9 Each political action committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.
- 3000.10 A political action committee shall be deemed “organized” when any proposer, individual, committee, club, association, organization, or other group of individuals maintained, or controlled by the same corporation, labor or membership organization, cooperative or trade association, or any similar organization, formally agree orally or in writing, or decide to promote or oppose the nomination or election of a person to public office, a political party, or any initiative, referendum, or recall.
- 3000.11 A political action committee shall not be controlled by or coordinated with any public official or candidate, or any person acting on behalf of a public official or candidate.
- 3000.12 A political action committee shall not include the name of any candidate for elective office in the District of Columbia in its name.
- 3000.13 Each independent expenditure committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.
- 3000.14 An independent expenditure committee shall be deemed “organized” when any proposer, individual, committee, club, association, organization, or other group of individuals formally agree orally or in writing, or decide to organize for the principal purpose of making independent expenditures to promote or oppose the nomination or election of a person to public office, a political party, or any initiative, referendum, or recall.
- 3000.15 An independent expenditure committee shall not be controlled by or coordinated with any public official or candidate, or any person acting on behalf of a public official or candidate.

- 3000.16 An independent expenditure committee shall not make transfers or contributions of funds to political committees, political action committees, or candidates.
- 3000.17 An independent expenditure committee shall not include the name of any candidate for elective office in the District of Columbia in its name.
- 3000.18 Each political action committee and independent expenditure committee shall indicate its intent not to support a candidate during a specific election cycle by:
- (a) Declaring its intention on a Notification of Non-Support form; and
 - (b) Filing the Notification of Non-Support form within ten (10) days of the declaration by the committee of its intention to not support a candidate, or not later than January 31st of each year.
- 3000.19 Each political action committee and independent expenditure committee shall notify the Director in writing within ten (10) days of its decision to support a candidate, where it has previously filed a Notification of Non-Support, under § 3000.18.
- 3000.20 Each political committee, political action committee, and independent expenditure committee shall have a chairperson and a treasurer, and may elect to list a designated agent, in the Statement of Organization filed pursuant to §§ 3000.1, 3000.9, or 3000.13.
- 3000.21 When either the office of chairperson or treasurer of a political committee, political action committee, or independent expenditure committee is vacant, the committee shall:
- (a) Designate a successor chairperson or treasurer within five (5) days of the vacancy; and
 - (b) Amend its Statement of Organization within ten (10) days of the designation of the successor; provided, that the successor officer agrees to accept the position.
- 3000.22 No political committee, political action committee, or independent expenditure committee shall accept a contribution or make any expenditure while the office of treasurer is vacant, and no other person has been designated and agreed to perform the functions of treasurer.
- 3000.23 Each expenditure made for, or on behalf of, a political committee, political action committee and independent expenditure committee shall be authorized by either:
- (a) The chairperson;

- (b) The treasurer; or
- (c) Their designated agent, as listed on the Statement of Organization filed under §§ 3000.1, 3000.9, and 3000.13.

3000.24 A chairperson shall be required to file:

- (a) A Statement of Acceptance of Position of Chairperson form, and a copy of written notification sent to the address of record of the treasurer (and the candidate, in the case of a political committee), within five (5) days of assuming the office; and
- (b) A Statement of Withdrawal of Position of Chairperson form, and a copy of written notification sent to the address of record of the treasurer (and the candidate, in the case of a political committee), within five (5) days of vacating the office.

3000.25 A treasurer shall be required to file:

- (a) A Statement of Acceptance of Position of Treasurer form, and a copy of written notification sent to the address of record of the chairperson (and the candidate, in the case of a political committee), within forty-eight (48) hours of assuming the office:
- (b) All periodic Reports of Receipts and Expenditures (R&E Reports) due to the Director, pursuant to § 3008, during the treasurer's tenure; provided that the designated agent listed on the Statement of Organization under §§ 3000.1, 3000.9, or 3000.13 may file the R&E Report if the treasurer is unavailable; and
- (c) A Statement of Withdrawal of Position of Treasurer form, prescribed by the Director, and a copy of written notification sent to the address of record of the chairperson (and the candidate, in the case of a political committee), within forty-eight (48) hours of vacating the office.

3000.26 A person shall not simultaneously serve as the chairperson and treasurer of any committee, except the following:

- (a) A candidate; or
- (b) A proposer or opponent of an initiative, referendum, or recall measure, or an opponent of a proposed charter amendment.

3000.27 Each political committee, political action committee, and independent expenditure committee shall amend its Statement of Organization within ten (10) days of any change in the information previously reported on its Statement of Organization.

- 3000.28 The funds of each political committee, political action committee, or independent expenditure committee shall be segregated from, and may not be commingled with, anyone's personal funds.
- 3000.29 Each political committee, political action committee, and independent expenditure committee that accepts contributions or makes expenditures shall:
- (a) Designate one or more national banks located in the District of Columbia as the committee's depository or depositories;
 - (b) Maintain a checking account or accounts at such depository or depositories; and
 - (c) Deposit any contribution received by the committee into that account or accounts.

3001 MANDATORY TRAINING

- 3001.1 Each candidate for public office (with the exception of candidates for Advisory Neighborhood Commissioners (ANC)), and each treasurer of a political committee, political action committee, or independent expenditure committee shall appear in person at the Office of Campaign Finance to attend a training program conducted by the Director.
- 3001.2 At the discretion of the Director, the Office of Campaign Finance may provide online training materials to supplement the in-person training program.
- 3001.3 Each candidate for public office shall attend the Office of Campaign Finance training program within fifteen (15) calendar days of submitting the Statement of Candidacy form in accordance with § 3002.
- 3001.4 Each treasurer of a political committee, political action committee, or independent expenditure committee shall attend the Office of Campaign Finance training program within fifteen (15) calendar days of submitting the Statement of Acceptance of Treasurer form in accordance with § 3000.25(a).
- 3001.5 Each candidate and treasurer participating in the Office of Campaign Finance training program shall affirm by signature and oath to follow the District's campaign finance laws at the conclusion of the training program.
- 3001.6 The Director shall publish the names of all training program participants on the Office of Campaign Finance website for public viewing.

3002 CANDIDATE STATUS

- 3002.1 An individual shall be considered a candidate when he or she:
- (a) Receives a campaign contribution;
 - (b) Makes a campaign expenditure;
 - (c) Obtains nominating petitions;
 - (d) Authorizes any person to perform any of the above acts; or
 - (e) Fails to disavow in writing to the Director any of the above acts by any other person within ten (10) days after written notification by the Director.
- 3002.2 With the exception of candidates for Advisory Neighborhood Commission (ANC) member, each candidate shall, within five (5) days after becoming a candidate under § 3002.1, file a Statement of Candidacy form that indicates:
- (a) Whether spending is anticipated at less than five hundred dollars (\$500); and
 - (b) Whether a principal campaign committee will be designated.
- 3002.3 Each candidate who indicates on the Statement of Candidacy that a principal campaign committee will be designated on his or her behalf shall provide the following information on the Statement of Candidacy form:
- (a) The name of the principal campaign committee;
 - (b) The names of any other affiliated committees; and
 - (c) The names of the national bank(s) located in the District of Columbia that has been designated as the candidate's campaign depository.
- 3002.4 The candidate shall commence filing personal R&E Reports in accordance with this chapter unless reporting is otherwise exempted or waived pursuant to § 3004.
- 3002.5 Each candidate who files the R&E Report shall by oath or affirmation, subject to penalties of perjury, verify the following statements:
- (a) The candidate has used all reasonable diligence in the preparation of the report and the report is true and complete to the best of the candidate's knowledge; and
 - (b) The candidate has used all reasonable due diligence to ensure that the candidate and the candidate's committees are in compliance with the Campaign Finance Act, and the committees have advised their

contributors of the obligations imposed on those contributors by the Campaign Finance Act.

- 3002.6 The Summary Financial Statement form of the Candidate for the Office of Member of an Advisory Neighborhood Commission (ANC) shall be filed no later than sixty (60) days after the certification by the Board of Elections (the Board) of the election results by the following individuals:
- (a) ANC candidates who qualified for the ballot through the write-in process;
 - (b) ANC candidates who qualified for the ballot through the nominating petition process;
 - (c) ANC candidates who accepted contributions or made expenditures and did not qualify for the ballot; and
 - (d) ANC candidates who qualified as candidates for selection in the ANC vacancy filling process.
- 3002.7 The Summary Financial Statement form of the Candidate for the Office of Member of an ANC shall be filed electronically with the Director of Campaign Finance at the OCF website, www.ocf.dc.gov, except as provided in § 3002.9. A paper filing of the Summary Financial Statement shall not be accepted and will be considered a failure to file.
- 3002.8 The Office of Campaign Finance shall provide log-in information, including a Personal Identification Number (PIN), for access to the OCF Electronic Filing and Disclosure System to ANC candidates following the certification of the election results by the Board.
- 3002.9 The Director of the Office of Campaign Finance may grant an exception to the electronic filing requirement by the ANC candidate in either of the following circumstances:
- (a) The filer submits a statement of actual hardship to the OCF no less than fifteen (15) days before the applicable filing deadline; and
 - (b) The filer submits a statement to the OCF describing an emergency that occurred on or before the filing deadline preventing the electronic filing. The request for an exception based on emergency does not delay any reporting deadlines. If a penalty is imposed for failure to file or timely file, the penalty may be set aside or reduced in accordance with § 3711.2(f).
- 3002.10 The Director shall review and respond in writing to an application for an exception within three (3) business days after its receipt.

3002.11 With the exception of candidates for the Office of Member of an Advisory Neighborhood Commission, each individual who ceases to become a candidate shall immediately file a Statement of Candidate Withdrawal form upon termination of the candidacy.

3003 EXEMPTION FROM FILING AND REPORTING REQUIREMENTS

3003.1 To invoke the exemption from the filing and reporting requirements, a candidate must anticipate spending less than five hundred dollars (\$500) in any one election.

3003.2 A candidate shall be exempt from the filing and reporting requirements of the Act if, on the Statement of Candidacy form, the candidate:

- (a) Certifies that he or she anticipates spending less than five hundred dollars (\$500) in any one election; and
- (b) Excludes the designation of a principal campaign committee.

3003.3 Each exempt candidate shall notify the Director in writing within forty-eight (48) hours from the time he or she spends, or anticipates spending, five hundred dollars (\$500) or more.

3003.4 Each exempt candidate shall certify in writing to the Director, on a Report of Exemption for a Candidate Spending Less than Five Hundred Dollars (\$500), that he or she has not spent more than five hundred dollars (\$500). Such certification shall be filed with the Director by no later than:

- (a) The fifteenth (15th) day before the date of the election in which the candidate seeks office; and
- (b) The thirtieth (30th) day following the election.

3004 CANDIDATE WAIVER FROM FILING AND REPORTING REQUIREMENTS

3004.1 A candidate who has designated a principal campaign committee may apply, on a Request for Candidate Waiver form, for a waiver from filing reports separate from the candidate's committee.

3004.2 The Director may grant a waiver of the filing and reporting requirements upon certification by a candidate that, within five (5) days after personally receiving any contribution, the candidate shall surrender possession of the contribution to the principal campaign committee without expending any of the proceeds from the contribution.

- 3004.3 A candidate who is granted a waiver shall not make any non-reimbursed expenditures for the campaign except in accordance with § 3004.4.
- 3004.4 A candidate may use personal funds to make an expenditure to the candidate's designated principal campaign committee. The principal campaign committee shall report the expenditure as a contribution received from the candidate and, if accompanied by a written instrument attesting thereto, as a loan pursuant to § 3011.7.
- 3004.5 The waiver from filing and reporting shall continue in effect as long as the candidate complies with the conditions under which it was granted.

3005 PRINCIPAL CAMPAIGN COMMITTEE

- 3005.1 With the exception of persons who make independent expenditures under the Act, only a candidate's designated principal campaign committee and its affiliated committees shall accept contributions or make expenditures on behalf of that candidate.
- 3005.2 An individual who is a candidate for more than one (1) office shall designate a separate principal campaign committee for each office sought.
- 3005.3 Notwithstanding § 3005.2, a principal campaign committee supporting the nomination or election of a candidate as an official of a political party may support the nomination or election of more than one (1) candidate as an official of a political party.
- 3005.4 The principal campaign committee shall process contributions in the following manner:
- (a) Contributions received by check, money order, or other written instrument shall be consigned directly to the principal campaign committee; and
 - (b) The proceeds of any monetary instruments listed in Subsection (a) that have been cashed or redeemed by the candidate pursuant to § 3004.2 shall be disallowed by the principal campaign committee and returned by the candidate to the donor.
- 3005.5 No contributions shall be commingled with the candidate's personal funds or accounts.
- 3005.6 Except as provided in § 4101, an existing committee shall not be designated as the principal campaign committee of a candidate for public office, including the designation of any previously designated principal campaign committee of a candidate, or a slate of candidates for election as officials of a political party, in any future election.

3006 MANDATORY ELECTRONIC FILING

- 3006.1 All Reports of Receipts and Expenditures filed with the Director of the Office of Campaign Finance shall be filed electronically at the OCF website, www.ocf.dc.gov, except as provided in § 3006.2. A paper filing of an R&E Report shall not be accepted and will be considered a failure to file.
- 3006.2 The Director may grant an exception to the electronic filing requirement in either of the following circumstances:
- (a) The filer submits a statement of actual hardship to the OCF at the time of registration demonstrating that the hardship will continue through the duration of the election cycle;
 - (b) The filer submits a statement of actual hardship to the OCF no less than fifteen (15) days before the applicable filing deadline; or
 - (c) The filer submits a statement to the OCF describing an emergency that occurred on or before the filing deadline preventing the electronic filing. The request for an exception based on emergency does not delay any reporting deadlines. If a penalty is imposed for failure to file or timely file, the penalty may be set aside or reduced in accordance with § 3711.2(f).
- 3006.3 The Director shall review and respond in writing to an application for an exception within three (3) business days after its receipt.
- 3006.4 The Office of Campaign Finance shall provide log-in information, including a Personal Identification Number (PIN), for access to the OCF Electronic Filing and Disclosure System to the following registrants:
- (a) Each candidate who files the Statement of Registration form unless a waiver from the filing and reporting requirements is granted pursuant to § 3004;
 - (b) The treasurer of each political committee, political action committee, and independent expenditure committee which files the Statement of Organization form pursuant to §§ 3000.1, 3000.9, and 3000.13;
 - (c) The treasurer of each constituent-service program established by an elected public official who files the Statement of Organization form pursuant to § 3014.20(b);

- (d) Each Senator and Representative who establishes a Statehood Fund and files the Statement of Information form, pursuant to §§ 3600.1 and 3600.8; and
- (e) Each ANC candidate following the certification of election results by the Board.

3006.5 The filer of the Report of Receipts and Expenditures shall electronically verify each R&E Report through the use of the confidential PIN Number assigned by the Office of Campaign Finance.

3006.6 Each treasurer of a political committee, political action committee, independent expenditure committee, constituent-service program, and Statehood Fund who files the R&E Report shall electronically verify that the filer used all reasonable due diligence in the preparation of the report and to the best of their knowledge, the report is true and complete.

3006.7 Each candidate who files the R&E Report shall electronically verify on each R&E Report the statements contained in § 3002.5.

3006.8 The treasurer of each independent expenditure committee shall electronically certify the following on each R&E Report:

- (a) The contributions received and the expenditures made by the committee have not been controlled or directed by any public official or candidate, any political committee, or by any political party; and
- (b) The committee has not made a contribution or transfer of funds to any public official or candidate, any political committee, or any political action committee.

3006.9 The treasurer of each political action committee shall electronically certify on each R&E Report that the contributions received and the expenditures made by the committee have not been controlled or directed by any public official or candidate, any political committee, or by any political party.

3007 [RESERVED]

3008 FINANCIAL REPORTS AND STATEMENTS

3008.1 Candidates, committees, constituent-service programs and Statehood Funds and their treasurers shall make best efforts to obtain, report, and maintain the information required under Chapter 34 of this title.

- 3008.2 With the exception of candidates for the office of ANC member, all contributions, expenditures, debts, contracts, and agreements shall be reported on separate schedules in the following manner:
- (a) On the R&E Report form prescribed by the Director; or
 - (b) In a format consistent with the R&E Report form.
- 3008.4 Each contribution, rebate, refund, or any other receipt of fifteen dollars (\$15) or more shall be reported.
- 3008.5 Each contribution, receipt, transfer from other authorized committees, dividend or interest receipt, offset to operating expenditures, including rebates and refunds, and in the case of the constituent-service programs, personal property, shall be itemized and reported on the appropriate sub-schedule of Schedule A in accordance with the instructions for preparing the R&E Report.
- 3008.6 Each receipt for a loan made or guaranteed by the candidate or the committee, or owed by the candidate or the committee, and each loan repayment made by the candidate or the committee, shall be itemized and reported on the appropriate sub-schedule of Schedule E.
- 3008.7 Partnership contributions, under § 3011.23, shall be itemized and reported on Schedule A, in accordance with the instructions for preparing the R&E Report, in the following manner:
- (a) In the name of the partnership; and
 - (b) In the name of each contributing partner.
- 3008.8 Each operating expenditure, transfer to other authorized committees, refund of a contribution, independent expenditure, offset to receipts, and in the case of a constituent-service program, personal property, shall be itemized and reported on the appropriate sub-schedule of Schedule B in accordance with the instructions for preparing the R&E Report.
- 3008.9 Each in-kind contribution, under §§ 3008.5 and 3008.8, shall be assessed at the current local fair market value at the time of the contribution, and shall be itemized and reported on the appropriate sub-schedules of Schedules A and B.
- 3008.10 Each Bitcoin contribution shall be reported on the R&E report in the following manner:
- (a) Bitcoin contributions shall be reported as in-kind contributions in accordance with § 3008.9;

- (b) Bitcoin contributions shall be reported received as of the date the contribution is liquidated into U.S. dollars;
 - (c) The full amount liquidated shall be reported as the contributor's total contribution;
 - (d) A refund check for any liquidated amount exceeding the contribution limit shall be issued to the contributor; and
 - (e) Each service charge incurred or discounted from the public Bitcoin exchange website shall be reported in the same manner as credit card transactions under §§ 3008.15(c) and (d).
- 3008.11 The net proceeds of each mass sale and collection shall be itemized and reported on Schedule C in accordance with the instructions for preparing the R&E Report, and the supporting documentation for each itemization maintained under § 3401.3 (b).
- 3008.12 Each debt and obligation, excluding loans, shall be itemized and reported on Schedule D in accordance with the instructions for preparing the R&E Report.
- 3008.13 Each loan shall be itemized and reported on the appropriate sub-schedule of Schedule E in accordance with the instructions for preparing the R&E Report.
- 3008.14 The R&E Report shall be complete, under § 3017, as of five (5) days prior to the date of any filing; provided, that any contribution of two hundred dollars (\$200) or more received after any deadline for the filing of the last R&E Report required to be filed prior to an election shall be reported within twenty-four (24) hours after its receipt.
- 3008.15 Financial transactions undertaken by credit card shall be reported on the R&E Report in the following manner:
- (a) Contributions shall be reported for the date upon which the authorized transaction is received;
 - (b) The full amount authorized by the contributor as a contribution shall be reported by the candidate or committee;
 - (c) Each service charge deducted by the credit card issuer shall be reported as an expenditure made by the candidate or the committee on the date when notified of the deduction; and
 - (d) Each discount from the normal service charge authorized by the credit card issuer shall constitute an in-kind contribution, under § 3008.5, from the issuer, and shall be reported as an in-kind contribution.

- 3008.16 Each contribution or expenditure exceeding fifty dollars (\$50) made by a person, other than a political committee, independent expenditure committee, political action committee, or candidate, during a calendar year, other than by contribution to a committee or candidate, shall be reported in the following manner:
- (a) On a Report of Receipts and Expenditures form prescribed by the Director listing each expenditure; and
 - (b) At the times specified under § 3017, for the period when the expenditure occurred, unless the value of the independent expenditure totals \$1000 or more in a two (2) week period, in which case the report shall be filed within fourteen (14) calendar days of the expenditure.
- 3008.17 The independent expenditure report filed pursuant to § 3008.16 shall identify the following:
- (a) The name and address of the filer;
 - (b) The affiliated entities of the filer which have also made an independent expenditure;
 - (c) The amount and object of the independent expenditure; and
 - (d) The name of each candidate, initiative, referendum, or recall in support of or in opposition to which the independent expenditure is directed.
- 3008.18 The Summary Financial Statement of Candidate for the Office of Member of an Advisory Neighborhood Commission (ANC), filed under § 3002.6, shall include:
- (a) Total receipts collected and expenditures made by the candidate for the campaign;
 - (b) Certification that the candidate did not receive contributions from any person, other than the candidate, in excess of twenty-five dollars (\$25);
 - (c) Certification that the candidate did not receive any contributions from any person or make any expenditures, including from or by the candidate, to support the candidate's election to office; and
 - (d) The disposal of surplus contributions, if any.
- 3008.19 The Summary Financial Statement of an ANC candidate shall be filed in an electronic format at the OCF website, pursuant to § 3002.7, and the contents of the statement electronically certified through the use of a PIN number assigned by the Office of Campaign Finance.

- 3008.20 Each person who files reports and statements with the Director of Campaign Finance has a continuing obligation to provide the Director with correct and up-to-date information.
- 3008.21 Contributions from business contributors, under § 3011.26, shall be itemized and reported on Schedule A in accordance with the instructions for preparing the R&E Report, and shall be accompanied by the name and address of each affiliated entity of the business contributor who has made a contribution or expenditure to the filer.
- 3008.22 The filer of the R&E Report must obtain a certification by each business contributor for each contribution that it made to the filer that none of its affiliate entities have contributed an amount that when aggregated with the contributions of the business contributor, would exceed the contribution limits.
- 3008.23 No person shall sell or utilize information copied from reports and statements filed with the Office of Campaign Finance for the purpose of commercial use or soliciting contributions.

3009 **REPORTS OF INITIATIVE, REFERENDUM, RECALL, AND
PROPOSED CHARTER AMENDMENT COMMITTEES**

- 3009.1 Each committee supporting or opposing an initiative, referendum, recall, or proposed charter amendment shall file R&E Reports during the consideration of the placement of the measure on an election ballot.
- 3009.2 OCF shall prepare the following:
- (a) A schedule of dates, based upon the complete period allowed for qualification of a measure for ballot placement, by which R&E Reports are due; and
 - (b) A revised schedule of dates based upon actual completion of tasks by which R&E Reports are due, if necessary.
- 3009.3 R&E Reports shall be filed in accordance with the following schedule:
- (a) On or before the commencement of the process for initiative, referendum, recall, or proposed charter amendment, or
 - (b) In the case of an opponent, ten (10) days after making an expenditure or accepting a contribution in opposition to the measure;
 - (c) On the tenth (10th) day of the fourth (4th) month preceding the election;

- (d) On the tenth (10th) day of the second (2nd) month preceding the election; and
 - (e) Eight (8) days prior to the election.
- 3009.4 For any period prior to the year in which an election is scheduled to be conducted on an initiative, referendum, recall, or proposed charter amendment, each committee organized in support or opposition to the measure shall file reports of receipts and expenditures on January 31 and July 31 of each year until the measure is presented to the electorate.
- 3009.5 With the exception of contributions to retire debt and expenditures made to wind down a campaign pursuant to § 3016, no committee organized in support of or opposition to the measure shall receive contributions or make expenditures to support or oppose an initiative, referendum, recall, or proposed charter amendment under the following circumstances:
 - (a) After the election at which the measure is presented to the electorate; or
 - (b) Upon rejection of the petition with signatures as numerically insufficient by the Board of Elections; and
 - (c) Subsequent to the exhaustion of any administrative and judicial remedies.
- 3009.6 Following either the election on an initiative, referendum, recall, or proposed charter amendment, or the failure of such a measure to qualify for ballot access, and the exhaustion of all administrative and judicial remedies, a committee shall continue to file R&E Reports on January 31st and July 31st of each year until all debts and obligations are satisfied.
- 3009.7 Upon the satisfaction of all debts and obligations, each committee shall immediately file a final R&E Report.
- 3009.8 In the absence of any debts and obligations, each committee shall, within sixty (60) days following the election:
 - (a) Disburse any remaining funds in accordance with § 3016; and
 - (b) File a Termination Report of Receipts and Expenditures.
- 3009.9 A copy of each R&E Report or statement filed with the Director shall be preserved by the person filing the report or statement for a period of not less than three (3) years from the date of filing.
- 3009.10 All Reports of Receipts and Expenditures filed with the Director of the Office of Campaign Finance shall be filed electronically at the OCF website

www.ocf.dc.gov, except as provided in § 3006.2. A paper filing of an R&E Report shall not be accepted and will be considered a failure to file.

3010 PETTY CASH FUNDS

- 3010.1 Each candidate, political committee, political action committee, independent expenditure committee, and Statehood Fund may maintain a Petty Cash Fund which shall not exceed three hundred dollars (\$300) at any time.
- 3010.2 All records and transactions shall be recorded in a petty cash journal maintained and authorized by either:
- (a) The chairperson;
 - (b) The treasurer; or
 - (c) Their designated agents, as listed on the Statement of Organization filed pursuant to § 3000.1.
- 3010.3 Petty cash funds shall be administered in the following manner:
- (a) Cash shall only be received by check drawn on the account of the candidate, committee, or Statehood Fund;
 - (b) Cash expenditures shall not exceed fifty dollars (\$50) to any person in connection with a single purchase or transaction; and
 - (c) All transactions shall be recorded in the petty cash journal.
- 3010.4 For each deposit to the petty cash fund, the amount and date shall be recorded in the petty cash journal.
- 3010.5 For each disbursement, the petty cash journal shall include:
- (a) The name and address of each recipient of the disbursement;
 - (b) The date of the disbursement;
 - (c) The amount of the disbursement;
 - (d) The purpose of the disbursement; and
 - (e) The candidate's name and the office sought, or the name of the committee or Statehood Fund for which the disbursement is made.

3010.6 All receipts, vouchers, petty cash journals, and other documentation shall be retained by the candidate, committee or Statehood Fund for a period of three (3) years from the date of the filing of the final R&E Report by the candidate, committee, or Statehood Fund.

3011 LIMITATIONS ON CONTRIBUTIONS

3011.1 No person, including a business contributor and its affiliated entities, may make any contribution, and no person may receive any contribution, which, when totaled with all other contributions from the same person, pertaining to an individual's campaign for nomination as a candidate or election to public office, including both the primary and general elections, or special elections, exceeds the limitations enumerated for each office set forth in § 3011.2.

3011.2 Contributions in support of either individual candidates or their authorized committees, or for the recall of an incumbent, shall be limited to the following:

- (a) Mayor, U.S. Senator, and U.S. Representative to Congress – two thousand dollars (\$2,000);
- (b) Chairman of the Council and the Attorney General – one thousand five hundred dollars (\$1,500);
- (c) At-large Member of the Council – one thousand dollars (\$1,000);
- (d) Ward Member of the Council and At-large Member of the State Board of Education– five hundred dollars (\$500);
- (e) Ward Member of the State Board of Education – two hundred dollars (\$200);
- (f) Official of a Political Party – two hundred dollars (\$200); and
- (g) Advisory Neighborhood Commissioner – twenty-five dollars (\$25).

3011.3 With the exception of special elections, no person, including a business contributor and its affiliated entities, shall make any contribution in any one primary or general election that, when totaled, exceeds five thousand dollars (\$5,000), to any one (1) political action committee, under § 3011.31.

3011.4 No person or business contributor and its affiliated entities shall receive or make a contribution in the form of cash or money order which exceeds one hundred dollars (\$100).

- 3011.5 For the purposes of the contribution limitations of this section, expenditures for candidates for office shall not be considered contributions or expenditures by or on behalf of a candidate when derived from:
- (a) Personal funds belonging to candidates; and
 - (b) Funds from any person, political action committee, or independent expenditure committee advocating the election or defeat of any candidate for office; provided, that the contributions it has received and the expenditures it has made were not controlled by or coordinated with any public official or candidate, anyone acting on their behalf, or by any political committee authorized by the candidate.
- 3011.6 Each loan or advance from a candidate or member of the immediate family of a candidate shall be evidenced by a written instruction that fully discloses:
- (a) The terms of the loan or advance;
 - (b) The conditions of the loan or advance;
 - (c) The parties to the loan or advance; and
 - (d) Documentation regarding the source of the funds when the loan or advance is from the candidate.
- 3011.7 The amount of each loan or advance from a member of the candidate's immediate family shall be included in computing and applying the limitations on contributions under § 3011, upon receipt by the authorized political committee of the loan or advance from an immediate family member; provided, that the standards for repayment are consistent with the repayment policies of lending institutions in the District of Columbia.
- 3011.8 Contributions to a candidate, political committee, political action committee, or an independent expenditure committee shall be attributed to the person actually making the contribution.
- 3011.9 Contributions from minor children (under eighteen (18) years old) shall be attributed to their parents or legal guardians unless:
- (a) The decision to contribute is made knowingly and voluntarily by the minor child; and
 - (b) The funds, goods, or services contributed are owned or controlled exclusively by the minor child.

- 3011.10 A connected organization, under § 3000.8, and each committee established, financed, maintained, or controlled by the connected organization share a single contribution limitation.
- 3011.11 A Bitcoin contribution may be accepted if the value of the Bitcoin contribution at the time of transfer does not exceed the contribution limits established by § 3011.
- 3011.12 A Bitcoin contribution received during the initial transfer shall be rejected and returned to the contributor if it exceeds the contribution limits established by § 3011.
- 3011.13 A Bitcoin contribution that does not exceed the contribution limits at the time of transfer shall, within five (5) days of receipt, be liquidated and converted into US dollars on a high volume public Bitcoin exchange website that is open to transactions in the United States.
- 3011.14 Each committee that receives a Bitcoin contribution shall be responsible for verifying both the accuracy of the contributor information provided and the Bitcoin value determinations as part of the committee's recordkeeping obligations under § 3400.
- 3011.15 Each committee that accepts Bitcoin contributions shall require the contributor to affirm on forms soliciting Bitcoin contributions:
- (a) That the contributor is a United States citizen or legal permanent resident;
 - (b) That the contributor's personal funds were used to purchase the Bitcoin contributed; and
 - (c) That the contributor is the actual lawful owner of the Bitcoin contributed.
- 3011.16 No person, including a business contributor, shall make a bundled or cause to make a bundling of contributions from different donors for the purpose of making a single contribution, directly or indirectly, to a candidate or political committee.
- 3011.17 No candidate or political committee shall accept, directly or indirectly a bundling of contributions from different donors for the purpose of making a single contribution in support of a candidate for public office.
- 3011.18 Each political committee shall disclose in a separate sub-schedule of Schedule A, to be prescribed by the Director, of the R&E Report, where two (2) or more contributions are forwarded from one or more persons, by a person who is not acting with actual authority as an agent or principal of a committee, the following information:

- (a) The name, address, and employer of each person reasonably known by the committee to have bundled in excess of \$10,000 in contributions during the reporting period;
 - (b) The identity of each instance in which multiple checks or money orders dated on or around the same date were received from contributors who share the same employer; and
 - (c) For each person, the total amount of the bundling.
- 3011.19 Limitations on bundled contributions under §§ 3011.16 and 3011.17, shall not apply to hosting a fundraiser, by itself.
- 3011.20 Any business entity, as that term is defined in § 29-101.02 of the District of Columbia Official Code, may make contributions in the District of Columbia.
- 3011.21 A corporation, its affiliated entities, including its subsidiaries, and each committee established, financed, maintained, or controlled by the corporation and its affiliated entities share a single contribution limitation.
- 3011.22 Each business entity is deemed to be a separate entity; provided, that a business entity, which is established, financed, maintained, or controlled (51% or more) by another entity, or shares a controller, whether the controller is another entity or an individual, is considered, for the purposes of the contribution limitations, an affiliated entity of the other business entity.
- 3011.23 All contributions by a partnership shall be subject to each contributing partner's individual contribution limitations, under § 3011.
- 3011.24 Contributions by a partnership shall be attributed to each partner either by:
- (a) Instructions from the partnership to the committee or the candidate; or
 - (b) Agreement of the partners; provided, that the profits of non-contributing partners are not affected.
- 3011.25 No portion of any contribution under § 3011.22 shall derive from the profits of a corporation that is a partner.
- 3011.26 Each business entity, as that term is defined in § 29-101.02 of the District of Columbia Official Code, is subject to the limitations on contributions set forth in § 3011.
- 3011.27 A business contributor consists of:
- (a) A business entity that makes a contribution; and

(b) Each of that business entity's affiliated entities.

3011.28 A business contributor shall certify on a form prescribed by the Director and submitted to the committee for each contribution that it makes that none of its affiliated entities have contributed an amount that, when aggregated with the business contributor's contribution to that committee, would exceed the limits imposed by the Campaign Finance Act.

3011.29 A business contributor to a political committee, political action committee, or an independent expenditure committee shall provide the committee with the identities of the contributor's affiliated entities that have also contributed to the committee, the date and amount of each contribution and expenditure made, and the identity of the individual owners of the business contributor and their affiliated entities.

3011.30 A business contributor shall comply with all requests from the Office of Campaign Finance to provide information about its individual owners, the identity of affiliated entities, the individual owners of affiliated entities, the contributions or expenditures made by such entities, and any other information deemed relevant to enforcing the provisions of the Campaign Finance Act.

3011.31 Limitations on contributions under § 3011 shall not apply to initiative or referendum measures.

3011.32 With the exception of contributions received to retire debt, a political committee or a candidate shall not receive or accept contributions after the election or defeat of the candidate for office, or after the candidate notifies the Office of Campaign Finance of the intent to terminate the candidacy.

3011.33 Limitations on contributions under § 3011 shall not apply to political action committees during any calendar year in which the committee is not supporting candidates in either a primary or general election.

3012 JOINT FUNDRAISING

3012.1 Prior to conducting any joint fundraising activities, the participant committees shall:

- (a) Create a committee to act as their fundraising representative;
- (b) Agree in writing to a formula for allocating proceeds and expenses among themselves; and
- (c) Amend their Statements of Organization filed with the Director of Campaign Finance so as to include:

- (1) The writing as agreed upon pursuant to § 3012.1(b); and
- (2) The fundraising representative's (committee's) account as an additional depository; provided, that the fundraising representative shall be an affiliated committee.

3012.2 The fundraising representative (committee) shall be responsible for:

- (a) Establishing a depository account for joint fundraising receipts and expenditures; and
- (b) Filing a Statement of Organization with the Director.

3012.3 In accordance with this title, the duties of the fundraising representative (committee) shall include:

- (a) Screening all contributions to assure that none are in excess of the limitations under § 3011;
- (b) Collecting and depositing joint fundraising contributions;
- (c) Paying expenses;
- (d) Allocating proceeds and expenses to the participants; and
- (e) Reporting all joint fundraising receipts and expenditures in the reporting period made or received.

3012.4 Upon allocation of proceeds, the participant committees shall report their shares on the R&E Report in accordance with the financial guidelines and procedures.

3013 LIMITATIONS ON THE USE OF CAMPAIGN FUNDS

3013.1 Campaign funds shall be used solely for the purpose of financing, directly or indirectly, the election campaign of a candidate.

3013.2 Limitations on the use of campaign funds shall include the following:

- (a) Payment or reimbursement for a candidate or staff of a campaign committee for travel expenses and necessary accommodations, except when directly related to a campaign purpose;
- (b) Payment or reimbursement for the cost of professional services unless those services are directly related to a campaign purpose;

- (c) Payment for medical expenses of a candidate; provided, that campaign funds may be used to pay employer costs of health care benefits for employees of a principal campaign committee;
- (d) Payment or reimbursement for fines and penalties, unless litigation arises directly out of a candidate's or principal campaign committee's campaign activities;
- (e) Payment or reimbursement for judgments or settlements, unless litigation or agency administrative action arises directly out of the campaign activities of a candidate or principal campaign committee;
- (f) Attorneys fees, unless legal expenses arise directly out of a candidate's or a principal campaign committee's campaign activities;
- (g) Payment or reimbursement for the purchase or lease of personal property, unless the legal title resides in, or the lessee is, the principal campaign committee, and the use of the property is directly related to a campaign purpose;
- (h) Clothing, except for specialty clothing which is not suitable for everyday use, including, but not limited to, formal wear, if the attire is used in the campaign and is directly related to a campaign purpose;
- (i) The purchase or lease of a vehicle, unless the title or lease to the vehicle is held by the campaign committee and not the candidate, and the use of the vehicle is directly related to a campaign purpose; and
- (j) Compensation to a candidate for the performance of campaign activities, except for reimbursement of out-of-pocket expenses incurred for campaign purposes.

3013.3 With the exception of expenditures made to retire debt or wind down the campaign operation, campaign funds shall not be expended following the election or defeat of a candidate for office, or after a candidate notifies the Office of Campaign Finance of the intent to withdraw the candidacy for the purpose of financing, directly or indirectly, the election campaign of a candidate.

3014 CONSTITUENT-SERVICE PROGRAMS

3014.1 A constituent-service program shall encompass any activity or program that provides emergency, informational, charitable, scientific, educational, medical, recreational, or other services to the residents of the District of Columbia, and promotes their general welfare.

- 3014.2 Funds raised by constituent-service programs may be expended only for services, activities, or programs which inure to the primary benefit of the residents of the District of Columbia, in accordance with § 3014.1.
- 3014.3 Allowable expenditures from constituent-service programs shall include the following:
- (a) Funeral arrangements;
 - (b) Emergency housing and other necessities of life;
 - (c) Past due utility payments;
 - (d) Food and refreshments or an in-kind equivalent on infrequent occasions;
 - (e) Community events sponsored by the constituent-service program or an entity other than the District of Columbia government; and
 - (f) Community-wide events.
- 3014.4 Constituent-service programs shall be prohibited from engaging in any of the following activities:
- (a) Promoting or opposing, as a primary purpose, a political party or committee;
 - (b) Promoting or opposing, as a primary purpose, the nomination or election of an individual to public office;
 - (c) Promoting or opposing, as a primary purpose, any initiative, referendum, or recall measure;
 - (d) Distributing campaign literature or paraphernalia;
 - (e) Using any funds for personal purposes of the elected official;
 - (f) Using any funds to pay fines or penalties inuring to the District of Columbia government;
 - (g) Making any expenditure of cash;
 - (h) Making any expenditure for the sponsorship of a political organization; or
 - (i) Making any mass mailing within the ninety (90) day period immediately preceding a primary, special, or general election by a member of the Council, or the Mayor, who is a candidate for office.

- 3014.5 A constituent-service program may be maintained only by the following elected public officials:
- (a) The Mayor of the District of Columbia; and
 - (b) The Chairman and Members of the Council of the District of Columbia.
- 3014.6 A constituent-service program may be operated in the following locations:
- (a) In the ward represented by the Member of the Council elected by ward; and
 - (b) In the ward of the at-large member's choice.
- 3014.7 An elected official shall fund the constituent-service program only by:
- (a) Transferring any surplus, residue, or unexpended campaign funds to the constituent-service program;
 - (b) Receiving contributions that do not exceed, in the aggregate, forty thousand dollars (\$40,000) in any one (1) calendar year;
 - (c) Receiving cash contributions from any person which, when aggregated with all other contributions received from the same person, do not exceed five hundred dollars (\$500) in any one (1) calendar year; and
 - (d) Receiving personalty from any person which, when aggregated with all other contributions received from the same person, do not exceed one thousand dollars (\$1,000) in any one (1) calendar year.
- 3014.8 The amount of any transfer of surplus, residue, or unexpended campaign funds by the elected official shall not be subject to the forty thousand dollars (\$40,000) contribution limitation under § 3014.7(b).
- 3014.9 The amount of any funds contributed by the elected official to the official's constituent-service program shall not be subject to the five hundred dollars (\$500) contribution limitation under § 3014.7(c).
- 3014.10 No person shall receive or make any cash contribution of twenty-five dollars (\$25) or more in legal tender to a constituent-service program.
- 3014.11 A connected organization, under § 3000.8(a), and each affiliated committee established, financed, maintained, or controlled by the connected organization share a single contribution limitation with respect separately to **contributors of** cash and personalty.

- 3014.12 Corporations and any business entity as that term is defined in § 29-101.02 of the District of Columbia Official Code may make contributions to a constituent-service program in the District of Columbia.
- 3014.13 A corporation, its affiliated entities, including its subsidiaries, and each committee established, financed, maintained, or controlled by the corporation and its affiliated entities share a single contribution limitation with respect separately to cash and personalty.
- 3014.14 Each business entity is deemed to be a separate entity; provided, that a business entity, which is established, financed, maintained, or controlled (51% or more) by another entity, or shares a controller, whether the controller is another entity or an individual, is considered, for the purposes of the contribution limitations, an affiliated entity of the other business entity.
- 3014.15 All contributions by a partnership shall be subject to each contributing partner's individual contribution limitations, under § 3014.7.
- 3014.16 Contributions by a partnership shall be attributed to each partner either by:
- (a) Instructions from the partnership to the constituent-service program or the elected official; or
 - (b) Agreement of the partners; provided, that the profits of non-contributing partners are not affected.
- 3014.17 No portion of any contribution under § 3014.15 shall derive from the profits of a corporation that is a partner.
- 3014.18 Each business entity, as that term is defined in § 29-101.02 of the District of Columbia Official Code, is subject to the limitations on contributions set forth in § 3014.7.
- 3014.19 A business contributor consists of:
- (a) A business entity that makes a contribution; and
 - (b) Each of that business entity's affiliated entities.
- 3014.20 The contribution limitations set forth in this section shall apply only to the elected official's constituent-service program.
- 3014.21 An elected official shall:

- (a) Spend no more than forty thousand (\$40,000) in any one (1) calendar year for the constituent-service program;
- (b) File a Statement of Organization for a Constituent-Service Program form, prescribed by the Director, within ten (10) days of organization;
- (c) Amend the Statement of Organization within ten (10) days of any change in the information previously reported on the Statement of Organization; and
- (d) Maintain the same constituent services fund if elected to the office of Chairman of the Council while serving as an at-large member of the Council.

3014.22 Each constituent-service program shall have a chairperson and a treasurer, and may elect to list a designated agent, in the Statement of Organization filed pursuant to § 3014.20(b).

3014.23 When either the office of chairperson or treasurer of a constituent-service program is vacant, the constituent-service program shall:

- (a) Designate a successor chairperson or treasurer, within five (5) days of the vacancy; and
- (b) Amend its Statement of Organization within ten (10) days of the designation of the successor; provided, that the successor officer agrees to accept the position.

3014.24 A constituent-service program shall neither accept a contribution nor make an expenditure while the office of treasurer is vacant, and no other person has been designated and has agreed to perform the functions of a treasurer.

3014.25 Each expenditure made for, or on behalf of, a constituent-service program shall be authorized by either:

- (a) The chairperson;
- (b) The treasurer; or
- (c) Their designated agent, as listed on the Statement of Organization filed under § 3014.20(b) or (c).

3014.26 A chairperson shall be required to file:

- (a) A Statement of Acceptance of Position of Chairperson form, prescribed by the Director, and a copy of written notification sent to the address of record of the treasurer, within five (5) days of assuming the office; and
- (b) A Statement of Withdrawal of Position of Chairperson form, prescribed by the Director, and a copy of written notification sent to the address of record of the treasurer, within five (5) days of vacating the office.

3014.27 A treasurer shall be required to file:

- (a) A Statement of Acceptance of Position of Treasurer form, prescribed by the Director, and a copy of written notification sent to the address of record of the chairperson, within forty-eight (48) hours of assuming the office:
- (b) All periodic Reports of Receipts and Expenditures (R&E Reports) due to the Director, pursuant to § 3008, during the treasurer's tenure; provided that the designated agent listed on the Statement of Organization under § 3014.21 may file the R&E Report if the treasurer is unavailable; and
- (c) A Statement of Withdrawal of Position of Treasurer form, prescribed by the Director, and a copy of written notification sent to the address of record of the chairperson, within forty-eight (48) hours of vacating the office.

3014.28 A person shall not simultaneously serve as the chairperson and treasurer of a constituent-services program.

3014.29 A constituent-service program accepting contributions or making expenditures shall:

- (a) Designate one or more national banks located in the District of Columbia as the program's depository or depositories;
- (b) Maintain a checking account or accounts at such depository or depositories; and
- (c) Deposit any contribution received by the program into that account or accounts.

3014.30 All funds of a constituent-services program shall be segregated from, and may not be commingled with, anyone's personal funds.

3014.31 A constituent-service program shall neither establish nor maintain a petty cash fund.

- 3014.32 A Bitcoin contribution may be accepted if the value of the Bitcoin contribution at the time of transfer does not exceed the contribution limits established by § 3014.7.
- 3014.33 A Bitcoin contribution received during the initial transfer shall be rejected and returned to the contributor if it exceeds the contribution limitations established by § 3014.7.
- 3014.34 A Bitcoin contribution that does not exceed the contribution limits at the time of transfer shall, within five (5) calendar days of receipt, be liquidated and converted into US dollars on a high volume public Bitcoin exchange website that is open to transactions in the United States.
- 3014.35 Each constituent-service program that receives a Bitcoin contribution shall be responsible for verifying both the accuracy of the contributor information provided and the Bitcoin value determinations as part of the program's recordkeeping obligations under § 3400.
- 3014.36 Each constituent-service program that accepts Bitcoin contributions shall require the contributor to affirm on forms soliciting Bitcoin contributions:
- (a) That the contributor is a United States citizen or legal permanent resident;
 - (b) That the contributor's personal funds were used to purchase the Bitcoin contributed; and
 - (c) That the contributor is the actual lawful owner of the Bitcoin contributed.
- 3014.37 No person, including a business contributor, shall make a bundled or cause to make a bundling of contributions from different donors for the purpose of making a single contribution, directly or indirectly to a constituent-service program.
- 3014.38 No constituent-service program shall accept, directly or indirectly, a bundling of contributions from different donors for the purpose of making a single contribution in support of a constituent-service program.
- 3015 USE OF SURPLUS FUNDS**
- 3015.1 Surplus funds of a constituent-service program (except for that of an at-large councilmember who has been elected to the office of Chairman of the Council) or a Statehood Fund shall be disbursed within one hundred twenty (120) days of the date that the elected official:
- (a) Vacates the public office held; or

- (b) Notifies the Director in writing of any determination that the constituent-service program or Statehood Fund shall no longer receive contributions or make expenditures.
- 3015.2 Surplus funds of a constituent-service program shall be disbursed only for the following purposes:
 - (a) To retire the debts of the program; and/or
 - (b) To donate to a not-for-profit organization, within the meaning of the federal tax laws, that is in good standing in the District of Columbia for a minimum of one (1) calendar year prior to the date of donation.
- 3015.3 Surplus funds of a Statehood Fund shall be disbursed by a U.S. Senator or Representative to retire debts and obligations for the following:
 - (a) Salaries;
 - (b) Office expenses; and
 - (c) Other expenses necessary to support the purposes and operations of the public office.
- 3015.4 Upon retirement of debts and obligations, a U.S. Senator or Representative shall donate any remaining funds to a not-for-profit organization within the meaning of the federal tax laws.
- 3015.5 Surplus funds of a candidate or candidate-elect shall be:
 - (a) Used to retire the debts of the committee that received the funds;
 - (b) Returned to donors;
 - (c) Contributed to a political party for political purposes; and/or
 - (d) Transferred to a political committee, a charitable organization that meets the requirements of the tax laws of the District of Columbia, or in the case of an elected official, an established constituent-services fund.
- 3015.6 Surplus funds of a candidate or candidate-elect shall be disbursed under § 3015.5(b) to the donors within six (6) months of one (1) of the following events:
 - (a) Defeat in an election;
 - (b) Election to office; or

(c) Withdrawal as a candidate.

3015.7 Surplus funds of a committee formed to collect signatures or advocate the ratification or defeat of any initiative, referendum, or recall measure may be transferred to any charitable, scientific, literary, or educational organization or any other organization that meets the requirements of the tax laws of the District of Columbia.

3015.8 A campaign committee shall continue to function after the election for which the committee was organized, as a political committee, until all debts and obligations are extinguished.

3015.9 A campaign committee, pursuant to § 3015.8, shall:

(a) Dispose of all surplus funds in accordance with § 3015;

(b) Refrain from collecting or spending money to support a candidate in a future election;

(c) Adhere to contribution limitations in accordance with § 3011; and

(d) File R&E Reports in accordance with § 3008.

3015.10 A constituent-service program or a Statehood Fund shall continue to file R&E Reports, pursuant to §§ 3008 and 3017, until all debts are satisfied.

3016 TERMINATION OF COMMITTEES, CONSTITUENT-SERVICE PROGRAMS, AND STATEHOOD FUNDS

3016.1 A final R&E Report and a verified statement of termination, on a form prescribed by the Director, shall be filed upon termination of any committee, constituent-service program (program), or Statehood Fund (fund).

3016.2 An elected official shall terminate a program or fund if the elected official:

(a) Fails to win re-election;

(b) Resigns; or

(c) Becomes ineligible to serve, by operation of law.

3016.3 An authorized committee shall terminate, upon satisfaction of all debts and obligations, when the purpose for which the committee was organized ceases.

3016.4 Any committee, program, or fund may terminate its reporting requirements by filing a final R&E Report; provided that the committee, program, or fund:

- (a) Has ceased to receive contributions or make expenditures;
- (b) Has extinguished all debts and obligations;
- (c) Is not involved in any enforcement, audit, or litigation action with the Office of Campaign Finance; and
- (d) Has disbursed all surplus funds in accordance with § 3015.

3016.5 A committee, program, or fund that cannot extinguish its outstanding debts and obligations may qualify to terminate its reporting requirements by:

- (a) Settling its debts for less than the full amount owed to its creditors; or
- (b) Demonstrating that a debt is unpayable.

3016.6 The types of debts that are subject to debt settlement include:

- (a) Amounts owed to commercial vendors;
- (b) Debts arising from advances by individuals;
- (c) Salary owed to committee or program employees; and
- (d) Loans owed to committees.

3016.7 The types of debts that are not subject to debt settlement include:

- (a) Disputed debts; and
- (b) Bank loans.

3016.8 A qualifying committee, program, or fund shall be settled if:

- (a) Credit was initially extended in the ordinary course of business;
- (b) Reasonable efforts, including, for example, fundraising, reducing overhead costs, and liquidating assets, were undertaken to satisfy the outstanding debt; and
- (c) The creditor made the same efforts to collect the debt as those made to collect debts from a non-political debtor in similar circumstances.

- 3016.9 Once a committee, program, or fund has reached an agreement with a creditor, the treasurer shall file a debt settlement proposal with the Director on a form prescribed by the Director.
- 3016.10 Following receipt of the debt settlement proposal, the Director shall:
- (a) Review each debt settlement proposal for substantial compliance with the Act; and
 - (b) Notify the committee or program within thirty (30) days of its approval or disapproval.
- 3016.11 A debt may be considered unpayable, under § 3016.5(b), if:
- (a) The debt has been outstanding for at least twenty-four (24) months;
 - (b) The creditor is out of business, and no other entity has the right to collect the amount owed; and
 - (c) The creditor cannot be located after best efforts to do so.
- 3016.12 A committee, program, or fund may apply to the Director to determine whether a specific debt may be unpayable upon a showing that best efforts to locate the creditor have been made.
- 3016.13 For purposes of this section, the term "Best efforts" shall include the following:
- (a) Ascertaining the creditor's current address and telephone number; and
 - (b) Contacting the creditor by registered or certified mail, in person, or by telephone.
- 3016.14 The reporting obligation of a committee, program, or fund ends when the Director notifies the committee, program, or fund that the final Report has been approved, and the official record closed.
- 3017 FILINGS AND DEADLINES**
- 3017.1 Reports of Receipts and Expenditures (R&E Reports) shall be filed with the Office of Campaign Finance by:
- (a) The treasurer of each political committee;
 - (b) Each candidate required to register pursuant to § 3002.2, unless reporting is otherwise exempted or waived under §§ 3003 and 3004;

- (c) The treasurer of each political action committee; and
- (d) The treasurer of each independent expenditure committee.

3017.2 All candidates and committees, except as otherwise noted in this chapter, shall file R&E Reports on the following dates:

- (a) March 10, June 10, August 10, October 10, and December 10 in the seven (7) months preceding the date on which an election is held for which the candidate seeks office and the committee supports a candidate for office;
- (b) January 31, March 10, June 10, August 10, October 10, December 10, and the eighth (8th) day next preceding the date of any election, in any year in which there is held an election for which the candidate seeks office and the committee supports a candidate for office;
- (c) January 31 and July 31; provided, that a committee no later than January 31 declares its intention to not support a candidate during an election year under § 3000.18; and
- (d) January 31 and July 31, in a non-election year; provided, that a committee no later than July 31 of the non-election year, (January 31) declares its intention to not support a candidate during an election year under § 3000.18.

3017.3 Constituent-service program R&E Reports shall be filed quarterly each year on the first (1st) day of the following months:

- (a) January;
- (b) April;
- (c) July; and
- (d) October.

3017.4 Statehood Fund R&E Reports shall be filed quarterly each year on the first (1st) day of the following months:

- (a) January;
- (b) April;
- (c) July; and
- (d) October.

- 3017.5 Except as otherwise provided in this chapter, R&E Reports shall be filed on January 31 and July 31 of each year until all debts and obligations are satisfied by the following:
- (a) Political committees pursuant to § 3015.8;
 - (b) A Statehood Fund when the U.S. Senator or Representative vacates office; and
 - (c) A constituent-service program when the elected official vacates office.
- 3017.6 All R&E Reports shall contain all financial transactions through and including the fifth (5th) day preceding the filing deadline for each R&E Report; provided, that the reporting period for the next R&E Report shall commence on the day following the closing date of the prior R&E Report.
- 3017.7 All contributions of two hundred dollars (\$200) or more, received after the filing deadline for the eighth (8th) day preceding the election Report, shall be reported in writing within twenty-four (24) hours of receipt.
- 3017.8 Where an exception to the mandatory electronic filing requirement is granted, all reports and statements filed in person or by first class mail shall be deemed timely filed when received by 5:30 p.m. of the prescribed filing date.
- 3017.9 All reports and statements electronically filed shall be deemed timely filed if received by midnight of the prescribed filing deadline.
- 3017.10 Upon written request submitted by the candidate or committee, on or before the filing deadline, the Director may allow an extension for filing a Report or statement for a reasonable period of time, for good cause shown.
- 3017.11 Any reference to days in this chapter is to calendar days, unless otherwise indicated.

3018 IDENTIFICATION OF CAMPAIGN LITERATURE

- 3018.1 All newspaper or magazine advertising, mass mailings, posters, circulars, billboards, handbills, bumper stickers, sample ballots, initiative, referendum, or recall petitions, and other printed matter with reference to or intended for the support or defeat of a candidate (including candidates for the office of Advisory Neighborhood Commission Member), or a group of candidates for nomination or election to any public office, or the support or defeat of any initiative, referendum or recall measure, shall be identified by the words: "PAID FOR BY", followed by:

- (a) The name and address of the payer, the committee, or other person; and
 - (b) The name of its treasurer on whose behalf the material appears.
- 3018.2 Each advertisement transmitted electronically by satellite, radio, cable, internet, or mobile communication, telephone bank-robo calls, or any other forms of electronic advertisement shall be subject to the requirements of this section.
- 3018.3 Each committee and candidate shall include the following notice on the face or front page of all literature and advertisement soliciting funds: “A copy or our report is filed with the Director of Campaign Finance of the District of Columbia Board of Elections”.
- 3018.4 Any advertisement supporting or opposing a candidate, initiative, referendum, or recall that is disseminated to the public by a committee, political action committee, or independent expenditure committee or any other person shall disclose, in the advertisement, the identity of the advertisement’s sponsor.
- 3018.5 The notice required by § 3018.1 need not be included on items the size of which makes the inclusion of such notice impractical. Such items include, but are not limited to:
- (a) Pens, pencils, and erasers;
 - (b) Buttons;
 - (c) Balloons;
 - (d) Hats;
 - (e) Noise makers;
 - (f) Key rings;
 - (g) Magnets;
 - (h) Business cards; and
 - (i) Name tags.

3019 PENALTIES

3019.1 Penalties for any violations of this chapter shall be imposed pursuant to § 3711 of Chapter 37 of this title.

Chapter 34 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 34 CAMPAIGN FINANCE RECORDKEEPING AND AUDITS

- 3400 RECORDKEEPING PROCEDURES
- 3401 EXPENDITURES
- 3402 RECEIPT
- 3403 AVAILABILITY OF FINANCIAL RECORDS
- 3404 DESK REVIEWS AND AUDITS
- 3405 PENALTIES

3400 RECORDKEEPING PROCEDURES

3400.1 To ensure financial accountability, this chapter governs the recordkeeping procedures for the following:

- (a) All candidates;
- (b) Political Committees;
- (c) Political action committees;
- (d) Independent expenditure committees;
- (e) Constituent-Service Programs; and
- (f) Statehood Funds.

3400.2 Each person who is required to file records under § 3400.1 shall obtain and preserve, from the date of registration, detailed records of all contributions and expenditures disclosed in reports and statements filed with the Director, including the following:

- (a) Check stubs;
- (b) Bank statements;
- (c) Canceled checks;
- (d) Contributor cards and copies of donor checks;

- (e) Credit card contributions, including merchant statements
- (f) Deposit slips;
- (g) Invoices;
- (h) Receipts;
- (i) Contracts;
- (j) Subcontracts;
- (k) Payroll records;
- (l) Lease agreements;
- (m) Petty cash journals, if applicable;
- (n) Ledgers;
- (o) Vouchers; and
- (p) Loan documents including the source of the funds.

3400.3 Each filer shall also obtain and preserve from each business contributor:

- (a) The identities of the business contributor's affiliated entities that have made contributions or expenditures to the filer;
- (b) The date and amount of each contribution and expenditure made by the business contributor's affiliated entities to the filer;
- (c) The identities of the business contributor's individual owners and that of its affiliated entities; and
- (d) A certification with respect to each contribution made that none of the business contributor's affiliated entities contributed an amount that, when aggregated with the contribution of the business contributor, exceeded the contribution limits.

3400.4 Bank statements may be submitted in lieu of canceled checks to show financial transactions, as long as the bank statements include photocopies of the canceled checks.

- 3400.5 A contribution received after an election cycle (primary and general) shall be earmarked to indicate that the contribution is for the retirement of the debt of a candidate or political committee.
- 3400.6 All filers, with the exception of lobbyists, shall maintain the records required under § 3400.2 for a period of three (3) years from the date of the filing of the final Report of Receipts and Expenditures (R&E Report) and the Statement of Committee Termination under § 3016.
- 3400.7 Each lobbyist shall maintain the records required under § 3400.2 for a period of five (5) years from the date of the filing of the Lobbying Activity Report previously required to be filed with the Office of Campaign Finance.

3401 EXPENDITURES

- 3401.1 With the exception of petty cash disbursements, each expenditure shall be made by:
- (a) A serially pre-numbered check that identifies the required filer on the face of the check; or
 - (b) A commercial-business type of check that includes spaces for the entry of each check and a brief explanation of the nature of the disbursement.
- 3401.2 Checks shall be issued by the filer:
- (a) In consecutive numerical order; and
 - (b) Out of the depository account.
- 3401.3 Checks shall be recorded:
- (a) In a cash disbursement journal; and
 - (b) On the check stub, as provided.
- 3401.4 Voided or stale-dated checks shall be:
- (a) Stamped "void" or made non-negotiable; and
 - (b) Retained in accordance with § 3400.2.
- 3401.5 Each expenditure from petty cash shall be made in accordance with the following procedures:

- (a) Each disbursement from the petty cash fund shall be supported by a petty cash voucher; and
- (b) Each reimbursement out of the petty cash fund shall be accompanied by appropriate documentation including, for example, receipts or invoices.

3401.6 Each expenditure shall be reconciled with the total monthly disbursements, as shown by the following:

- (a) Canceled checks; and
- (b) Bank statements.

3402 RECEIPTS

3402.1 To fully identify the donor of a contribution, including the Bitcoin, each receipt shall contain:

- (a) The donor's full name;
- (b) The donor's mailing address;
- (c) The donor's occupation and principal place of business, if any;
- (d) The date of the contribution;
- (e) The amount of the contribution; and
- (f) The contribution type (*i.e.*, check, credit card, money order, or cash).

3402.2 Each receipt from a business contributor shall also contain the following:

- (a) The identities of the business contributor's affiliated entities that have made contributions or expenditures to the filer;
- (b) The date and amount of each contribution and expenditure made by the business contributor's affiliated entities to the filer;
- (c) The identities of the business contributor's individual owners and that of its affiliated entities; and
- (d) A certification with respect to each contribution made that none of the business contributor's affiliated entities contributed an amount that, when aggregated with the contribution of the business contributor, exceeded the contribution limits.

- 3402.3 Each receipt shall be handled in the following manner:
- (a) A pre-numbered receipt shall issue for each contribution received; and
 - (b) Receipts shall be documented by contributor cards and copies of the donor's check.
- 3402.4 Each committee shall obtain and preserve:
- (a) Each instance in which two (2) or more contributions are forwarded from one or more persons by a person who is not acting with actual authority as an agent or principal of a committee;
 - (b) The name, address, and employer of each person reasonably known by the committee to have bundled in excess of \$10,000 during any reporting period, and;
 - (c) For each person, the total amount of the bundling.
- 3402.5 Records of receipts and contributions shall be maintained to show:
- (a) Cumulative totals, with the exception of receipts for sales or collections; and
 - (b) For receipts for sales or collections, a detailed record of receipts and expenditures.
- 3402.6 Each filer shall separately identify itemized receipts from unitemized receipts (for example, those receipts obtained at fundraising events).

3403 AVAILABILITY OF FINANCIAL RECORDS

- 3403.1 The Director shall have access to:
- (a) All books, records, accounts, reports, surveys, and other documentation deemed necessary by the Director for the administration and enforcement of this title; and
 - (b) All books, accounts, records, reports, surveys, and any other evidence or documentation within the custody of any organization, including subcontractors, agency, board, commission, department, or any instrumentality of the District of Columbia government, pertaining to the activities of any filer.

3403.2 All records, under this chapter, shall be made available for review and audit no later than ten (10) days after receipt of a written request by the Director, or fifteen (15) days after receipt in the case of a periodic audit, or thirty (30) days after receipt in the case of a full audit.

3404 DESK REVIEWS AND AUDITS

3404.1 The Report Analysis and Audit Division (Audit Division) of the Office of Campaign Finance shall conduct Desk Reviews of each Report of Receipt and Expenditure filed with the Agency to ensure the accurate reporting of financial activity, as shown by the following:

- (a) The ending balance from the last report filed is carried forward as the beginning balance for the report under review;
- (b) The information on the Summary Page, including both columns A and B, is complete and correct mathematically, and presents an overall view of the financial activities of the filer;
- (c) The information on the Detailed Summary Page, including both columns A and B, is complete and correct mathematically, and presents an overall breakdown of the categories of all receipts;
- (d) All Schedules A provide complete and detailed information for each receipt, an itemized list of, and which equals, all receipts for each of the categories on the Detailed Summary Page, and that each contribution does not exceed contribution limits;
- (e) All Schedules B provide complete and detailed information for each disbursement, an itemized list of, and which equals, all disbursements for each of the categories on the Detailed Summary page, and list valid purposes for each expenditure;
- (f) The information on Schedule C is complete and detailed as to all receipts received from sales and collections, including the date and type of event or fundraiser, and the total is carried to the Summary Page;
- (g) The information on Schedule D is complete and detailed as to all debts and obligations that are sixty (60) days or more outstanding (excluding loans) owed by or to the filer, and the total is carried to the Summary Page; and
- (h) The information on Schedule E is complete and detailed as to all loans made by or to the filer, and the total is carried to the Summary Page.

- 3404.2 At the conclusion of the Desk Review, the Audit Division will issue a Request for Additional Information (RFAI) letter to each filer whose Report of Receipts and Expenditures was found to contain errors or discrepancies. The RFAI will detail the errors and discrepancies noted during the Desk Review, and will require the filer to respond within fifteen (15) calendar days and provide corrections or file an amended report.
- 3404.3 In addition, the Audit Division may conduct full field audits and periodic random field audits of the receipts, disbursements, and debts and obligations of candidates, political committees, political action committees, independent expenditure committees, and constituent-service and statehood fund programs.
- 3404.4 Full Field Audits may be initiated as follows:
- (a) Following an election year, the principal campaign committees of candidates newly elected to office may be selected for full field audit in the non-election year occurring thereafter; or
 - (b) The Director of the Office of Campaign Finance may direct the conduct of full field audits as the result of complaints received for the investigation of alleged violations of the Campaign Finance Act of 2011 from either the OCF or members of the public, or by order of the Board of Elections.
- 3404.5 Periodic Random Field Audits will be conducted as follows:
- (a) For candidates and continuing political committees, the auditees will be selected from the list of timely filers for each January 31st and July 31st report date, following the close of the filing deadline;
 - (b) For political action committees and independent expenditure committees, the auditees will be selected from the list of timely filers for each January 31st and July 31st report date, following the close of the filing deadline;
 - (c) For Constituent Service and Statehood Fund Programs, the auditees will be selected commencing with the April 1st report date and every other quarterly filing deadline thereafter, during the calendar year;
 - (d) For candidates and political committees active during an election cycle, the auditees will be selected from the list of timely filers for each October 10th, March 10th, and August 10th report date, following the close of the filing deadline.
- 3404.6 The Audit Division must notify the Treasurer of the committee selected for audit in writing of the audit, and request the delivery to OCF by a date certain within fifteen (15) calendar days for periodic random field audits, or within thirty (30) calendar days for full field audits, of the issuance of the letter, of all underlying

documentation, including bank statements and records, copies of deposit slips, contributor checks and cards, credit card documentation (including merchant statements), invoices, and loan documents supporting each and every transaction reported during the coverage period.

3404.7 Upon receipt of all financial records, the audit field work shall commence and include the review of all disclosure reports for completeness and mathematical accuracy, the reconciliation of bank account records to the disclosure reports filed, and such other audit procedures as deemed necessary.

3404.8 Once the field work is completed, the Audit Division shall issue a Draft Audit Report, with Findings and Recommendations, and require the submission of a written response, amended report, and/or additional documentation by the committee within thirty (30) calendar days or less after receipt of the Report.

3404.9 The Audit Report will be released and made available to the public following the receipt and review of the committee response for compliance with all outstanding issues.

3404.10 In the event of the failure to provide committee records or to respond to the Draft Audit Report, in whole or in part, or to any other request of the Audit Division, including the Request for Additional Information, the Audit Division will refer the failure to comply to the OCF General Counsel for the initiation of the enforcement process pursuant to § 3700 of this title.

3404.11 It is the policy of the Board of Elections that extensions of time to take action required within a period of time under this chapter will not be routinely granted, without a demonstration that good cause exists for such a request, and the extension shall not exceed fifteen (15) days.

3404.12 During the period of any audit under this chapter, the committee must continue to file any reports of receipts and expenditures which may become due.

3405 PENALTIES

3405.1 Penalties for any violations of this chapter shall be imposed pursuant to § 3711.2 of Chapter 37 of this title.

Chapter 36 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 36 DISTRICT OF COLUMBIA SENATOR AND REPRESENTATIVE

3600 DISTRICT OF COLUMBIA STATEHOOD FUNDS

3601 STATEHOOD FUND PETTY CASH

3602 APPLICABILITY

3603 DISSOLUTION OF STATEHOOD FUND
3604 PENALTIES

3600 DISTRICT OF COLUMBIA STATEHOOD FUNDS

3600.1 The D.C. Senator or Representative (Senator or Representative) may establish a District of Columbia Statehood Fund (Statehood Fund) to support the purposes and operations of the public office of a Senator or Representative, which may include:

- (a) Office expenses; and
- (b) Staff salaries; provided, that the Senator and Representative shall receive compensation no greater than that of the Chairman of the Council.

3600.2 The Senator and Representative shall be prohibited from expending monies from the Statehood fund for:

- (a) Promoting or opposing any political party or committee; or
- (b) Promoting or opposing the nomination, election, or recall of any individual to or from public office.

3600.3 To finance the Statehood Fund, each Senator and Representative may solicit and receive the following contributions:

- (a) Services;
- (b) Monies;
- (c) Gifts;
- (d) Endowments;
- (e) Donations; and
- (f) Bequests.

3600.4 Except for any monies included in annual Congressional appropriations, all contributions shall be deposited in the respective District of Columbia Statehood Fund for each Senator and Representative.

3600.5 Each Senator and Representative shall designate one or more District of Columbia federally chartered depository institutions, including a national bank, which is insured by either:

- (a) The Federal Deposit Insurance Corporation;
- (b) The Federal Savings and Loan Insurance Corporation; or
- (c) The National Credit Union Administration.

3600.6 Each Senator or Representative may establish more than one (1) account at any depository; provided, that at least one (1) checking account shall be maintained at one (1) depository.

3600.7 Each Senator and Representative may designate a financial officer to manage the Statehood fund; provided that the Senator and Representative shall remain solely responsible for the lawful administration of the Statehood Fund.

3600.8 Within ten (10) days of assuming office, each Senator and Representative shall file a Statement of Information (Statement), on a form prescribed by the Director, regarding the Statehood Fund.

3600.9 The statement shall include:

- (a) The name, home, and office address of the respective Senator or Representative;
- (b) The names and addresses of all Statehood Fund depositories;
- (c) The names and account numbers of all Statehood Fund depository accounts;
- (d) The names, titles, addresses, and phone numbers of each person authorized to make withdrawals or payments out of Statehood fund accounts;
- (e) The name, address, and phone number of the Statehood Fund financial officer, or any designated agent; and
- (f) The name, address, and phone number of the custodian of books and records.

3601 STATEHOOD FUND PETTY CASH

3601.1 A Senator or Representative may establish a petty cash fund, the monies for which shall be derived from the Statehood Fund.

3601.2 A Senator or Representative shall maintain the petty cash fund and records in accordance with § 3010 of Chapter 30 of this title.

3602 APPLICABILITY

3602.1 Each Senator and Representative shall electronically file Periodic Reports of Receipts and Expenditures (R&E Reports) for each Statehood Fund in accordance with §§ 3006 and 3008 of Chapter 30 of this title.

3602.3 Each Senator and Representative (or, if the Senator or Representative is unavailable, the designated agent as listed on the Statement of Information filed under § 3600.8) shall electronically verify for each R&E Report by oath or affirmation, subject to penalties of perjury, that reasonable due diligence was exercised in the preparation of the report, and that the report is true and complete to the best of the filer’s knowledge.

3602.3 Each Senator and Representative shall maintain their records in accordance with Chapter 34 of this title.

3602.4 Within this title, each Senator and Representative shall be subject to the following provisions:

- (a) Limitations on contributions, pursuant to § 3011 of Chapter 30 of this title;
- (b) Limitations on constituent-service programs, pursuant to § 3014 of Chapter 30 of this title; and
- (c) Prohibition on use of government resources for campaign-related activities, pursuant to § 3301 of Chapter 33 of this title.

3603 DISSOLUTION OF STATEHOOD FUND

3603.1 A Senator or Representative shall dissolve the respective Statehood Fund in accordance with § 3016 of Chapter 30 of this title.

3603.2 A Senator or Representative shall disburse any surplus funds remaining in the respective Statehood Fund in accordance with § 3015 of Chapter 30 of this title.

3604 PENALTIES

3604.1 Penalties for any violations of this chapter shall be imposed pursuant to § 3711.2 of Chapter 37 of this title.

Chapter 37 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 37 INVESTIGATIONS AND HEARINGS

- 3700 INVESTIGATIONS IN GENERAL
- 3701 INITIATION OF INVESTIGATION

- 3702 INTERNAL INQUIRY
- 3703 PRELIMINARY INVESTIGATIONS
- 3704 FULL INVESTIGATIONS
- 3705 ADMINISTRATIVE DISPOSITION OF INVESTIGATIONS
- 3706 INSTITUTION OF A CHARGE AND FORMAL HEARING
- 3707 SUBPOENAS AND DEPOSITIONS
- 3708 SERVICE OF SUBPOENAS AND NOTICE OF DEPOSITION
- 3709 INFORMAL HEARING FOR ALLEGED VIOLATIONS OF REPORTING REQUIREMENTS
- 3710 CEASE AND DESIST ORDERS BASED ON VIOLATIONS
- 3711 SCHEDULE OF FINES
- 3712 PROCEDURES REGARDING EXCESSIVE CONTRIBUTIONS
- 3713 PUBLIC ACCESS TO DOCUMENTS
- 3714 REPORTS AND STATEMENTS UNDER OATH

3700 INVESTIGATIONS IN GENERAL

- 3700.1 The provisions of this chapter shall establish the procedures for the conduct of all investigations by the Director of Campaign Finance (Director), and/or his or her designee, of alleged violations of Title III 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 *et seq.*), and Chapters 30 - 41 of this title.
- 3700.2 Investigations shall be conducted fairly and professionally, and in a manner that protects the rights and reputations of public employees and officials.
- 3700.3 Investigations shall be identified as one (1) of the following:
 - (a) Internal Inquiry;
 - (b) Preliminary Investigation; or
 - (c) Full Investigation.
- 3700.4 All proceedings and records of the Office of Campaign Finance (OCF) relating to the initiation or conduct of any investigation shall be confidential and closed to the public, except all orders of the Director issued during investigative proceedings shall be made available to the public at OCF's website (<http://ocf.dc.gov/>).
- 3700.5 The disposition of each investigation shall be made part of the public record.

3701 INITIATION OF INVESTIGATION

3701.1 An investigation may commence upon referral by the Board of Elections (Board) or the filing of a complaint in writing with the Director.

3701.2 Each complaint shall include:

- (a) The full name and address of the complainant and the respondent;
- (b) A clear and concise statement of facts that alleged to constitute a violation of the Act, or of Chapters 30-41 of this title;
- (c) The complainant’s signature;
- (d) A verification of the complaint under oath; and
- (e) Supporting documentation, if any.

3702 INTERNAL INQUIRY

3702.1 An internal inquiry shall involve an examination by the Director of a possible violation of the Act, when the possible violation comes to the attention of the Director.

3702.2 The Director may initiate an internal inquiry through the following sources:

- (a) Information obtained through the media; or
- (b) Documents filed with the OCF.

3702.3 Within a reasonable time after examination of an internal inquiry, the Director shall determine whether to initiate a preliminary investigation.

3703 PRELIMINARY INVESTIGATIONS

3703.1 A preliminary investigation shall entail an inquiry by the Director to determine whether there is reasonable cause to believe that a violation has occurred.

3703.2 Preliminary investigations may be initiated by any one (1) of the following means:

- (a) Referral by the Board of Elections;
- (b) Complaint by any employee or resident of the District of Columbia; or
- (c) Complaint generated by the OCF.

- 3703.3 A preliminary investigation conducted by OCF shall be strictly investigatory, non-adversarial, and non-adjudicatory.
- 3703.4 Within thirty (30) days of initiation of a preliminary investigation, the Director shall determine whether a full investigation is necessary.
- 3703.5 Within ten (10) days after initiation of a preliminary investigation, the Director shall notify, in writing, the person (respondent) who is the subject of the preliminary investigation.
- 3703.6 Notification to the respondent shall consist of the following:
- (a) A copy of the complaint;
 - (b) Explanation of the existence of the investigation and the general nature of the alleged violation; and
 - (c) An offer to the subject affording the opportunity to respond to the allegation(s).

3704 FULL INVESTIGATIONS

- 3704.1 A full investigation regarding any alleged violation of the Act or Chapters 30-41 of this title shall commence upon a finding of reasonable cause by the Director, and notice to the respondent that a full investigation has commenced.
- 3704.2 The full investigation shall be conducted by evidence gathered and explored by the following:
- (a) Subpoena;
 - (b) Depositions;
 - (c) Interrogatories;
 - (d) Interviews;
 - (e) Audits;
 - (f) Affidavits;
 - (g) Documents; and
 - (h) Other means deemed appropriate.

- 3704.3 The Director may require any person to submit in writing certain reports and answers to questions, as prescribed by the Director, relating to the administration and enforcement of the Act, and Chapters 30-41 of this title.
- 3704.4 Any person required by the Director to submit in writing certain reports or to answer questions under oath shall submit such reports and/or answers within seven (7) calendar days after receipt of the request.
- 3704.5 If any person required by the Director to submit in writing certain reports or to answer questions fails to submit such reports or answers within seven (7) calendar days after receipt of the request, the Director shall issue a subpoena in accordance with § 3707.
- 3704.6 All submissions of reports or answers shall be made under oath; provided, that the person is not represented by counsel.
- 3704.7 Within ninety (90) days of receipt of any complaint, the Director shall:
- (a) Cause evidence to be presented to the Board, if sufficient evidence exists constituting an apparent violation, pursuant to § 3706;
 - (b) Dismiss the complaint, if insufficient evidence exists to present the matter, pursuant to § 3705; or
 - (c) Impose civil penalties, pursuant to § 3711, upon a determination that a violation of the reporting and disclosure requirements prescribed by the Act and/or Chapters 30-41 of this title has occurred.
- 3704.8 The Director may seek, upon a showing of good cause, an extension of time as reasonably necessary to complete an investigation.

3705 ADMINISTRATIVE DISPOSITION OF INVESTIGATIONS

- 3705.1 The Director may dismiss any case administratively for any of the following reasons:
- (a) Insufficient evidence exists to support a violation;
 - (b) Stipulation of the parties;
 - (c) Inability to serve process on respondent;
 - (d) Lack of jurisdiction over respondent; or
 - (e) Lack of subject matter jurisdiction.

- 3705.2 The Director shall report to the Board any dismissal issued under § 3705.1 by order with written findings of facts and conclusions of law.
- 3705.3 The order issued under § 3705.2 shall be served upon all parties or their representatives.
- 3705.4 Any party adversely affected by any order of the Director issued under § 3705.2 may obtain review of the order by filing a request with the Board of Elections pursuant to § 3709.12.

3706 INSTITUTION OF A CHARGE AND FORMAL HEARING

- 3706.1 Upon belief that sufficient evidence exists constituting an apparent violation of the Act and/or of Chapters 30-41 of this title, the Director shall institute a formal charge or complaint against the alleged violator pursuant to Chapter 4 of this title.
- 3706.2 The complaint shall include:
- (a) The basis for the Director's jurisdiction over the alleged violation(s);
 - (b) A recitation of the facts alleged to be violations of the Act and/or regulations;
 - (c) Proposed sanctions; and
 - (d) A prayer for relief.
- 3706.3 The Director shall present evidence of the violation to the Board in an adversarial and open hearing.

3707 SUBPOENAS AND DEPOSITIONS

- 3707.1 The Director shall have the power to require, by subpoena, the attendance and testimony of witnesses and the production of documentary evidence.
- 3707.2 Except as provided in § 3704.7, each subpoena issued by the Director shall include:
- (a) The name of the respondent;
 - (b) The title of the action;
 - (c) A specification of the time allowed for compliance with the subpoena; and
 - (d) A command to the person to whom it is directed to:

- (1) Attend and give testimony at a time and place specified in the subpoena; and/or
- (2) Produce and permit inspection and copying of the books, papers, documents, or tangible things designated in the subpoena.

3707.3 A complainant may request the Director to subpoena particular persons or evidence; provided, that the subpoena shall not be obtained as a matter of right to the complainant.

3707.4 Any person to whom a subpoena is directed may, prior to the time specified in the subpoena for compliance, file a motion to request that the Director quash or modify the subpoena.

3707.5 Any application to quash a subpoena shall be accompanied by a brief statement of the reasons supporting the motion to quash.

3707.6 The Director may quash or modify the subpoena upon a showing of good cause.

3707.7 Upon written notice, the Director may, in any proceeding or investigation, order testimony to be taken by deposition, under oath, before any person who is designated by the Director.

3707.8 A deposition may be scheduled at a time and place convenient to the parties.

3707.9 A respondent or witness may be represented by counsel at a deposition.

3707.10 A transcript of a deposition may be requested and furnished at reasonable cost to the requestor.

3708 SERVICE OF SUBPOENAS AND NOTICE OF DEPOSITION

3708.1 A subpoena or a notice of a deposition shall be served upon a person by delivering a copy of the subpoena or notice to the named person, pursuant to this section.

3708.2 If a person is represented by counsel in a proceeding, a subpoena or a notice may be served upon counsel.

3708.3 Service of a subpoena or a notice of deposition and fees to an individual may be made by any of the following means:

- (a) Handing the subpoena or notice to the person;
- (b) Leaving the subpoena or notice at the person's office with the person in charge of the office;

- (c) Leaving the subpoena or notice at the person's dwelling place or usual place of abode with some person of suitable age and discretion residing in that dwelling place or abode;
- (d) Mailing the subpoena or notice by registered or certified mail to the person at the person's last known address with return receipt requested; or
- (e) Any other method whereby actual notice is given to the person.

3708.4 When the person to be served is not an individual, a copy of the subpoena or notice of the deposition and fees shall be delivered by one (1) of the following means:

- (a) Handing the subpoena or notice to a bona fide registered agent;
- (b) Handing the subpoena or notice to any office, director, or agent in charge of any office of that entity;
- (c) Mailing the subpoena or notice by registered or certified mail to a representative or agent of the entity at his or her last known address with return receipt requested; or
- (d) Any method whereby actual notice is given to an agent or representative of the entity.

3709 INFORMAL HEARING FOR ALLEGED VIOLATIONS OF REPORTING AND DISCLOSURE REQUIREMENTS

3709.1 The Director may institute or conduct an informal hearing, including an order to show cause, on alleged violations of the reporting and disclosure requirements, prescribed by the Act and Chapters 30-41 of this title.

3709.2 The reporting and disclosure requirements shall apply to the following documents:

- (a) Statement of Acceptance of Position of Chairperson;
- (b) Statement of Acceptance of Position of Treasurer;
- (c) Identification of Campaign Literature;
- (d) Notification of Non-Support;
- (e) Report of Exemption for a Candidate Spending Less Than \$500;
- (f) Report of Receipts and Expenditures;

- (g) Request for Candidate Waiver;
- (h) Request for Additional Information;
- (i) Statement of Candidacy;
- (j) Statement of Candidate Withdrawal;
- (k) Statement of Committee Termination;
- (l) Statement of Information;
- (m) Statement of Organization;
- (n) Summary Financial Statement for Advisory Neighborhood Commission (ANC);
- (o) Verified Statement of Contribution Report;
- (p) Withdrawal of Chairperson;
- (q) Withdrawal of Treasurer; and
- (r) 24-Hour Report of Receipts for Candidates and Committees
- (s) Schedule of Bundled Contributions
- (t) 14-Day Report of Independent Expenditures by Individuals
- (u) Certification of Attendance at In-Person Training for Candidate and Treasurer
- (v) Designation of Campaign Depository

3709.3 Notice of an informal hearing shall be issued in writing at least ten (10) days prior to the hearing; provided that the ten (10) day period may be waived for good cause shown as long as the party is given a sufficient opportunity to prepare for the hearing.

3709.4 In the notice, an alleged violator of the reporting requirements shall be informed of:

- (a) The nature of the alleged violation;
- (b) The authority on which the hearing is based;
- (c) The time and place of the hearing;
- (d) The right to be represented by legal counsel;

- (e) The fact that the alleged violator's failure to appear may be considered an admission of the allegation; and
 - (f) The fact that service of process shall be by regular mail.
- 3709.5 The Director shall regulate the course of the informal hearing and the conduct of the parties and their counsel.
- 3709.6 The respondent, or his or her counsel, may present the respondent's case and evidence to the Director.
- 3709.7 The Director may wait a reasonable period of time for the respondent to appear before beginning the informal hearing.
- 3709.8 If the respondent fails to appear after a reasonable period of time, the Director shall:
 - (a) Reschedule the informal hearing;
 - (b) Issue notice of the rescheduled informal hearing; and
 - (c) Serve the respondent both by certified and regular mail.
- 3709.9 If the respondent fails to appear after an informal hearing has been rescheduled under § 3709.8, the Director may proceed with the informal hearing by making a record of the proceeding.
- 3709.10 Following the conduct of each informal hearing, the Director shall:
 - (a) Determine whether a violation has occurred; and
 - (b) Issue a written order with findings of facts and conclusions of law.
- 3709.11 Any party adversely affected by any order of the Director may obtain review of the order by filing, with the Board of Elections, a request for a hearing *de novo*.
- 3709.12 The request for a hearing *de novo* pursuant to § 3709.12 shall be filed:
 - (a) Within fifteen (15) days from the issuance by the Director of an order; and
 - (b) In accordance with Chapter 4 of this title.
- 3709.13 Within five (5) days after receipt of an order of the Director where a fine has been imposed, a respondent may file a Motion for Reconsideration to address issues considered mitigating that were not presented during the hearing.

- 3709.14 The Motion shall not address issues that were not the subject of the alleged violation for which the penalty was assessed.
- 3709.15 The Director shall respond to the Motion within five (5) days after its receipt by issuing a new order which either:
- (a) Modifies or vacates the original order, providing clearly articulated reasons; or
 - (b) Denies the Motion and affirms the original order, providing clearly articulated reasons.
- 3709.16 The filing of the Motion shall toll the appeal period for requesting a hearing *de novo* before the Board of Elections, or the payment of the fine.
- 3709.17 The appeal period shall be recalculated from the date of issuance of the subsequent order of the Director in the matter, if appropriate.

3710 CEASE AND DESIST ORDERS BASED ON VIOLATIONS

- 3710.1 Upon a determination that a violation has occurred, the Director may issue an order to the offending party to cease and desist the violation within the five (5) day period immediately following the issuance of the order.
- 3710.2 A cease and desist order shall contain the specific violation which occurred, and shall be delivered to the offending party personally or by certified mail.
- 3710.3 Should the offending party or parties fail to comply with the order, the Director shall present evidence of such noncompliance to the Board in an adversarial and open hearing, pursuant to Chapter 4 of this title.
- 3710.4 After the hearing under § 3710.3, the Board may either dismiss the action, or refer the matter to the United States Attorney for the District of Columbia pursuant to Section 302(c) of the Act.

3711 SCHEDULE OF FINES

- 3711.1 Upon a determination, pursuant to §§ 3704 or 3709, that a violation has occurred, the Director may ministerially impose fines upon the candidate, treasurer, committee, designated agent under § 3000.12, or any other person, in the following manner:
- (a) Each allegation shall constitute a separate violation; and
 - (b) A fine shall attach for each day of non-compliance for each violation.

3711.2 Except for fines imposed under § 3711.3 for violations of the regulations and statutory provisions governing Constituent Services Programs, fines shall be imposed as follows:

- (a) Accepting a contribution or making an expenditure while office of treasurer is vacant: fifty dollars (\$50) per day;
- (b) Failure to designate a principal campaign committee: fifty dollars (\$50) per day;
- (c) Failure to designate a campaign depository: fifty dollars (\$50) per day;
- (d) Failure to file a Statement of Organization for a political committee, political action committee and independent expenditure committee: fifty dollars (\$50) per day;
- (e) Failure to file a Statement of Candidacy: fifty dollars (\$50) per day;
- (f) Failure to file a Report of Receipts & Expenditures: fifty dollars (\$50) per day;
- (g) Failure to file an Exemption for a Candidate spending less than \$500: fifty dollars (\$50) per day;
- (h) Accepting legal tender or a money order of one hundred dollars (\$100) or more: five hundred dollars (\$500);
- (i) Using Statehood Funds for political activities: four thousand dollars (\$4,000);
- (j) Making a contribution deposit into an account not designated as a campaign depository: one thousand dollars (\$1,000);
- (k) Failure to place identification notice/identity of a sponsor on campaign literature: five hundred dollars (\$500);
- (l) Accepting a contribution in excess of contribution limitations: four thousand dollars (\$4,000);
- (m) Making a contribution in excess of contribution limitations: four thousand dollars (\$4,000);
- (n) Accepting a contribution made by one person in the name of another person: four thousand dollars (\$4,000);
- (o) Making a contribution in the name of another person: four thousand dollars (\$4,000);
- (p) Failure to timely dispose of surplus campaign funds: fifty dollars (\$50) per day;
- (q) Failure to file additional information requested by the Director: fifty dollars (\$50) per day;

- (r) Failure to disclose/amend required information on reports and statements: fifty dollars (\$50) per day;
- (s) Failure to file ANC Summary Financial Report: fifty dollars (\$50) per day;
- (t) Failure to file a Statement of Acceptance of Position of Chairperson: fifty dollars (\$50) per day;
- (u) Failure to file a Statement of Acceptance of Position of Treasurer: fifty dollars (\$50) per day;
- (v) Making an expenditure in excess of expenditure limitations: four thousand dollars (\$4,000);
- (w) Using District of Columbia government resources for campaign-related activities: four thousand dollars (\$4,000);
- (x) Failure to designate an exploratory committee: fifty dollars (\$50) per day;
- (y) Accepting a contribution in excess of aggregate limitations: four thousand dollars (\$4,000);
- (z) Failure to maintain records required under § 3400.2: four thousand dollars (\$4,000);
- (aa) Failure to file a Statement of Information: fifty dollars (\$50) per day;
- (bb) Failure to designate a Statehood Fund depository: fifty dollars (\$50) per day;
- (cc) Failure to disclose bundled contributions in excess of ten thousand dollars (\$10,000): four thousand dollars (\$4,000);
- (dd) Selling or utilizing information copied from reports and statements for the purpose of soliciting contributions: four thousand dollars (\$4,000);
- (ee) Selling or utilizing information copied from reports and statements for the purpose of commercial use: four thousand dollars (\$4,000);
- (ff) Failure to timely liquidate a Bitcoin contribution: fifty dollars (\$50) per day;
- (gg) Failure to attend mandatory in-person training: fifty dollars (\$50) per day;
- (hh) Failure to disclose affiliated entities of a business contributor who also made contributions to the same committee: one thousand dollars (\$1,000);
- (ii) Making a contribution or transfer of funds if an independent expenditure committee: five hundred dollars (\$500);
- (jj) Failure to file a Statement of Withdrawal of Candidate, Treasurer or Chairperson: fifty dollars (\$50) per day; and
- (kk) Failure to file a Statement of Committee Termination: fifty dollars (\$50) per day.

- 3711.3 Fines for violations of the regulations and statutory provisions governing Constituent Services Programs shall be imposed, as follows:
- (a) Failure to designate a constituent-service program depository: fifty dollars (\$50) per day;
 - (b) Failure to file a Statement of Acceptance of Position of Chairperson: fifty dollars (\$50) per day;
 - (c) Failure to file a Statement of Acceptance of Position of Treasurer: fifty dollars (\$50) per day;
 - (d) Accepting a contribution or making an expenditure while office of treasurer is vacant: fifty dollars (\$50) per day;
 - (e) Failure to file additional information requested by the Director: fifty dollars (\$50) per day;
 - (f) Failure to disclose required information on reports and statements: fifty dollars (\$50) per day;
 - (g) Accepting a contribution made by one person in the name of another person: five thousand dollars (\$5,000);
 - (h) Making a contribution in the name of another person: five thousand dollars (\$5,000);
 - (i) Accepting a contribution in excess of the constituent-services program contribution limitation: five thousand dollars (\$5,000);
 - (j) Making a contribution in excess of the constituent-services program contribution limitation: five thousand dollars (\$5,000);
 - (k) Conducting campaign activities in the constituent-services program: five thousand dollars (\$5,000);
 - (l) Making an expenditure in excess of expenditure limitations: five thousand dollars (\$5,000);
 - (m) Accepting a contribution in excess of aggregate limitations: five thousand dollars (\$5,000);
 - (n) Failure to maintain records required under § 3400.2: five thousand dollars (\$5,000);
 - (o) Promoting or opposing, as a primary purpose, a political party, committee, candidate, or issue: five thousand dollars (\$5,000);
 - (p) Making any expenditure for the payment of penalties and fines inured to the District of Columbia: five thousand dollars (\$5,000);
 - (q) Making any expenditures of cash from constituent service program funds: five thousand dollars (\$5,000);
 - (r) Making expenditures for sponsorships for political organizations: five thousand dollars (\$5,000);

- (s) Conducting mass mailings within the ninety (90)-day period immediately preceding a primary, special, or general election by a member of the Council, or the Mayor, who is a candidate for office: five thousand dollars (\$5,000).
- (t) Failure to disclose affiliated entities of a business contributor who have also made contributions to the same committee: one thousand dollars (\$1,000); and
- (u) Failure to timely liquidate a Bitcoin contribution: fifty dollars (\$50) per day.

3711.4 The aggregate of the penalties imposed under the Director's authority, pursuant to §§ 3711.2 and 3711.3, may not exceed **four thousand dollars (\$4,000)** for each violation, except or unless otherwise authorized.

3711.5 In calculating the time period for delinquencies, Saturdays, Sundays, and holidays shall not be included.

3711.6 Any fine imposed by the Director, pursuant to §§ 3711.2 and 3711.3, shall become effective on the sixteenth (16th) day following the issuance of a decision and order; provided, that, the respondent does not request a hearing pursuant to § 3709.11.

3711.7 The Director may modify, rescind, dismiss, or suspend any fine imposed, pursuant to §§ 3711.2 and 3711.3, for good cause shown; provided, that fines imposed for failure to file an eight (8) day pre-election report shall be mandatory, unless a written extension for filing the report, pursuant to Chapter 30 of this title, is granted by the Director.

3711.8 Fines imposed pursuant to this chapter shall be paid within ten (10) days of the effective date of the issuance of an Order of the Director. Payment by check or money order shall be payable to the D.C. Treasurer, and directed to the Office of Campaign Finance, Frank D. Reeves Municipal Building, 2000 14th Street, N.W., Washington, D.C., 20009.

3711.9 If a party fails to pay the ordered fine, the Director may petition for enforcement of its order before the Board in an adversarial and open hearing, pursuant to Chapter 4 of this title, within sixty (60) days of the expiration of the period provided for payment of the fine.

3712 PROCEDURES REGARDING EXCESSIVE CONTRIBUTIONS

3712.1 The Director shall determine whether a contribution made to a person was in excess of the aggregate maximum to which the person was entitled.

3712.2 Upon a determination that an excessive contribution has been made, the Director shall, in writing, notify the recipient of the excessive contribution of:

- (a) The amount of the excessive contribution;
- (b) The requirement that an amount equal to the excess contribution shall be repaid to the contributor; and
- (c) The requirement that such repayment shall be accomplished within fifteen (15) days of the notice.

3712.3 Any person required by the Director to repay an excess contribution may apply in writing to the Director for an extension of time in which to repay the excess contribution.

3712.4 The Director may grant an extension for a reasonable amount of additional time for good cause to any person who files an application in accordance with § 3712.3.

3712.5 If the person who has been determined to have received an excessive contribution disputes the Director’s determination, the person shall so advise the Director in writing within seven (7) days upon receipt of the notice issued under § 3712.2.

3712.6 Within ten (10) days after receiving notice of the existence of the dispute pursuant to § 3712.5, the Director shall schedule and conduct an informal hearing in accordance with § 3709.

3713 PUBLIC ACCESS TO DOCUMENTS

3713.1 All reports and statements required to be filed with the Director under § 3709.2 shall be public documents.

3713.2 Public documents shall be available for inspection and copying at OCF within forty-eight (48) hours after receipt.

3713.3 Public documents may be received in the OCF without charge.

3713.4 Any person may request copies of documents by making written application to the Director.

3713.5 Copies of documents may be produced at a cost of fifteen cents (15¢) per page in order to recover the direct cost of reproduction.

3713.6 Documents may be copied and inspected each business day, excluding District of Columbia legal holidays, between the hours of 9:00 a.m. and 4:00 p.m.

3714 REPORTS AND STATEMENTS UNDER OATH

- 3714.1 All reports and statements filed pursuant to the Act shall be verified by the oath or affirmation of the person filing such reports or statements in accordance with Chapter 30 of this title.
- 3714.2 During regular business days and hours, the Director shall maintain a notary public to administer the oaths; provided, that in the absence of the notary public, an Affirmation Statement, on a form prescribed by the Director, shall suffice.

Chapter 38 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 38 LEGAL DEFENSE COMMITTEES

- 3800 LEGAL DEFENSE COMMITTEES, GENERALLY
- 3801 ORGANIZATION OF LEGAL DEFENSE COMMITTEES
- 3802 FILING AND REPORTING REQUIREMENTS
- 3803 LEGAL DEFENSE COMMITTEE CONTRIBUTION LIMITATIONS
- 3804 LIMITATIONS ON THE USE OF LEGAL DEFENSE COMMITTEE FUNDS
- 3805 USE OF SURPLUS FUNDS
- 3806 PENALTIES

3800 LEGAL DEFENSE COMMITTEES, GENERALLY

- 3800.1 A legal defense committee is a person, or group of persons, organized for the purpose of soliciting, accepting, or expending funds to defray the professional fees and costs for a public official’s legal defense to one or more civil, criminal, or administrative proceedings.
- 3800.2 One legal defense committee and one legal defense checking account may be established and maintained for the purpose set forth in § 3800.1.
- 3800.3 No committee, fund, entity, or trust may be established to defray professional fees and costs except pursuant to this chapter.

3801 ORGANIZATION OF LEGAL DEFENSE COMMITTEES

- 3801.1 A legal defense committee shall be deemed "organized" when any person, or group of persons, formally agree, orally or in writing, to solicit, accept, or expend funds to defray the professional fees and costs for a public official’s legal defense to one or more civil, criminal, or administrative proceedings.
- 3801.2 Each legal defense committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.

- 3801.3 A legal defense committee shall amend its Statement of Organization within ten (10) days of any change in the information previously reported on its Statement of Organization.
- 3801.4 If a legal defense committee that has filed at least one (1) Statement of Organization disbands or determines that it will no longer receive contributions or make expenditures during a calendar year, it must so notify the Director immediately and file a final Report of Receipts & Expenditures (R&E Report).
- 3801.5 A legal defense committee shall have a chairperson and a treasurer, and may elect to list a designated agent, in the Statement of Organization filed pursuant to § 3801.2.
- 3801.6 No person may simultaneously serve as the chairperson and treasurer of a legal defense committee.
- 3801.7 A chairperson shall be required to file a Statement of Acceptance of Position of Chairperson form with the Director within five (5) days of assuming the office.
- 3801.8 A chairperson shall be required to file a Statement of Withdrawal of Position of Chairperson form with the Director within five (5) days of vacating the office.
- 3801.9 A treasurer shall be required to file a Statement of Acceptance of Position of Treasurer form with the Director within forty-eight (48) hours of assuming the office.
- 3801.10 A treasurer shall be required to appear in person at the Office of Campaign Finance to attend a training program pursuant to § 3001 of Chapter 30 within fifteen (15) calendar days of submitting the Statement of Acceptance of Treasurer form in accordance with § 3801.9, or as otherwise scheduled by OCF.
- 3801.11 A treasurer shall be required to file a Statement of Withdrawal of Position of Treasurer form with the Director within forty-eight (48) hours of vacating the office.
- 3801.12 When either the office of chairperson or treasurer is vacant, the legal defense committee shall:
- (a) Designate a successor chairperson or treasurer within five (5) days of the vacancy; and
 - (b) Amend its Statement of Organization within ten (10) days of the designation of the successor; provided, that the successor officer agrees to accept the position.

- 3801.13 The treasurer of a legal defense committee shall obtain and preserve receipted bills and records in accordance with Chapter 34 of this title.
- 3801.14 A legal defense committee shall neither accept a contribution nor make an expenditure while the office of treasurer is vacant and no other person has been designated and agreed to perform the functions of treasurer.
- 3801.15 Each expenditure made for, or on behalf of, a legal defense committee shall be authorized by either:
- (a) The chairperson;
 - (b) The treasurer; or
 - (c) Their designated agent, as listed on the Statement of Organization filed under § 3801.3.
- 3801.16 No expenditures may be made by a legal defense committee except by check drawn payable to the person to whom the expenditure is being made on the account at a bank designated by the legal defense committee as its depository in its Statement of Organization.
- 3801.17 A detailed account of each contribution of fifty dollars (\$50) or more for or on behalf of a legal defense committee shall be submitted to the treasurer of such committee within five (5) days of the receipt of the contribution upon the treasurer's demand.
- 3801.18 The detailed account submitted pursuant to § 3801.17 shall include:
- (a) The amount of the contribution or expenditure;
 - (b) The name and address (including the occupation and principal place of business, if any) of the contributor or the person (including a business entity) to whom the expenditure was made;
 - (c) The date of the contribution; and
 - (d) In the case of an expenditure, the office sought by the candidate on whose behalf the expenditure was made, if applicable.
- 3801.19 All funds of a legal defense committee shall be segregated from, and may not be commingled with, any campaign funds, or anyone's personal funds.

3802 FILING AND REPORTING REQUIREMENTS

- 3802.1 The treasurer of each legal defense committee shall electronically file Reports of Receipts and Expenditures (R&E Reports), in accordance with §§ 3006 and 3008 of Chapter 30, on forms prescribed by the Director, within thirty (30) days after the committee's organization and every thirty (30) days thereafter until dissolution.
- 3802.2 The treasurer (or, if the treasurer is unavailable, the designated agent as listed on the Statement of Organization filed under § 3801.2) shall electronically verify with respect to each R&E Report by oath or affirmation, subject to penalties of perjury, that reasonable due diligence was exercised in the preparation of the report, and that the report is true and complete to the best of the filer's knowledge.
- 3802.3 R&E Reports must disclose:
- (a) The amount of cash on hand at the beginning of the reporting period;
 - (b) The full name and mailing address, including occupation and principal place of business, if any, of each person, including a business contributor, who has made one or more contributions to or for the committee within the calendar year in an aggregate amount or value in excess of fifty dollars (\$50) or more, together with the amount and date of the contributions;
 - (c) The name and address of each affiliated entity of a business contributor which has also made a contribution to the committee;
 - (d) The name, address, and employer of each person reasonably known by the committee to have submitted a bundled contribution in excess of ten thousand dollars (\$10,000) to the committee during the reporting period, and the total amount of the bundling;
 - (e) The total sum of individual contributions made to or for the committee during the reporting period that is not reported under § 3802.2(b);
 - (f) Each loan to or from any person within the calendar year in an aggregate amount or value of fifty (\$50) or more, together with the full names and mailing addresses (including the occupation and the principal place of business, if any) of the lender and endorsers, if any, and the date and amount of the loans;
 - (g) The total sum of all receipts by or for the committee during the reporting period;
 - (h) The full name and mailing address, including the occupation and the principal place of business, if any, of each person to whom expenditures have been made by or on behalf of the committee within the calendar year in an aggregate amount or value of ten dollars (\$10) or more;

- (i) The total sum of expenditures made by the committee during the calendar year;
- (j) The amount and nature of debts and obligations owed by or to the committee, in a form as the Director of Campaign Finance may prescribe; and
- (k) Other information as may be required by the Director of Campaign Finance.

3802.4 R&E Reports must be complete no later than five (5) days before the prescribed filing deadline.

3802.5 The treasurer of a legal defense fund, and each beneficiary of such a fund, shall keep a detailed and exact account of:

- (a) Each contribution made by any person, including a business contributor, to or for the legal defense committee;
- (b) The full name and address (including the occupation and principal place of business, if any) of each person, including a business contributor, that made a contribution of at least fifty dollars (\$50) or more, and the date and amount of such contribution;
- (c) The name and address of any affiliated entity of each business contributor which made a contribution to the committee, the date and the amount of the contribution, and the names and addresses of all shared owners of the business contributor and the affiliated entity;
- (d) The name, address, and employer of each person reasonably known by the committee to have submitted a bundled contribution in excess of \$10,000 to the committee during the reporting period, and the total amount of the bundling;
- (e) Each expenditure made by or on behalf of the legal defense committee; and
- (f) The full name and address (including the occupation and principal place of business, if any) of each person to whom an expenditure was made, and the name, address, and the office held or sought, or the position held, by the public official, whichever is applicable.

3803

LEGAL DEFENSE COMMITTEE CONTRIBUTION LIMITATIONS

- 3803.1 Contributions in support of a legal defense committee shall be received or made in accordance with § 3009 of Chapter 30 of this title, except that no person, including a business contributor, shall make any contribution to or for a legal defense committee which, when aggregated with all other contributions received from such person, exceeds ten thousand dollars (\$10,000) in an aggregate amount.
- 3803.2 Notwithstanding § 3803.1, the legal defense committee contribution limitations shall not apply to contributions made by the public official for the purpose of funding his or her own legal defense committee within the District of Columbia.
- 3803.3 A legal defense committee shall not accept a contribution from a lobbyist or a person acting on behalf of a lobbyist or registrant.
- 3803.4 A lobbyist or registrant or a person acting on behalf of a lobbyist or registrant shall be prohibited from making a contribution to a legal defense committee.

3804 LIMITATIONS ON THE USE OF LEGAL DEFENSE COMMITTEE FUNDS

- 3804.1 The legal defense committee shall be prohibited from expending monies from the Legal Defense Fund for the following purposes:
- (a) Expenses for fundraising, media, political consulting fees, mass mailing, or other advertising;
 - (b) Payment or reimbursement for a fine, penalty, judgment, or settlement; or
 - (c) A payment to return or disgorge contributions made to any other committee controlled by the candidate or officer.
- 3804.2 Legal defense funds shall be used solely for the purpose of defraying attorney fees and other related legal costs associated with a public official's legal defense to one or more civil, criminal, or administrative proceedings.

3805 USE OF SURPLUS FUNDS

- 3805.1 Any remaining funds of a legal defense committee shall be transferred only to either:
- (a) A non-profit organization within the meaning of Section 501(c) of the Internal Revenue Code operating in good standing in the District of Columbia for a minimum of one calendar year prior to the date of any transfer; or
 - (b) A Constituent Service Program.

3806 PENALTIES

3806.1 Penalties for any violation of this chapter shall be imposed pursuant to § 3711.2 of Chapter 37 of this title.

Chapter 39 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 39 CAMPAIGN FINANCE OPERATIONS: INAUGURAL COMMITTEES

- 3900 INAUGURAL COMMITTEES, GENERALLY
- 3901 ORGANIZATION OF INAUGURAL COMMITTEES
- 3902 FILING AND REPORTING REQUIREMENTS
- 3903 PETTY CASH FUNDS
- 3904 INAUGURAL COMMITTEE CONTRIBUTION LIMITATIONS
- 3905 LIMITATIONS ON THE USE OF INAUGURAL COMMITTEE FUNDS
- 3906 DURATION OF INAUGURAL COMMITTEES
- 3907 USE OF SURPLUS FUNDS
- 3908 PENALTIES

3900 INAUGURAL COMMITTEES, GENERALLY

3900.1 An inaugural committee is a person, or group of persons, organized for the purpose of soliciting, accepting, and spending funds and coordinating activities to celebrate the election of a new Mayor.

3901 ORGANIZATION OF INAUGURAL COMMITTEES

3901.1 An inaugural committee shall be deemed "organized" when any person, or group of persons, formally agree, orally or in writing, to solicit, accept, and spend funds and coordinate activities to celebrate the election of a new Mayor.

3901.2 Each inaugural committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.

3901.3 An inaugural committee shall amend its Statement of Organization within ten (10) days of any change in the information previously reported on its Statement of Organization.

3901.4 If an inaugural committee that has filed at least one (1) Statement of Organization disbands or determines that it will no longer receive contributions or make expenditures during a calendar year, it must so notify the Director immediately and file a final Report of Receipts & Expenditures (R&E Report).

- 3901.5 An inaugural committee shall have a chairperson and a treasurer, and may elect to list a designated agent, in the Statement of Organization filed pursuant to § 3901.2.
- 3901.6 No person may simultaneously serve as the chairperson and treasurer of an inaugural committee.
- 3901.7 A chairperson shall be required to file a Statement of Acceptance of Position of Chairperson form with the Director within five (5) days of assuming the office.
- 3901.8 A chairperson shall be required to file a Statement of Withdrawal of Position of Chairperson form with the Director within five (5) days of vacating the office.
- 3901.9 A treasurer shall be required to file a Statement of Acceptance of Position of Treasurer form with the Director within forty-eight (48) hours of assuming the office.
- 3901.10 A treasurer shall be required to appear in person at the Office of Campaign Finance to attend a training program pursuant to § 3001 of Chapter 30 within fifteen (15) calendar days of submitting the Statement of Acceptance of Treasurer form in accordance with § 3901.9, or as otherwise scheduled by OCF.
- 3901.11 A treasurer shall be required to file a Statement of Withdrawal of Position of Treasurer form with the Director within forty-eight (48) hours of vacating the office.
- 3901.12 When either the office of chairperson or treasurer is vacant, the inaugural committee shall:
- (a) Designate a successor chairperson or treasurer within five (5) days of the vacancy; and
 - (b) Amend its Statement of Organization within ten (10) days of the designation of the successor; provided, that the successor officer agrees to accept the position.
- 3901.13 The treasurer of an inaugural committee shall obtain and preserve receipted bills and records in accordance with § 3400.2 of Chapter 34 of this title.
- 3901.14 An inaugural committee shall neither accept a contribution nor make an expenditure while the office of treasurer is vacant, and no other person has been designated and agreed to perform the functions of treasurer.
- 3901.15 Each expenditure made for, or on behalf of, an inaugural committee shall be authorized by either:

- (a) The chairperson;
- (b) The treasurer; or
- (c) Their designated agent, as listed on the Statement of Organization filed under § 3901.2.

3901.16 No expenditures may be made by an inaugural committee except by check drawn payable to the person to whom the expenditure is being made on the account at a bank designated by the inaugural committee as its depository in its Statement of Organization.

3901.17 A detailed account of each contribution or expenditure of fifty dollars (\$50) or more for or on behalf of an inaugural committee shall be submitted to the treasurer of such committee within five (5) days of the receipt of the contribution or the making of the expenditure upon the treasurer's demand.

3901.18 The detailed account submitted pursuant to § 3901.16 shall include:

- (a) The amount of the contribution or expenditure;
- (b) The name and address (including the occupation and principal place of business, if any) of the contributor or the person (including a business entity) to whom the expenditure was made;
- (c) The date of the contribution; and
- (d) In the case of an expenditure, the office sought by the candidate on whose behalf the expenditure was made, if applicable.

3901.19 All funds of an inaugural committee shall be segregated from, and may not be commingled with, any campaign funds, or anyone's personal funds.

3901.20 Each inaugural committee accepting contributions or making expenditures shall:

- (a) Designate one or more national banks located in the District of Columbia as the committee's depository or depositories;
- (b) Maintain a checking account or accounts at such depository or depositories; and
- (c) Deposit any contribution received by the committee into that account or accounts.

3902 FILING AND REPORTING REQUIREMENTS

- 3902.1 The treasurer of each inaugural committee shall electronically file Reports of Receipts and Expenditures (R&E Report), in accordance with §§ 3006 and 3008 of Chapter 30, on forms prescribed by the Director on the following dates:
- (a) The tenth (10th) day of March, June, August, October, and December in the seven (7) months preceding the date on which, and in each year during which, an election is held for the office sought, and on the eighth (8th) day next preceding the date on which said election is held, and also by the thirty-first (31st) day of January of each year. In addition, the reports shall be filed on the thirty-first (31st) day of July of each year in which there is no election.
 - (b) The reports shall be complete as of the date prescribed by the Director, which shall not be more than five (5) days before the date of filing, except that any contribution of two hundred dollars (\$200) or more received after the closing date prescribed by the Director for the last report required to be filed before the election shall be reported within twenty-four (24) hours after its receipt.
- 3902.2 The treasurer (or, if the treasurer is unavailable, the designated agent as listed on the Statement of Organization filed under § 3901.2) shall electronically verify with respect to each R&E Report by oath or affirmation, subject to penalties of perjury, that reasonable due diligence was exercised in the preparation of the report, and that the report is true and complete to the best of the filer's knowledge.
- 3902.3 R&E reports required by this section must be filed in accordance with § 3017 of Chapter 30 of this title.
- 3902.4 R&E Reports must disclose:
- (a) The amount of cash on hand at the beginning of the reporting period;
 - (b) The full name and mailing address, including occupation and principal place of business, if any, of each person, including a business contributor, who has made one or more contributions to or for the inaugural committee, including the purchase of tickets for events such as dinners, luncheons, rallies, and similar fundraising events, within the calendar year in an aggregate amount or value in excess of fifty dollars (\$50) or more, together with the amount and date of the contributions;
 - (c) The name and address of each affiliated entity of a business contributor which has also made a contribution to the committee;
 - (d) The name, address, and employer of each person reasonably known by the committee to have bundled and forwarded two (2) or more contributions in excess of ten thousand dollars (\$10,000) during the reporting period to

the committee without actual authority as an agent or principal of the committee, and the total of the bundling;

- (e) The total sum of individual contributions made to or for the inaugural committee during the reporting period;
- (f) Each loan to or from any person within the calendar year in an aggregate amount or value of fifty dollars (\$50) or more, together with the full names and mailing addresses (including the occupation and the principal place of business, if any) of the lender and endorsers, if any, and the date and amount of the loans;
- (g) The net amount of proceeds from:
 - (1) The sale of tickets to each dinner, luncheon, rally, and other fundraising events organized by the inaugural committee;
 - (2) Collections made at events; and
 - (3) Sales by the inaugural committee of items such as political campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;
- (h) Each contribution, rebate, refund, or other receipt of fifty dollars (\$50) or more not otherwise listed under paragraphs (b) through (e) of this subsection;
- (i) The total sum of all receipts by or for the inaugural committee during the reporting period;
- (j) The full name and mailing address, including the occupation and the principal place of business, if any, of each person to whom expenditures have been made by or on behalf of the committee within the calendar year in an aggregate amount or value of ten dollars (\$10) or more;
- (k) The amount, date, and purpose of each expenditure;
- (l) The total sum of expenditures made by the inaugural committee during the calendar year;
- (m) The amount and nature of debts and obligations owed by or to the inaugural committee, listed in such form as the Director of Campaign Finance may prescribe; and
- (n) Other information as may be required by the Director of Campaign Finance.

3902.4 R&E Reports must be complete within five (5) days before the prescribed filing deadline.

3903 PETTY CASH FUNDS

3903.1 An inaugural committee may maintain a Petty Cash Fund that shall not exceed three hundred dollars (\$300) at any time.

3903.2 All records and transactions shall be recorded in a petty cash journal maintained and authorized by either:

- (a) The chairperson;
- (b) The treasurer; or
- (c) Their designated agents, as listed on the Statement of Organization filed under § 3901.2.

3903.3 Petty cash funds shall be administered in the following manner:

- (a) Cash shall only be received by check drawn on the account of the inaugural committee;
- (b) Cash expenditures shall not exceed fifty dollars (\$50) to any person in connection with a single purchase or transaction; and
- (c) All transactions shall be recorded in the petty cash journal.

3903.4 For each deposit to the petty cash fund, the amount and date shall be recorded in the petty cash journal.

3903.5 For each disbursement, the petty cash journal shall include:

- (a) The name and address of each recipient;
- (b) The date of the disbursement;
- (c) The amount of the disbursement;
- (d) The purpose of the disbursement; and
- (e) The candidate's name and the office sought, or the name of the inaugural committee for which the disbursement is made.

3903.6 All receipts, vouchers, petty cash journals, and other documentation shall be retained by the inaugural committee for a period of three (3) years from the date of the filing of the final R&E Report by the inaugural committee.

3904 INAUGURAL COMMITTEE CONTRIBUTION LIMITATIONS

3904.1 Contributions in support of an inaugural committee shall be received or made in accordance with § 3009 of Chapter 30 of this title, except that no person, including a business contributor, shall make any contribution to an inaugural committee, and the Mayor shall not receive any contribution from any person, including a business contributor, which, when aggregated with all other contributions received from such person, exceeds ten thousand dollars (\$10,000) in an aggregate amount.

3904.2 Notwithstanding § 3904.1, the ten thousand dollar (\$10,000) inaugural committee contribution limitation shall not apply to contributions made by the Mayor-elect for the purpose of funding his or her own inaugural committee.

3905 LIMITATIONS ON THE USE OF INAUGURAL COMMITTEE FUNDS

3905.1 Inaugural committee funds shall be used solely for the purpose of financing activities to celebrate the election of a new Mayor.

3905.2 The provisions of § 3013 of Chapter 30 of this title, concerning impermissible uses of campaign funds, shall apply to inaugural committees unless the expenditures stated therein are solely related to activities to celebrate the election of a new Mayor.

3905.3 No person, including a business contributor, shall make or facilitate the making of a bundled contribution directly or indirectly to an inaugural committee.

3905.4 No inaugural committee shall accept, directly or indirectly, a bundled contribution.

3906 DURATION OF INAUGURAL COMMITTEES

3906.1 An inaugural committee shall terminate no later than forty-five (45) days from the beginning of the term of the new Mayor, except that the inaugural committee may continue to accept contributions necessary to retire the debts of the committee.

3906.2 When terminating, inaugural committees shall adhere to the applicable provisions of § 3016 of Chapter 30 of this title.

3907 USE OF SURPLUS FUNDS

- 3907.1 Any remaining funds of an inaugural committee shall be transferred only to either:
 - (a) A non-profit organization within the meaning of Section 501(c) of the Internal Revenue Code operating in good standing in the District of Columbia for a minimum of one calendar year prior to the date of any transfer; or
 - (b) A constituent-service program.

3908 PENALTIES

- 3908.1 Penalties for any violation of this chapter shall be imposed pursuant to § 3711.2 of Chapter 37 of this title.

Chapter 40 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 40 CAMPAIGN FINANCE OPERATIONS: TRANSITION COMMITTEES

- 4000 TRANSITION COMMITTEES, GENERALLY
- 4001 ORGANIZATION OF TRANSITION COMMITTEES
- 4002 FILING AND REPORTING REQUIREMENTS
- 4003 PETTY CASH FUNDS
- 4004 TRANSITION COMMITTEE CONTRIBUTION LIMITATIONS
- 4005 LIMITATIONS ON THE USE OF TRANSITION COMMITTEE FUNDS
- 4006 DURATION OF TRANSITION COMMITTEES
- 4007 USE OF SURPLUS FUNDS
- 4008 PENALTIES

4000 TRANSITION COMMITTEES, GENERALLY

- 4000.1 A transition committee is a person, or group of persons, organized for the purpose of soliciting, accepting, or expending funds for office and personnel transition on behalf of the Chairman of the Council or the Mayor.

4001 ORGANIZATION OF TRANSITION COMMITTEES

- 4001.1 A transition committee shall be deemed "organized" when any person, or group of persons, formally agree, orally or in writing, to solicit, accept, or expend funds for office and personnel transition on behalf of the Chairman of the Council or the Mayor.
- 4001.2 No transition committee may be organized if an appropriation pursuant to Section 446 of the Home Rule Act has been made for transition purposes.

- 4001.3 Each transition committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.
- 4001.4 A transition committee shall amend its Statement of Organization within ten (10) days of any change in the information previously reported on its Statement of Organization.
- 4001.5 If a transition committee that has filed at least one (1) Statement of Organization disbands or determines that it will no longer receive contributions or make expenditures during a calendar year, it must so notify the Director immediately and file a final Report of Receipts & Expenditures (R&E Report).
- 4001.6 A transition committee shall have a chairperson and a treasurer, and may elect to list a designated agent, in the Statement of Organization filed pursuant to § 4001.3.
- 4001.7 No person may simultaneously serve as the chairperson and treasurer of a transition committee.
- 4001.8 A chairperson shall be required to file a Statement of Acceptance of Position of Chairperson form with the Director within five (5) days of assuming the office.
- 4001.9 A chairperson shall be required to file a Statement of Withdrawal of Position of Chairperson form with the Director within five (5) days of vacating the office.
- 4001.10 A treasurer shall be required to file a Statement of Acceptance of Position of Treasurer form with the Director within forty-eight (48) hours of assuming the office.
- 4001.11 A treasurer shall be required to appear in person at the Office of Campaign Finance to attend a training program pursuant to § 3001 of Chapter 30 within fifteen (15) calendar days of submitting the Statement of Acceptance of Treasurer form in accordance with § 4001.10, or as otherwise scheduled by OCF.
- 4001.12 A treasurer shall be required to file a Statement of Withdrawal of Position of Treasurer form with the Director within forty-eight (48) hours of vacating the office.
- 4001.13 When either the office of chairperson or treasurer is vacant, the transition committee shall:
- (a) Designate a successor chairperson or treasurer within five (5) days of the vacancy; and

- (b) Amend its Statement of Organization within ten (10) days of the designation of the successor; provided, that the successor officer agrees to accept the position.
- 4001.14 The treasurer of a transition committee shall obtain and preserve receipted bills and records in accordance with § 3400.2 of Chapter 34 of this title.
- 4001.15 A transition committee shall neither accept a contribution nor make an expenditure while the office of treasurer is vacant, and no other person has been designated and agreed to perform the functions of treasurer.
- 4001.16 Each expenditure made for, or on behalf of, a transition committee shall be authorized by either:
- (a) The chairperson;
- (b) The treasurer; or
- (c) Their designated agent, as listed on the Statement of Organization filed under § 4001.3.
- 4001.17 No expenditures may be made by a transition committee except by check drawn payable to the person to whom the expenditure is being made on the account at a bank designated by the transition committee as its depository in its Statement of Organization.
- 4001.18 A detailed account of each contribution or expenditure of fifty dollars (\$50) or more for or on behalf of a transition committee shall be submitted to the treasurer of such committee within five (5) days of the receipt of the contribution or the making of the expenditure upon the treasurer's demand.
- 4001.19 The detailed account submitted pursuant to § 4001.18 shall include:
- (a) The amount of the contribution or expenditure;
- (b) The name and address (including the occupation and principal place of business, if any) of the contributor or the person (including a business entity) to whom the expenditure was made;
- (c) The date of the contribution; and
- (d) In the case of an expenditure, the office sought by the candidate on whose behalf the expenditure was made, if applicable.
- 4001.20 All funds of a transition committee shall be segregated from, and may not be commingled with, any campaign funds, or anyone's personal funds.

4001.21 Each transition committee accepting contributions or making expenditures shall:

- (c) Designate one or more national banks located in the District of Columbia as the committee's depository or depositories;
- (d) Maintain a checking account or accounts at such depository or depositories; and
- (c) Deposit any contribution received by the committee into that account or accounts.

4002 FILING AND REPORTING REQUIREMENTS

4002.1 The treasurer of each transition committee shall electronically file Reports of Receipts and Expenditures (R&E Reports), in accordance with §§ 3006 and 3008 of Chapter 30, on forms prescribed by the Director, on the following dates:

- (a) The tenth (10th) day of March, June, August, October, and December in the seven (7) months preceding the date on which, and in each year during which, an election is held for the office sought, and on the eighth (8th) day next preceding the date on which said election is held, and also by the thirty-first (31st) day of January of each year. In addition, the reports shall be filed on the thirty-first (31st) day of July of each year in which there is no election.
- (b) The reports shall be complete as of the date prescribed by the Director, which shall not be more than five (5) days before the date of filing, except that any contribution of two hundred dollars (\$200) or more received after the closing date prescribed by the Director for the last report required to be filed before the election shall be reported within twenty-four (24) hours after its receipt.

4002.2 The treasurer (or, if the treasurer is unavailable, the designated agent as listed on the Statement of Organization filed under § 4001.3) shall electronically verify with respect to each R&E Report by oath or affirmation, subject to penalties of perjury, that reasonable due diligence was exercised in the preparation of the report, and that the report is true and complete to the best of the filer's knowledge.

4002.3 R&E reports required by this section must be filed in accordance with § 3017.

4002.4 R&E Reports must disclose:

- (a) The amount of cash on hand at the beginning of the reporting period;
- (b) The full name and mailing address, including occupation and principal place of business, if any, of each person, including a business contributor,

who has made one or more contributions to or for the transition committee, including the purchase of tickets for events such as dinners, luncheons, rallies, and similar fundraising events, within the calendar year in an aggregate amount or value in excess of fifty dollars (\$50) or more, together with the amount and date of the contributions;

- (c) The name and address of each affiliated entity of a business contributor which has also made a contribution to the committee;
- (d) The name, address, and employer of each person reasonably known by the committee to have submitted a bundled contribution in excess of \$10,000 during the reporting period to the committee, and the total amount of the bundling;
- (e) The total sum of individual contributions made to or for the transition committee during the reporting period;
- (f) Each loan to or from any person within the calendar year in an aggregate amount or value of fifty dollars (\$50) or more, together with the full names and mailing addresses (including the occupation and the principal place of business, if any) of the lender and endorsers, if any, and the date and amount of the loans
- (g) The net amount of proceeds from:
 - (1) The sale of tickets to each dinner, luncheon, rally, and other fundraising events organized by the transition committee;
 - (2) Collections made at events; and
 - (3) Sales by a transition committee of items such as political campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;
- (h) Each contribution, rebate, refund, or other receipt of fifty dollars (\$50) or more not otherwise listed under paragraphs (b) through (e) of this subsection;
- (i) The total sum of all receipts by or for the transition committee during the reporting period;
- (j) The full name and mailing address, including the occupation and the principal place of business, if any, of each person to whom expenditures have been made by or on behalf of the transition committee within the calendar year in an aggregate amount or value of ten dollars (\$10) or more;
- (k) The amount, date, and purpose of each expenditure;

- (l) The total sum of expenditures made by the transition committee during the calendar year;
- (m) The amount and nature of debts and obligations owed by or to the committee, listed in such form as the Director of Campaign Finance may prescribe; and
- (n) Other information as may be required by the Director of Campaign Finance.

4002.5 R&E Reports must be complete within five (5) days before the prescribed filing deadline.

4003 PETTY CASH FUNDS

4003.1 A transition committee may maintain a Petty Cash Fund that shall not exceed three hundred dollars (\$300) at any time.

4003.2 All records and transactions shall be recorded in a petty cash journal maintained and authorized by either:

- (a) The chairperson;
- (b) The treasurer; or
- (c) Their designated agents, as listed on the Statement of Organization filed under § 4001.3.

4003.3 Petty cash funds shall be administered in the following manner:

- (a) Cash shall only be received by check drawn on the account of the transition committee;
- (b) Cash expenditures shall not exceed fifty dollars (\$50) to any person in connection with a single purchase or transaction; and
- (c) All transactions shall be recorded in the petty cash journal.

4003.4 For each deposit to the petty cash fund, the amount and date shall be recorded in the petty cash journal.

4003.5 For each disbursement, the petty cash journal shall include:

- (a) The name and address of each recipient;
- (b) The date of the disbursement;

- (c) The amount of the disbursement;
- (d) The purpose of the disbursement; and
- (e) The candidate’s name and the office sought, or the name of the transition committee for which the disbursement is made.

4003.6 All receipts, vouchers, petty cash journals, and other documentation shall be retained by the transition committee for a period of three (3) years from the date of the filing of the final R&E Report by the transition committee.

4004 TRANSITION COMMITTEE CONTRIBUTION LIMITATIONS

4004.1 Contributions in support of a transition committee shall be received or made in accordance with § 3009 of Chapter 30 of this title, except that:

- (a) No person, including a business contributor, shall make any contribution to a Mayoral transition committee, and the Mayor shall not receive any contribution from any person which, when aggregated with all other contributions received from such person, exceeds two thousand dollars (\$2,000) in an aggregate amount; and
- (b) No person, including a business contributor, shall make any contribution to a Council Chairman transition committee, and the Council Chairman shall not receive any contribution from any person which, when aggregated with all other contributions received from such person, exceeds one thousand dollars (\$1,000) in an aggregate amount.

4004.2 Notwithstanding § 4004.1, the transition committee contribution limitations shall not apply to contributions made by the Mayor or the Chairman of the Council for the purpose of funding their respective transition committees within the District of Columbia.

4004.3 No person, including a business contributor, shall make or facilitate the making of a bundled contribution directly or indirectly to a Mayoral or Council Chairman transition committee.

4004.4 No transition committee shall accept, directly or indirectly, a bundled contribution.

4005 LIMITATIONS ON THE USE OF TRANSITION COMMITTEE FUNDS

4005.1 Transition committee funds shall be used solely for the purpose of facilitating the office and personnel transition on behalf of either the Chairman of the Council, or the Mayor.

4005.2 The provisions of § 3013 of Chapter 30 of this title, concerning impermissible uses of campaign funds, shall apply to transition committees, unless the expenditures stated therein are solely related to activities necessary to facilitate the office and personnel transition on behalf of the newly elected official.

4006 DURATION OF TRANSITION COMMITTEES

4006.1 A transition committee shall terminate no later than forty-five (45) days from the beginning of the term of the new Mayor or Council Chairman, except that the transition committee may continue to accept contributions necessary to retire the debts of the committee.

4006.2 When terminating, transition committees shall adhere to the applicable provisions of § 3016 of Chapter 30 of this title.

4007 USE OF SURPLUS FUNDS

- 4007.1 Any remaining funds of a transition committee shall be transferred only to either:
 - (a) A non-profit organization within the meaning of Section 501(c) of the Internal Revenue Code operating in good standing in the District of Columbia for a minimum of one (1) calendar year prior to the date of any transfer; or
 - (b) A Constituent Service Program.

4008 PENALTIES

4008.1 Penalties for any violation of this chapter shall be imposed pursuant to § 3711.2 of Chapter 37 of this title.

Chapter 41 of Title 3 DCMR is amended in its entirety to read as follows:

CHAPTER 41 CAMPAIGN FINANCE OPERATIONS: EXPLORATORY COMMITTEES

- 4100 EXPLORATORY COMMITTEES, GENERALLY
- 4101 DESIGNATION OF AN EXPLORATORY COMMITTEE AS A PRINCIPAL CAMPAIGN COMMITTEE
- 4102 ORGANIZATION OF EXPLORATORY COMMITTEES
- 4103 FILING AND REPORTING REQUIREMENTS
- 4104 PETTY CASH FUNDS
- 4105 EXPLORATORY COMMITTEE CONTRIBUTION LIMITATIONS
- 4106 LIMITATIONS ON THE USE OF EXPLORATORY COMMITTEE FUNDS
- 4107 DURATION OF EXPLORATORY COMMITTEES

4108 USE OF SURPLUS FUNDS
4109 PENALTIES

4100 EXPLORATORY COMMITTEES, GENERALLY

4100.1 An exploratory committee is a person, or group of persons, organized for the purpose of examining or exploring, with the consent of the prospective candidate, the feasibility of a qualified individual becoming a candidate for an elective office in the District of Columbia.

4100.2 An exploratory committee may include, but not be limited to, the following:

- (a) Draft Committees; and
- (b) “Testing the Waters” Committees.

4100.3 Each exploratory committee shall include in its name the name of the prospective candidate and the office sought.

4100.4 Exploratory committee activity to determine whether an individual should become a candidate may include, but not be limited to, the following:

- (a) Public opinion polling;
- (b) Travel;
- (c) Telephone calls;
- (d) Media expenses;
- (e) Office space; and
- (f) Administrative costs.

4101 DESIGNATION OF AN EXPLORATORY COMMITTEE AS A PRINCIPAL CAMPAIGN COMMITTEE

4101.1 In the event that an individual on whose behalf an exploratory committee was organized becomes a candidate, that exploratory committee may be designated as that candidate’s principal campaign committee, pursuant to § 3005 of Chapter 30 of this title.

4101.2 If an exploratory committee is designated as a principal campaign committee:

- (a) All funds previously raised and spent by the exploratory committee shall be reported as contributions and expenditures, pursuant to § 3008 of Chapter 30 of this title;
- (b) The exploratory committee shall account for all financial transactions including, but not limited to, contributions, expenditures, and loans, retroactive to the formation of the exploratory committee as defined in Chapter 99 of this title; and
- (c) The exploratory committee shall:
 - (1) Determine whether persons making contributions previously received by or on behalf of the candidate or by the principal campaign committee before designation may have exceeded the relevant limits, pursuant to § 3011 of Chapter 30 of this title; and
 - (2) Refund any contributions to donors who may have exceeded the contribution limitations by no later than 30 days after such determination is made.

4101.3 To ascertain individual donor compliance with the contribution limitations, contributions to an exploratory committee, or to a pre-designated principal campaign committee, shall be attributed in aggregate by donor name.

4102 ORGANIZATION OF EXPLORATORY COMMITTEES

4102.1 An exploratory committee shall be deemed "organized" when any person, or group of persons, formally agree, orally or in writing, and with the consent of the prospective candidate, to examine or explore the feasibility of becoming a candidate for an elective office in the District of Columbia.

4102.2 Each exploratory committee shall file a Statement of Organization form, prescribed by the Director of the Office of Campaign Finance (the Director) (OCF), within ten (10) days of organization.

4102.3 An exploratory committee shall amend its Statement of Organization within ten (10) days of any change in the information previously reported on its Statement of Organization.

4102.4 If an exploratory committee that has filed at least one (1) Statement of Organization disbands or determines that it will no longer receive contributions or make expenditures during a calendar year, it must so notify the Director immediately and file a final Report of Receipts & Expenditures (R&E Report).

- 4102.5 An exploratory committee shall have a chairperson and a treasurer, and may elect to list a designated agent, in the Statement of Organization filed pursuant to § 4102.2.
- 4102.6 No person may simultaneously serve as the chairperson and treasurer of an exploratory committee.
- 4102.7 A chairperson shall be required to file a Statement of Acceptance of Position of Chairperson form with the Director within five (5) days of assuming the office.
- 4102.8 A chairperson shall be required to file a Statement of Withdrawal of Position of Chairperson form with the Director within five (5) days of vacating the office.
- 4102.9 A treasurer shall be required to file a Statement of Acceptance of Position of Treasurer form with the Director within forty-eight (48) hours of assuming the office.
- 4102.10 A treasurer shall be required to appear in person at the Office of Campaign Finance to attend a training program pursuant to § 3001 of Chapter 30 within fifteen (15) days of submitting the Statement of Acceptance of Treasurer form in accordance with § 4102.9.
- 4102.11 A treasurer shall be required to file a Statement of Withdrawal of Position of Treasurer form with the Director within forty-eight (48) hours of vacating the office.
- 4102.12 When either the office of chairperson or treasurer is vacant, the exploratory committee shall:
- (a) Designate a successor chairperson or treasurer within five (5) days of the vacancy; and
 - (b) Amend its Statement of Organization within ten (10) days of the designation of the successor; provided, that the successor officer agrees to accept the position.
- 4102.13 The treasurer of an exploratory committee shall obtain and preserve receipted bills and records in accordance with § 3400.2 of Chapter 34 of this title.
- 4102.14 An exploratory committee shall neither accept a contribution nor make an expenditure while the office of treasurer is vacant, and no other person has been designated and agreed to perform the functions of treasurer.
- 4102.15 Each expenditure made for, or on behalf of, an exploratory committee shall be authorized by either:

- (a) The chairperson;
- (b) The treasurer; or
- (c) Their designated agent, as listed on the Statement of Organization filed under § 4102.2.

4102.16 No expenditures may be made by an exploratory committee except by check drawn payable to the person to whom the expenditure is being made on the account at a bank designated by the exploratory committee as its depository in its Statement of Organization.

4102.17 A detailed account of each contribution or expenditure of fifty (\$50) or more for or on behalf of an exploratory committee shall be submitted to the treasurer of such committee within five (5) days of the receipt of the contribution or the making of the expenditure upon the treasurer's demand.

4102.18 The detailed account submitted pursuant to § 4102.16 shall include:

- (a) The amount of the contribution or expenditure;
- (b) The name and address (including the occupation and principal place of business, if any) of the contributor or the person (including the business entity) to whom the expenditure was made;
- (c) The date of the contribution; and
- (d) In the case of an expenditure, the office sought by the candidate on whose behalf the expenditure was made, if applicable.

4102.19 All funds of an exploratory committee shall be segregated from, and may not be commingled with, anyone's personal funds.

4102.20 Each exploratory committee accepting contributions or making expenditures shall:

- (a) Designate one or more national banks located in the District of Columbia as the committee's depository or depositories;
- (b) Maintain a checking account or accounts at such depository or depositories; and
- (c) Deposit any contribution received by the committee into that account or accounts.

4103 FILING AND REPORTING REQUIREMENTS

- 4103.1 The treasurer of each exploratory committee must file Reports of Receipts and Expenditures (R&E Reports) on forms prescribed by the Director on the following dates:
- (a) The 10th day of March, June, August, October, and December in the 7 months preceding the date on which, and in each year during which, an election is held for the office sought, and on the 8th day next preceding the date on which said election is held, and also by the 31st day of January of each year. In addition, the reports shall be filed on the 31st day of July of each year in which there is no election.
 - (b) The reports shall be complete as of the date prescribed by the Director, which shall not be more than 5 days before the date of filing, except that any contribution of \$200 or more received after the closing date prescribed by the Director for the last report required to be filed before the election shall be reported within 24 hours after its receipt.
- 4103.2 The treasurer (or, if the treasurer is unavailable, the designated agent as listed on the Statement of Organization filed under § 4102.2) shall electronically verify with respect to each R&E Report by oath or affirmation, subject to penalties of perjury, that reasonable due diligence was exercised in the preparation of the report, and that the report is true and complete to the best of the filer's knowledge.
- 4103.3 R&E reports required by this section must be filed in accordance with § 3017 of Chapter 30 of this title.
- 4103.4 R&E Reports must disclose:
- (a) The amount of cash on hand at the beginning of the reporting period;
 - (b) The full name and mailing address, including occupation and principal place of business, if any, of each person who has made one or more contributions to or for the exploratory committee, including the purchase of tickets for events such as dinners, luncheons, rallies, and similar fundraising events, within the calendar year in an aggregate amount or value in excess of fifty dollars (\$50) or more, together with the amount and date of the contributions;
 - (c) The name and address of any affiliated entity of each business contributor which made a contribution to the committee;
 - (d) The total sum of individual contributions made to or for the exploratory committee during the reporting period;

- (e) Each loan to or from any person within the calendar year in an aggregate amount or value of fifty dollars (\$50) or more, together with the full names and mailing addresses (including the occupation and the principal place of business, if any) of the lender and endorsers, if any, and the date and amount of the loans;
- (f) The net amount of proceeds from:
 - (1) The sale of tickets to each dinner, luncheon, rally, and other fundraising events organized by the exploratory committee;
 - (2) Collections made at events; and
 - (3) Sales by an exploratory committee of items such as political campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;
- (g) Each contribution, rebate, refund, or other receipt of fifty dollars (\$50) or more not otherwise listed under paragraphs (b) through (e) of this subsection;
- (h) The total sum of all receipts by or for the exploratory committee during the reporting period;
- (i) The full name and mailing address, including the occupation and the principal place of business, if any, of each person to whom expenditures have been made by or on behalf of the exploratory committee within the calendar year in an aggregate amount or value of ten dollars (\$10) or more;
- (j) The amount, date, and purpose of each expenditure;
- (k) The total sum of expenditures made by the exploratory committee during the calendar year;
- (l) The amount and nature of debts and obligations owed by or to the exploratory committee, listed in such form as the Director of Campaign Finance may prescribe; and
- (m) Other information as may be required by the Director of Campaign Finance.

4103.5 R&E Reports must be complete within five (5) days before the prescribed filing deadline.

4104 PETTY CASH FUNDS

- 4104.1 An exploratory committee may maintain a Petty Cash Fund, which shall not exceed three hundred dollars (\$300) at any time.
- 4104.2 All records and transactions shall be recorded in a petty cash journal maintained and authorized by either:
- (a) The chairperson;
 - (b) The treasurer; or
 - (c) Their designated agents, as listed on the Statement of Organization filed under § 4102.2.
- 4104.3 Petty cash funds shall be administered in the following manner:
- (a) Cash shall only be received by check drawn on the account of the exploratory committee;
 - (b) Cash expenditures shall not exceed fifty dollars (\$50) to any person in connection with a single purchase or transaction; and
 - (c) All transactions shall be recorded in the petty cash journal.
- 4104.4 For each deposit to the petty cash fund, the amount and date shall be recorded in the petty cash journal.
- 4104.5 For each disbursement, the petty cash journal shall include:
- (a) The name and address of each recipient;
 - (b) The date of the disbursement;
 - (c) The amount of the disbursement;
 - (d) The purpose of the disbursement; and
 - (e) The candidate's name and the office sought, or the name of the exploratory committee for which the disbursement is made.
- 4104.6 All receipts, vouchers, petty cash journals, and other documentation shall be retained by the exploratory committee for a period of three (3) years from the date of the filing of the final R&E Report by the exploratory committee.

4105 EXPLORATORY COMMITTEE CONTRIBUTION LIMITATIONS

- 4105.1 Contributions in support of an exploratory committee shall be received or made in accordance with § 3009 of Chapter 30 of this title, except that individual and

aggregate contributions shall be limited for the following exploratory committees to the amounts specified:

- (a) Mayor - \$2,000 individual, and \$200,000 aggregate;
- (b) Chairman of the Council - \$1,500 individual, and \$150,000 aggregate;
- (c) At-large Member of the Council - \$1,000 individual, and \$100,000 aggregate;
- (d) Ward Member of the Council or At-large Member of the State Board of Education - \$500 individual, and \$50,000 aggregate; and
- (e) Member of the State Board of Education - \$200 individual, and \$20,000 aggregate.

4106 LIMITATIONS ON THE USE OF EXPLORATORY COMMITTEE FUNDS

4106.1 Exploratory committee funds shall be used solely for the purpose of financing, directly or indirectly, an examination of the feasibility of becoming a candidate for an elective office in the District of Columbia.

4106.2 The provisions of § 3013 of Chapter 30 of this title, concerning impermissible uses of campaign funds, shall apply to exploratory committees unless the expenditures stated therein are solely related to exploratory activities.

4107 DURATION OF EXPLORATORY COMMITTEES

4107.1 The life of an exploratory committee for any office shall not exceed eighteen (18) months.

4107.2 When the duration of an exploratory committee reaches eighteen (18) months, one of the following acts shall occur:

- (a) The exploratory committee shall terminate; or
- (b) The named individual who is the prospective candidate of the exploratory committee shall become a candidate in accordance with § 3001 of Chapter 30 of this title.

4107.3 When the named individual of an exploratory committee becomes a candidate, the individual must:

- (a) File a Statement of Candidacy Form and declare their candidacy, pursuant to § 3002 of Chapter 30 of this title;

- (b) Form a principal campaign committee, pursuant to § 4101; and
- (c) Apply all contributions received during the life of the exploratory committee to the campaign contribution limitations for the specific candidate, pursuant to § 3011 of Chapter 30 of this title.

4107.4 When terminating, exploratory committees shall adhere to the applicable provisions of § 3016 of Chapter 30 of this title.

4108 USE OF SURPLUS FUNDS

4108.1 Any remaining funds of an exploratory committee shall be transferred only to either:

- (a) An established principal campaign or political committee; or
- (b) A charitable organization that meets the requirements of tax laws of the District of Columbia.

4108.2 All contributions and fund balances of any exploratory committee shall not be deemed the personal funds of any individual, including the prospective candidate of the exploratory committee.

4109 PENALTIES

4109.1 Penalties for any violation of this chapter shall be imposed pursuant to § 3711.2 of Chapter 37 of this title.

DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF FINAL RULEMAKING

The Director of the Department of Health Care Finance, pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02 (2014 Repl.)), and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2012 Repl.)), hereby gives notice of the adoption of an amendment to Section 5213 of Chapter 52 (Medicaid Reimbursement for Mental Health Rehabilitative Services) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this amendment is to establish reimbursement rates to Department of Behavioral Health-certified mental health providers for Mental Health Rehabilitation Services (MHRS) provided to consumers who are deaf or hearing-impaired. Working with individuals who are deaf or hearing-impaired often requires either a clinician with specific additional skills, such as the ability to use American Sign Language (ASL), or the need to have an interpreter who can translate ASL. Additionally, in order to make the physical environment ADA-compliant, welcoming, and therapeutically appropriate for individuals who are hearing-impaired, buildings and offices require specific accommodations. Recognizing the costs of these requirements, reimbursement rates for providing MHRS to individuals who are deaf or hearing-impaired have been modified from the regular MHRS rates to ensure providers with the specific skills to treat individuals in this population can continue to operate.

Additionally, the section has been updated to reflect the current name of the District of Columbia's State Medicaid agency, the Department of Health Care Finance (DHCF), formerly known as the Medicaid Assistance Administration (MAA); and the current name of the Department of Behavioral Health (DBH), formerly the Department of Mental Health (DMH).

The Notice of Emergency and Proposed Rulemaking was published in the *D.C. Register* on December 19, 2014 at 60 DCR 012805. No comments were received and no substantive changes have been made. The Director adopted these rules as final on March 4, 2015. These rules shall become effective on the date of publication of this notice in the *D.C. Register*.

Section 5213 of Chapter 52, MEDICAID REIMBURSEMENT FOR MENTAL HEALTH REHABILITATIVE SERVICES, of Title 29 DCMR, PUBLIC WELFARE, is amended to read as follows:

5213 REIMBURSEMENT

5213.1 Medicaid reimbursement for MHRS provided to consumers other than consumers who are deaf or hearing-impaired shall be determined as follows:

SERVICE	CODE	BILLABLE UNIT OF SERVICE	RATE
Diagnostic/ Assessment	T1023HE	An assessment, at least 3 hours in duration	\$256.02
	H0002	An assessment, 40 – 50 minutes in duration to determine eligibility for admission to a mental health treatment program	\$85.34
Medication Training & Support	H0034	15 minutes	\$44.65 – Individual
	H0034HQ	15 minutes	\$13.52 – Group
Counseling	H0004	15 minutes	\$26.42 – Individual
	H0004HQ	15 minutes	\$8.00 – Group
	H0004HR	15 minutes	\$26.42 – Family with Consumer On-Site
	H0004HS	15 minutes	\$26.42 – Family without Consumer On-Site
	H0004HETN	15 minutes	\$27.45 – Individual Off-Site
Community Support	H0036	15 minutes	\$21.97 – Individual
	H0036HQ	15 minutes	\$6.65 – Group
	H0036UK	15 minutes	\$21.97 – Collateral
	H0036AM	15 minutes	\$21.97 – Physician Team Member

SERVICE	CODE	BILLABLE UNIT OF SERVICE	RATE
	H0038	15 minutes	\$21.97 – Self-Help Peer Support
	H0038HQ	15 minutes	\$6.65 – Self-Help Peer Support Group
	H0036HR	15 minutes	\$21.97 – Family with Consumer
	H0036HS	15 minutes	\$21.97 – Family without Consumer
	H0036U1	15 minutes	\$21.97 – Community Residence Facility
	H2023	15 minutes	\$18.61 – Supported Employment (Therapeutic)
Crisis/ Emergency	H2011	15 minutes	\$36.93
Day Services	H0025	One day, at least 3 hours in duration	\$123.05
Intensive Day Treatment	H2012	One day, at least 5 hours in duration	\$164.61
Community- Based Intervention (Level I – Multi-Systemic Therapy)	H2033	15 minutes	\$57.42
Community- Based Intervention (Level II and	H2022	15 minutes	\$35.74

SERVICE	CODE	BILLABLE UNIT OF SERVICE	RATE
Level III)			
Community-Based Intervention (Level IV – Functional Family Therapy)	H2033HU	15 minutes	\$57.42
Assertive Community Treatment	H0039	15 minutes	\$38.04 – Individual
	H0039HQ	15 minutes	\$11.51 – Group

5213.2 Medicaid reimbursement for MHRs provided to consumers who are deaf or hearing-impaired shall be determined as follows:

SERVICE	CODE	BILLABLE UNIT OF SERVICE	RATE
Diagnostic/ Assessment	T1023HEHK	An assessment, at least 3 hours in duration	\$345.63
	H0002HK	An assessment, 40 – 50 minutes in duration to determine eligibility for admission to a mental health treatment program	\$115.21
Medication Training & Support	H0034HK	15 minutes	\$60.28 – Individual

SERVICE	CODE	BILLABLE UNIT OF SERVICE	RATE
	H0034HQHK	15 minutes	\$18.25 – Group
Counseling	H0004HK	15 minutes	\$35.67 – Individual
	H0004HQHK	15 minutes	\$10.80 – Group
	H0004HRHK	15 minutes	\$35.67 – Family with Consumer On-Site
	H0004HSHK	15 minutes	\$35.67 – Family without Consumer On-Site
Community Support	H0036HK	15 minutes	\$29.66 – Individual
	H0036HQHK	15 minutes	\$8.98 – Group
	H0036UKHK	15 minutes	\$29.66 – Collateral
	H0036AMHK	15 minutes	\$29.66 – Physician Team Member
	H0038HK	15 minutes	\$29.66 – Self-Help Peer Support
	H0038HQHK	15 minutes	\$8.98 – Self-Help Peer Support Group
	H0036HRHK	15 minutes	\$29.66 – Family with Consumer
	H0036HSHK	15 minutes	\$29.66 – Family without Consumer
	H0036U1HK	15 minutes	\$29.66 – Community Residence Facility
	H2023HK	15 minutes	\$25.12 - Supported Employment (Therapeutic)
Crisis/ Emergency	H2011HK	15 minutes	\$49.85

SERVICE	CODE	BILLABLE UNIT OF SERVICE	RATE
Day Services	H0025HK	One day, at least 3 hours in duration	\$166.12
Intensive Day Treatment	H2012HK	One day, at least 5 hours in duration	\$222.22
Community-Based Intervention (Level I – Multi-Systemic Therapy)	H2033HK	15 minutes	\$77.52
Community-Based Intervention (Level II and Level III)	H2022HK	15 minutes	\$48.25
Community-Based Intervention (Level IV – Functional Family Therapy)	H2033HUHK	15 minutes	\$77.52
Assertive Community Treatment	H0039HK	15 minutes	\$51.35 – Individual
	H0039HQHK	15 minutes	\$15.54 – Group

5213.3 DBH shall be responsible for payment of the District's share or the local match for all MHRS in accordance with the terms and conditions set forth in the Memorandum of Understanding between DHCF and DBH. DHCF shall claim the federal share of financial participation for all MHRS services.

5213.4 Providers shall not bill the client or any member of the client's family for MHRS services. DBH shall bill all known third-party payors prior to billing the Medicaid Program.

5213.5 Medicaid reimbursement for MHRS is not available for:

- (a) Room and board costs;
- (b) Inpatient services (including hospital, nursing facility services, intermediate care facility for persons with mental retardation services, and Institutions for Mental Diseases services);
- (c) Transportation services;
- (d) Vocational services;
- (e) School and educational services;
- (f) Services rendered by parents or other family members;
- (g) Socialization services;
- (h) Screening and prevention services (other than those provided under Early and Periodic, Screening Diagnostic Treatment requirements);
- (i) Services which are not medically necessary, or included in an approved Individualized Recovery Plan for adults or an Individualized Plan of Care for children and youth;
- (j) Services which are not provided and documented in accordance with DBH-established MHRS service-specific standards; and
- (k) Services furnished to a person other than the Medicaid client when those services are not directed exclusively to the well-being and benefit of the Medicaid client.

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA**NOTICE OF FINAL RULEMAKING
AND
Z.C. ORDER NO. 14-10
Z.C. Case No. 14-10
(Text Amendments to Chapters 7 & 8)
February 9, 2015**

The Zoning Commission for the District of Columbia (the Commission), pursuant to its authority under § 1 of the Zoning Act of 1938, approved June 20, 1938 (52 Stat. 797, as amended; D.C. Official Code § 6-641.01 (2012 Repl.)), hereby gives notice of adoption of the following text amendments to the Zoning Regulations of the District of Columbia, at Chapters 7 (Commercial Districts) and 8 (Industrial Districts), Title 11 (Zoning), of the District of Columbia Municipal Regulations (DCMR). A Notice of Proposed Rulemaking was published in the *D.C. Register* on January 2, 2015 at 62 DCR 154. The amendments shall become effective upon the publication of this notice in the *D.C. Register*.

Description of Amendments

The text amendments clarify the prohibition against the adjacency of animal boarding, pet grooming, pet shop, veterinary boarding hospital, and animal shelter uses to residential uses in two ways. First, the amendments provide that an animal use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District and dictate how that distance is to be measured. Second, the amendments address animal uses within the same structure as residential uses, requiring that an applicant demonstrate during the special exception review process that the use would produce no odor or noise objectionable to residential units within the same building. Additionally, the requirement that the animal use take place within a soundproof building is replaced with a requirement that the use produce no noise objectionable to nearby properties, to be more consistent with the standard special exception criteria. Finally, the text amendments permit animal boarding uses to operate as a matter-of-right in basement or cellar spaces beginning in the in the C-2-A Zone District.

Procedures Leading to Adoption of Amendments**Setdown and Public Hearing**

On June 20, 2014, the Office of Planning (OP) submitted a memorandum that served as a petition requesting amendments to the regulations. The proposed amendments were developed at the request of the Commission to clarify regulations pertaining to animal-related uses, particularly in relation to residential zones and uses. OP proposed text amendments that would require a twenty-five foot (25 ft.) separation between the animal use and a property in a Residence District used for residential purposes. OP also proposed the clarification of general standards, such as replacing the requirement that the facility be “soundproof” with a requirement that the facility “produce no noise objectionable to nearby properties.”

At its public meeting on June 30, 2014, the Commission voted to set down the proposal for a public hearing. During the public meeting, the Commission noted a provision within the existing regulations that prohibits the boarding of domesticated dogs in veterinary boarding hospitals and asked that OP revisit that prohibition. The Commission also urged OP to ensure that the proposed regulations are consistent with similar uses and to take into account the advances in noise attenuation and waste processing that could mitigate the impact of animal boarding facilities. A Notice of Public Hearing containing the text of the proposed amendments was published in the August 15, 2014 edition of the *D.C. Register* at 61 DCR 8396.

In advance of the public hearing, the Commission received a letter from Alma Gates on behalf of Neighbors United Trust in opposition to the proposed text amendment, arguing that the proposed twenty-five foot (25 ft.) separation between animal boarding uses and Residential Zone Districts would not provide adequate protection for neighboring residents. The Commission also received a letter from the Washington Humane Society in support of the text amendment. The Washington Humane Society emphasized the growing need for animal care facilities and suggested that the Commission lessen the distance restrictions pertaining to an animal shelter's external yard.

On October 23, 2014, the Commission held a public hearing on the proposed text amendments and heard testimony from William Licko of View 14 Investment, LLC, Leila Batties of Holland & Knight, Martin Sullivan of Sullivan & Barros, LLP, Brock Benson of Planet Pet, LLC, and David Liedman of City Dogs. The individuals giving testimony were all supportive of the text amendments generally, but offered suggestions for clarification and revision of the proposal. For example, Ms. Batties raised the question of how the twenty-five foot (25 ft.) distance would be measured and whether the parts of a building not occupied by the animal boarding use would be included within that measurement. Ms. Batties also suggested that the Commission adopt a clearer standard for the Board of Zoning Adjustment to consider noise impacts on neighboring properties, such as by using noise level standards established by the American Society of Heating, Refrigeration and Air Conditioning Engineers.

Similarly, Mr. Sullivan made suggestions intended to clarify the proposed text amendments. First, Mr. Sullivan advocated for the adoption of language that matches the existing requirements for gas stations, bowling alleys, and fast food establishments. Unlike the proposed text amendments, the distance provisions for these uses require a separation of twenty-five feet (25 ft.) from a Residential District "unless separated from the Residential District by a street or alley." (11 DCMR §§ 706.3, 709.3.) Mr. Sullivan suggested that this language would be consistent with the Zoning Regulations and supports the original intention of the animal use regulations that an alley would constitute adequate separation from a Residential District. Second, Mr. Sullivan recommended that the Commission consider matter-of-right options for animal boarding facilities. Mr. Benson and Mr. Liedman, both owners of animal boarding businesses, added that the proposed text amendments would make it exceedingly difficult to locate animal boarding facilities and concurred with the suggestions made by Mr. Sullivan.

In light of the written comments and testimony, the Commission asked OP to revisit the proposed text amendments. Specifically, the Commission asked OP to consider adding matter-of-right options for animal boarding uses and to consider revising the distance requirement to more closely match that of gas stations, bowling alleys, and fast food establishments. In addition, the Commission suggested that OP remove the term “breed” from § 735.5, such that the Board of Zoning Adjustment cannot impose additional requirements regarding the breed of animals, and that OP remove the reference to HEPA filters in § 735.4, as that technology does not function as an odor control system. The Commission closed the record and requested that OP address these issues in a supplemental report.

Proposed Action

On November 18, 2014, OP filed a supplemental report including revisions to the proposed text amendment and possible alternative language for the distance requirement. The first option provided by OP would require that an animal use be separated from a Residence District by a distance of twenty-five feet (25 ft.) unless the use is separated from the Residence District by all or a portion of a street or alley. The second option maintained the originally proposed twenty-five foot (25 ft.) separation between an animal use and a Residence District and explained that the measurement includes streets, alleys, and shared facilities that are not under the sole control of the animal use. In its supplemental report, OP also proposed options for matter-of-right animal boarding uses, including for those located in basements beginning in the C-2-A Zone District. Finally, OP removed the references to animal breeds in § 735.5 and HEPA filters in § 735.4, as the Commission requested.

At its public meeting on November 24, 2014, the Commission authorized the publication of a notice of proposed rulemaking in the *D.C. Register* and a referral to the National Capital Planning Commission (NCPCC) for the thirty (30)-day period of review required under § 492 of the District Charter for the proposed text amendments. During its deliberations, the Commission adopted OP’s second option for the distance provision, requiring that an animal use be separated from a Residence District by twenty-five feet (25 ft.) and describing how that distance is to be measured. The Commission also adopted the provisions permitting animal boarding as a matter-of-right use in basement spaces starting in the C-2-A Zone District and noted that cellar spaces should also be included in the proposed amendment.

A Notice of Proposed Rulemaking was published in the *D.C. Register* on January 2, 2015 at 62 DCR 154 with proposed text that reflected the revisions made by the Commission during deliberations. A written comment was received from Leila Batties of Holland & Knight, who requested that the phrase “including residential units located in the same building as the use” be added to § 735.4(b). Ms. Batties noted that the same phrase appears in § 735.3, which also concerns noise, so that adding the phrase to § 735.4(b) would make the two (2) provisions consistent in application.

In a letter dated November 28, 2014, NCPC's Executive Director indicated that, through delegated action, he found that the proposed text amendments would not be inconsistent with the Federal Elements of the Comprehensive Plan for the National Capital.

Final Action

In advance of the Commission's public meeting on February 10, 2015, the Office of the Attorney General (OAG), with the concurrence of OP, recommended minor clarifying revisions to the proposed text.

First, OAG recommended revisions to § 721.2(a) and § 735.1. As proposed, § 721.2(a) permitted "animal boarding" as a matter-of-right whereas § 735.1 permitted the same use only by special exception. In order to clarify the Commission's intent, OAG recommended that the matter-of-right use permitted by § 721.2(a) be called "animal boarding located in a basement or cellar" and that § 735.1 require special exception approval for an "animal boarding use that is not permitted as a matter-of-right pursuant to § 721.2(a)."

Second, OAG recommended the elimination of § 721.2(a)(8). That provision would have allowed the Commission to waive any of the operating conditions stated in § 721.2(a)(1) - (7) through a special exception granted under § 735, even though § 735 contained most of those same conditions. It is the Commission's intent that the waiver of any of conditions set forth in §§ 721.2(a) and 735 requires a variance.

Finally, OAG noted that existing § 735.3 prohibited an animal boarding use from producing noise or odor objectionable to "nearby properties," whereas §735.4(b) as amended would require that the building housing the use be designed and constructed to mitigate noise to limit negative impacts on "adjacent properties." OAG believed that the same standard should be used in both provisions and recommended the use of "adjacent properties" because that term appears in the other provisions being amended by the rulemaking.

At a properly noticed public meeting held on February 9, 2015, the Commission took final action to adopt the text amendments, making the changes proposed by Ms. Batties and OAG.

Title 11 of the District of Columbia Municipal Regulations, ZONING, is amended as follows:

Chapter 7, COMMERCIAL DISTRICTS, is amended as follows:

Section 721, USES AS A MATTER-OF-RIGHT (C-2), § 721.2 is amended by adding a new paragraph (a) and by relettering the existing paragraphs so that the entire subsection reads as follows:

721.2 In addition to the uses permitted in C-1 Zone Districts by § 701.1, the following service establishments shall be permitted in a C-2 Zone District as a matter-of-

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right:

- (a) Animal boarding located in a basement or cellar space, provided:
 - (1) The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the animal boarding use and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities not under the sole control of the animal boarding use, such as hallways and trash rooms, shall not be considered as part of the animal boarding use;
 - (2) There shall be no residential use on the same floor as the use or on the floor immediately above the animal boarding use;
 - (3) Windows and doors of the space devoted to the animal boarding use shall be kept closed, and all doors facing a residential use shall be solid core;
 - (4) No animals shall be permitted in an external yard on the premises;
 - (5) Animal waste shall be placed in closed waste disposal containers and shall be collected by a licensed waste disposal company at least weekly;
 - (6) Odors shall be controlled by means of an air filtration or an equivalently effective odor control system; and
 - (7) Floor finish materials, and wall finish materials measured a minimum of forty-eight inches (48 in.) from the floor, shall be impervious and washable;
- (b) Automobile laundry, with reservoir space for at least fifteen (15) automobiles;
- (c) Automobile rental agency;
- (d) Billiard parlor or pool hall;
- (e) Blueprinting or similar reproduction service;
- (f) Bowling alley; provided, that it shall be soundproof;

- (g) Catering establishment;
- (h) Dental laboratory;
- (i) Driver's License Road Test Facility;
- (j) Film exchange;
- (k) Funeral, mortuary, or undertaking establishment;
- (l) General indoor storage, not exceeding twenty-five hundred square feet (2,500 sq. ft.) of gross floor area;
- (m) Interior decorating shop;
- (n) Laundry, self service, with no limitations on the gross floor area;
- (o) Laboratory, optical;
- (p) Parcel delivery service;
- (q) Photographic studio;
- (r) Picture framing studio or shop;
- (s) Plumbing or heating shop, excluding outdoor storage;
- (t) Printing, lithographing, or photoengraving establishment, in each case not exceeding twenty-five hundred square feet (2,500 sq. ft.) of gross floor area;
- (u) Public bath, physical culture, or health service;
- (v) Radio or television broadcasting studio not including antenna tower, or monopole;
- (w) Streetcar or bus passenger depot;
- (x) Tailor shop or valet shop, with no limitation on the gross floor area;
- (y) Telegraph office; and

- (z) Veterinary hospital, which may also include the incidental boarding of animals as necessary for convalescence, pet grooming, and the sale of pet supplies, but not as an independent line of business.

Section 735, ANIMAL BOARDING (C-2) is amended to read as follows:

735 ANIMAL BOARDING (C-2)

- 735.1 An animal boarding use that is not permitted as a matter-of-right pursuant to § 721.2(a) may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the requirements of this section.
- 735.2 The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the animal boarding use and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities that are not under the sole control of the animal boarding use, such as hallways and trash rooms, shall not be considered as part of the animal boarding use.
- 735.3 The animal boarding use shall produce no noise or odor objectionable to adjacent properties, including residential units located in the same building as the use.
- 735.4 The applicant shall demonstrate that the animal boarding use will comply with the following conditions and any Board's approval shall be subject to the use's continued compliance with these standards:
 - (a) The animal boarding use shall take place entirely within an enclosed building;
 - (b) Buildings shall be designed and constructed to mitigate noise to limit negative impacts on adjacent properties, including residential units located in the same building as the use. Additional noise mitigation shall be required for existing buildings not originally built for the boarding of animals, including the use of acoustical tiles, caulking to seal penetrations made in floor slabs for pipes, and spray-on noise insulation;
 - (c) The windows and doors of the space devoted to the animal boarding use shall be kept closed, and all doors facing a residential use shall be solid core;
 - (d) No animals shall be permitted in an external yard on the premises;

- (e) Animal waste shall be placed in closed waste disposal containers and shall be collected by a waste disposal company at least weekly;
- (f) Odors shall be controlled by means of an air filtration system or an equivalently effective odor control system; and
- (g) Floor finish material, and wall finish materials measured a minimum of forty-eight inches (48 in.) from the floor, shall be impervious and washable.

735.5 The Board of Zoning Adjustment may impose additional requirements pertaining to the location of buildings or other structures, entrances and exits; buffers, banners, and fencing, soundproofing, odor control, waste storage and removal (including frequency), the species and/or number of animals; or other requirements, as the Board deems necessary to protect adjacent or nearby property.

735.6 External yards or other exterior facilities for the keeping of animals shall not be permitted.

Section 736, PET GROOMING ESTABLISHMENT (C-2) is amended to read as follows:

736 PET GROOMING ESTABLISHMENT (C-2)

736.1 A pet grooming establishment may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the requirements of this section.

736.2 The pet grooming establishment shall produce no noise or odor objectionable to nearby properties, including residential units located in the same building as the use.

736.3 The applicant shall demonstrate that the pet grooming establishment will comply with the following conditions and any Board's approval shall be subject to the use's continued compliance with these standards:

- (a) All animal waste shall be placed in closed waste disposal containers and shall be collected by a waste disposal company at least weekly;
- (b) Odor shall be controlled by means of an air filtration system or an equivalently effective odor control system; and
- (c) No animals shall be permitted in an external yard on the premises.

- 736.4 The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the pet grooming establishment and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities that are not under the sole control of the pet grooming establishment, such as hallways and trash rooms, shall not be considered as part of the pet grooming use.
- 736.5 The sale of pet supplies is permitted as an accessory use.
- 736.6 The Board of Zoning Adjustment may impose additional requirements as it deems necessary to protect nearby properties.

Section 737, PET SHOP (C-2) is amended to read as follows:

737 PET SHOP (C-2)

- 737.1 A pet shop may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the requirements of this section.
- 737.2 The pet shop shall be located and designed to create no objectionable condition to adjacent properties resulting from animal noise, odor, or waste, including residential units located in the same building as the use.
- 737.3 The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the pet shop and any portion of a street or alley that separated the use from a lot within a Residence District. Shared facilities that are not under the sole control of the pet shop, such as hallways and trash rooms shall not be considered as part of the pet shop use.
- 737.4 External yards or other external facilities for the keeping of animals shall not be permitted.
- 737.5 The Board of Zoning Adjustment may impose additional requirements as it deems necessary to protect adjacent or nearby properties.

Section 738, VETERINARY BOARDING HOSPITAL (C-2) is amended to read as follows:

738 VETERINARY BOARDING HOSPITAL (C-2)

- 738.1 A veterinary boarding hospital may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the requirements of this section.

- 738.2 A veterinary boarding hospital may board any animal permitted to be lawfully sold in the District of Columbia, pursuant to D.C. Official Code § 8-1808(h)(1).
- 738.3 No more than fifty percent (50%) of the gross floor area of the veterinary boarding hospital may be devoted to the boarding of animals.
- 738.4 The veterinary boarding hospital shall be located and designed to create no objectionable condition to adjacent properties resulting from animal noise, odor, or waste, including residential units located in the same building as the use.
- 738.5 The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the veterinary boarding hospital and any portion of a street or alley that separated the use from a lot within a Residence District. Shared facilities that are not under the sole control of the veterinary boarding hospital, such as hallways and trash rooms shall not be considered as part of the veterinary boarding hospital.
- 738.6 External yards or other external facilities for the keeping of animals shall not be permitted.
- 738.7 Pet grooming, the sale of pet supplies, and incidental boarding of animals as necessary for convalescence, are permitted as accessory uses.
- 738.8 The Board may impose additional requirements as it deems necessary to protect adjacent or nearby properties.

Section 739, ANIMAL SHELTER (C-2) is amended to read as follows:

739 ANIMAL SHELTER (C-2)

- 739.1 An animal shelter may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the requirements of this section.
- 739.2 The animal shelter shall be located and designed to create no objectionable condition to adjacent properties resulting from animal noise, odor, or waste, including residential units located in the same building as the use.
- 739.3 The applicant shall demonstrate that the animal shelter use will comply with the following conditions and any Board of Zoning Adjustment approval shall be subject to the use's continued compliance with these standards:

- (a) The animal shelter shall utilize industry standard sound-absorbing materials, such as acoustical floor and ceiling panels, acoustical concrete and masonry, and acoustical landscaping;
- (b) All animal waste shall be placed in closed waste disposal containers and shall be collected by a waste disposal company at least weekly;
- (c) Odor shall be controlled by means of an air filtration system or an equivalently effective odor control system; and
- (d) External yards or other external facilities for the keeping of animals shall not be permitted unless the entire yard is located a minimum of two hundred feet (200 ft.) from an existing residential use or Residence District.

739.4 The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the animal shelter use and any portion of a street or alley that separated the use from a lot within a Residence District. Shared facilities that are not under the sole control of the animal shelter, such as hallways and trash rooms shall not be considered as part of the animal shelter use.

739.5 The Board of Zoning Adjustment may impose additional requirements as it deems necessary to protect adjacent or nearby properties.

Chapter 8, INDUSTRIAL DISTRICTS, is amended as follows:

Section 801, USES AS A MATTER-OF-RIGHT (C-M), § 801.7(a) is amended so that the entire subsection reads as follows:

801.7 The following additional uses shall be permitted as a matter-of-right in a C-M Zone District, subject to the standards of external effects in § 804:

- (a) An animal shelter shall be permitted as a matter-of-right subject to the following standards:
 - (1) The animal shelter shall utilize industry standard sound-absorbing materials, such as acoustical floor and ceiling panels, acoustical concrete and masonry, and acoustical landscaping;
 - (2) Animal shelters shall place all animal waste in closed waste disposal containers and shall utilize a waste disposal company to collect and dispose of all animal waste at least weekly. Odor shall

- be controlled by means of an air filtration system or an equivalently effective odor control system;
- (3) The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the animal shelter use and any portion of a street or alley that separate the use from a lot within a Residence District. Shared facilities that are not under the sole control of the animal shelter, such as hallways and trash rooms shall not be considered as part of the animal shelter use; and
- (4) Outdoor runs and external yards for the exercise of animals shall be permitted, subject to the following requirements:
- (A) No animals shall be permitted in outdoor runs or external yards between the hours of 8:00 p.m. and 8:00 a.m.;
- (B) External yards and outdoor runs shall be enclosed with fencing or walls for the safe confinement of the animals and the absorption of noise fencing and/or walls shall be a minimum of eight feet (8 ft.) in height and constructed of solid or opaque materials with maximal noise-absorbing characteristics;
- (C) No more than three (3) animals shall be permitted within any exterior yard or outdoor run at a time; and
- (D) No part shall be located within two hundred feet (200 ft.) of an existing residential use or Residence District;
- (b) An asphalt plant located in D.C. Village on the part of parcel 253/26 west of Shepherd Parkway, S.W., and east of the Anacostia Freeway (D.C. Village site) if the plant was located in Square 705, Lot 802 on November 21, 2005 and was relocated to the D.C. Village site, provided that the plant:
- (1) Meets the requirements of § 802.17(a) through (h); and
- (2) Displays no signs visible from the Anacostia Freeway;
- (c) An Electronic Equipment Facility (EEF), provided an EEF exceeding twenty-five percent (25%) of the gross floor area of a building shall not be located within eight hundred feet (800 ft.) of an established or planned

Metrorail station or within one thousand, two hundred and fifty feet (1,250 ft.) of the edge of a river as measured at mean high tide;

- (d) Any light manufacturing, processing, fabricating, or repair establishment, except those uses for which a special exception is required pursuant to § 802;
- (e) Carting, express, moving, or hauling terminal or yard;
- (f) Commercial athletic field;
- (g) Driver's License Road Test Facility;
- (h) Experimental, research, or testing laboratory;
- (i) Fire Department Training Facility;
- (j) Incinerator;
- (k) Laundry or dry cleaning establishment, without limitation on gross floor area;
- (l) Motorcycle sales and repair, with no limitation on location;
- (m) Public utility pumping station;
- (n) Repair garage; and
- (m) Wholesale or storage establishment, including open storage, except a junk yard.

Section 802, SPECIAL EXCEPTIONS (C-M), is amended as follows:

Subsections 802.22 and 802.23 are amended to read as follows:

802.22 The animal boarding use shall be located and designed to create no condition objectionable to adjacent properties resulting from animal noise, odor, or waste, including residential units located in the same building as the use.

802.23 The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the animal boarding use and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities that are not under the sole control of the animal

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boarding use, such as hallways and trash rooms, shall not be considered as part of the animal boarding use.

Subsections 802.25 through 802.27 are amended to read as follows:

802.25 A pet grooming establishment may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the following requirements of this subsection:

- (a) The pet grooming establishment shall be located and designed to create no objectionable condition to adjacent properties resulting from animal noise, odor, or waste;
- (b) Animal waste shall be placed in closed waste disposal containers and shall be collected by a licensed waste disposal company at least weekly;
- (c) The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the pet grooming establishment use and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities that are not under the sole control of the pet grooming establishment, such as hallways and trash rooms, shall not be considered as part of the pet grooming establishment;
- (d) External yards or other external facilities for the keeping of animals shall not be permitted;
- (e) The sale of pet supplies is permitted as an accessory use;
- (f) Odor shall be controlled by means of an air filtration system or an equivalently effective odor control system; and
- (g) The Board may impose additional requirements as it deems necessary to protect adjacent or nearby properties.

802.26 A pet shop may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the following requirements of this subsection:

- (a) The pet shop shall be located and designed to create no objectionable condition to adjacent properties resulting from animal noise, odor, or waste;

- (b) The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the pet shop use and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities that are not under the sole control of the pet shop, such as hallways and trash rooms, shall not be considered as part of the pet shop use;
- (c) External yards or other external facilities for the keeping of animals shall not be permitted; and
- (d) The Board of Zoning Adjustment may impose additional requirements as it deems necessary to protect adjacent or nearby properties.

802.27

A veterinary boarding hospital may be permitted as a special exception if approved by the Board of Zoning Adjustment under § 3104, subject to the following requirements of this subsection:

- (a) A veterinary boarding hospital may board any animal permitted to be lawfully sold in the District of Columbia, pursuant to D.C. Official Code § 8-1808(h)(1);
- (b) No more than fifty percent (50%) of the gross floor area of the veterinary boarding hospital may be devoted to the boarding of animals;
- (c) The veterinary boarding hospital shall be located and designed to create no objectionable conditions to adjacent properties resulting from animal noise, odor, or waste;
- (d) The use shall not be located within twenty-five feet (25 ft.) of a lot within a Residence District. The twenty-five feet (25 ft.) shall be measured to include any space on the lot or within the building not used by the veterinary boarding hospital and any portion of a street or alley that separates the use from a lot within a Residence District. Shared facilities that are not under the sole control of the veterinary boarding hospital, such as hallways and trash rooms, shall not be considered as part of the veterinary boarding hospital;
- (e) External yards or other external facilities for the keeping of animals shall not be permitted;
- (f) Pet grooming, the sale of pet supplies, and incidental boarding of animals as necessary for convalescence, are permitted as accessory uses; and

- (g) The Board of Zoning Adjustment may impose additional requirements as it deems necessary to protect adjacent or nearby properties.

On November 24, 2015, upon the motion of Chairman Hood, as seconded by Vice Chairperson Cohen, the Zoning Commission **APPROVED** the petition at its public meeting by a vote of **5-0-0** (Anthony J. Hood, Marcie I. Cohen, Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve).

On February 9, 2015, upon the motion of Vice Chairperson Cohen, as seconded by Commissioner Miller, the Zoning Commission **ADOPTED** this Order at its public meeting by a vote of **5-0-0** (Anthony J. Hood, Marcie I. Cohen, Robert E. Miller, Peter G. May, and Michael G. Turnbull to adopt).

In accordance with the provisions of 11 DCMR § 3028.8, this Order shall become final and effective upon publication in the *D.C. Register*; that is, on March 13, 2015.

DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF SECOND EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code § 1-307.02 (2012 Repl. & 2014 Supp.)) and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2012 Repl.)), hereby gives notice of the adoption, on an emergency basis, of an amendment to Section 1919, entitled “Behavioral Support Services”, of Chapter 19 (Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

These emergency and proposed rules establish standards governing reimbursement of behavioral support services provided to participants in the Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities (Waiver) and conditions of participation for providers.

The Waiver was approved by the Council of the District of Columbia and renewed by the U.S. Department of Health and Human Services, Centers for Medicaid and Medicare Services for a five- (5) year period beginning November 20, 2012. A Notice of Emergency and Proposed rulemaking was published in the *D.C. Register* on October 3, 2014 at 61 DCR 10394. Comments received regarding the previous rulemaking were considered and these rules are being promulgated in response to those comments. These rules amend the previously published emergency and proposed rules by: (1) increasing the rate for one-to-one behavioral support services provided by Direct Support Professionals, using the approved rate methodology, to reflect the anticipated increase in the D.C. Living Wage for 2015 and to comply with the Living Wage Act of 2006, effective June 8, 2006 (D.C. Law 16-118; D.C. Official Code §§ 2-220.01 *et seq.* (2012 Repl.)); (2) adding language in Subsection 1919.5(b) to specify that a person can qualify for Medicaid reimbursable one-to-one behavioral supports if the person exhibits self-injurious behavior that poses a serious risk to the person’s safety; (3) adding language to Subsection 1919.7(d) clarifying that day service staff are members of a person’s support team and that training of those staff is a Medicaid reimbursable behavioral support service; (4) clarifying that functional assessments shall be performed in the residential community settings, as applicable; (5) modifying the responsibilities of a Direct Support Professional who is providing one-to-one supports; and (6) adding a definition of “Mental Health Rehabilitation Services.”

Emergency action is necessary for the immediate preservation of the health, safety, and welfare of ID/DD Waiver participants who are in need of behavioral support services. The ID/DD Waiver serves some of the District’s most vulnerable residents. The rate increase is necessary to ensure a stable workforce and provider base. In order to ensure that the residents’ health, safety, and welfare are not threatened, it is necessary that that these rules be published on an emergency basis.

The emergency rulemaking was adopted on January 7, 2015 and became effective on that date. The emergency rules shall remain in effect for one hundred and twenty (120) days until May 7, 2015, unless superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*. The Director of DHCF also gives notice of the intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Section 1919, BEHAVIORAL SUPPORT SERVICES, of Chapter 19, HOME AND COMMUNITY-BASED SERVICES WAIVER FOR INDIVIDUALS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES, of Title 29 DCMR, PUBLIC WELFARE, is amended to read as follows:

1919 BEHAVIORAL SUPPORT SERVICES

- 1919.1 The purpose of this section is to establish standards governing Medicaid eligibility for behavioral support services for persons enrolled in the Home and Community-Based Services Waiver for Individuals with Intellectual and Developmental Disabilities (Waiver), and to establish conditions of participation for providers of behavioral support services.
- 1919.2 Behavioral support services are designed to assist persons who exhibit behavior that is extremely challenging and frequently complicated by medical or mental health factors.
- 1919.3 To qualify for Medicaid reimbursable behavioral support services, the person shall have specific behavioral support needs that jeopardize their health, safety, and wellbeing and/or interfere with their ability to gain independence and acquire community living skills.
- 1919.4 Medicaid reimbursable behavioral support services shall:
- (a) Be recommended by the person's support team;
 - (b) Be identified in the person's ISP and Plan of Care;
 - (c) Be prior authorized by DDS before the commencement of services; and
 - (d) Be recommended by a physician or Advanced Practice Registered Nurse (APRN) if the services are one-to-one behavioral supports related to a medical condition.
- 1919.5 To qualify for Medicaid reimbursable one-to-one behavioral supports, a person shall meet one (1) of the following characteristics:
- (a) Exhibit elopement resulting in serious risk to the safety of self or others;

- (b) Exhibit behavior that is life threatening to self and others;
- (c) Exhibit destructive behavior causing serious property damage;
- (d) Exhibit sexually predatory behavior;
- (e) Exhibit self-injurious behavior that poses a serious risk to the person's safety; or
- (f) Have a medical condition that requires one-to-one services.

1919.6 In order to be eligible for Medicaid reimbursement, a physician or APRN shall issue an order for one-to-one behavioral supports associated with a medical condition which shall meet the requirements of DDS's policies and procedures and shall include and not be limited to the following information:

- (a) A specific time period or duration for the delivery of services;
- (b) A description of the medical condition that causes the person's health or safety to be at risk ; and
- (c) The responsibilities of each staff person delivering supports; and
- (d) A justification for the need for one-to-one behavioral supports.

1919.7 Medicaid reimbursable behavioral support services shall consist of the following activities:

- (a) Development of a Diagnostic Assessment Report (DAR) in accordance with the requirements described under Subsection 1919.16;
- (b) Development of a Behavior Support Plan (BSP) in accordance with the requirements described under Subsections 1919.17 through 1919.19;
- (c) Implementation of positive behavioral support strategies and principles based on the DAR and BSP;
- (d) Training of the person, their family, their support team, and the providers of their day services, to implement the BSP;
- (e) Evaluation of the effectiveness of the BSP by monitoring the plan at least monthly, developing a system for collecting BSP-related data, and revising the BSP;

- (f) Counseling and consultation services for the person and their support team; and
 - (g) Participating in the person's quarterly medication review.
- 1919.8 Within ninety (90) days of service authorization, a provider of Medicaid reimbursable behavioral supports services shall:
- (a) Administer the diagnostic assessment;
 - (b) Complete the DAR based on the results of the diagnostic assessment and the accompanying behavioral support referral worksheet ("worksheet"); and
 - (c) Complete the BSP when recommended by the DAR.
- 1919.9 The DAR shall be effective for three (3) years except as indicated in Subsection 1919.10, or for persons receiving one-to-one behavioral supports, which shall be updated annually. The behavioral supports provider shall submit a diagnostic update to amend the DAR and accompanying worksheet to the Department on Disability Services (DDS) Service Coordinator.
- 1919.10 When a person experiences changes in psychological or clinical functioning, the behavioral supports provider shall submit a diagnostic update to amend the DAR and accompanying worksheet to the DDS Service Coordinator at any time during the three- (3) year period, upon the recommendation of the support team.
- 1919.11 The worksheet accompanying the DAR shall include the number of hours requested for professional and paraprofessional staff services to address recommendations in the DAR.
- 1919.12 The diagnostic update shall include a written clinical justification supporting the reauthorization of services.
- 1919.13 The diagnostic update shall be reviewed by the person and their support team in consultation with behavioral supports staff.
- 1919.14 The BSP shall be effective for one (1) calendar year which shall correspond with the person's ISP year, unless revised or updated in accordance with the recommendations of the DAR and accompanying worksheet.
- 1919.15 To be eligible for Medicaid reimbursement, the diagnostic assessment shall include the following activities:

- (a) Direct assessment techniques such as observation of the person in the setting in which target behaviors are exhibited, and documentation of the frequency, duration, and intensity of challenging behaviors;
- (b) Indirect assessment techniques such as interviews with the person’s family members and support team, written record reviews, and questionnaires; and
- (c) A written evaluation of the correlation between the person’s environmental, psychological, and medical influences and the occurrence of behavioral problems.

1919.16 To be eligible for Medicaid reimbursement, the DAR shall include the following:

- (a) The names of individuals to contact in the event of a crisis;
- (b) A summary of the person’s cognitive and adaptive functioning status;
- (c) A full description of the person’s behavior including background, and environmental contributors;
- (d) The counseling and problem-solving strategies used to address behavioral problems and their effectiveness;
- (e) A list of less restrictive interventions utilized, the results, and an explanation of why the interventions were unsuccessful;
- (f) A list of proposed goals for achieving changes in target behaviors; and
- (g) The recommendations to initiate, continue, or discontinue behavioral support services.

1919.17 In order to be eligible for Medicaid reimbursement, the BSP shall be developed utilizing the following activities:

- (a) Interviews with the person and their support team;
- (b) Observations of the person at his/her residence and in the community, if applicable; and
- (c) Review of the person’s medical and psychiatric history including laboratory and other diagnostic studies, and behavioral data.

1919.18 In order to be eligible for Medicaid reimbursement, the behavioral supports staff that develops the BSP shall be responsible for:

- (a) The coordination of the delivery of behavioral support services in the person's residential and day activity settings; and
- (b) Obtaining the person's written informed consent and the approval of the person's substitute decision-maker, the support team, the provider's human rights committee, and DDS, when required by DDS's policies and procedures.

1919.19 In order to be eligible for Medicaid reimbursement, the BSP shall include the following:

- (a) A clear description of the targeted behavior(s) that is consistent with the person's diagnosis;
- (b) The data reflecting the frequency of target behaviors;
- (c) A functional behavioral analysis of each target behavior;
- (d) A description of techniques for gathering information and collecting data;
- (e) The proactive strategies utilized to foster the person's positive behavioral support;
- (f) The measurable behavioral goals to assess the effectiveness of the BSP;
- (g) If restrictive techniques and procedures are included, the rationale for utilizing the procedures and the development of a fade-out plan; and
- (h) Training requirements for staff and other caregivers to implement the BSP.

1919.20 Each provider of behavioral support services shall comply with Sections 1904 (Provider Qualifications) and 1905 (Provider Enrollment) of Chapter 19 of Title 29 DCMR and consist of one (1) of the following provider types:

- (a) A professional service provider in private practice as an independent clinician, as described in Section 1904 (Provider Qualifications) of Chapter 19 of Title 29 DCMR;
- (b) A Mental Health Rehabilitation Services agency (MHRS) certified in accordance with the requirements of Chapter 34 of Title 22-A DCMR;
- (c) A home health agency as described in Section 1904 (Provider Qualifications), of Chapter 19 of Title 29 DCMR; or
- (d) A HCBS Provider, as described under Section 1904 (Provider Qualifications), of Chapter 19 of Title 29 DCMR.

- 1919.21 In order to be eligible for Medicaid reimbursement, each MHRS shall agency serve as a clinical home by providing a single point of access and accountability for the provision of behavioral support services and access to other needed services.
- 1919.22 Individuals authorized to provide professional behavioral support services without supervision shall consist of the following professionals:
- (a) A psychiatrist;
 - (b) A psychologist;
 - (c) An APRN or a Nurse-Practitioner (NP) ; and
 - (d) A Licensed Independent Clinical Social Worker (LICSW).
- 1919.23 Individuals authorized to provide paraprofessional behavioral support services under the supervision of qualified professionals described under Subsection 1919.22 shall consist of the following behavior management specialists:
- (a) Licensed Professional Counselor;
 - (b) Licensed Social Worker (LISW);
 - (c) Licensed Graduate Social Worker (LGSW);
 - (d) Board Certified Behavior Analyst;
 - (e) Board Certified Assistant Behavior Analyst; and
 - (f) Registered Nurse.
- 1919.24 In order to receive Medicaid reimbursement, the minimum qualifications to draft a BSP shall be master's level degree psychologist working under the supervision of a psychologist or a LICSW.
- 1919.25 In order to receive Medicaid reimbursement, the minimum qualifications for providing consultation are a master's level psychologist, APRN, LICSW, LGSW or licensed professional counselor, with at least one (1) year of experience in serving people with developmental disabilities. Knowledge and experience in behavioral analysis shall be preferred.
- 1919.26 In order to receive Medicaid reimbursement, a LGSW may provide counseling under the supervision of an LICSW or a LISW in accordance with the requirements set forth in Section 3413 of Chapter 34 of Title 22-A DCMR.

- 1919.27 In order to receive Medicaid reimbursement, each DSP providing behavioral support services and/or one-to-one behavioral supports shall meet the following requirements:
- (a) Comply with Section 1906 (Requirements for Persons Providing Direct Services) of Chapter 19 of Title 29 DCMR;
 - (b) Possess specialized training in physical management techniques where appropriate, positive behavioral support practices, and all other training required to implement the person's specific BSP; and
 - (c) When providing one-to-one supports, the DSP shall provide exclusive supports to ensure the person's safety, health and well-being in addition to implementation of all habilitative supports and services.
- 1919.28 Each provider of Medicaid reimbursable behavioral support services shall meet the requirements established under Section 1908 (Reporting Requirements) and Section 1911 (Individual Rights) of Chapter 19 of Title 29 DCMR.
- 1919.29 In order to be eligible for Medicaid reimbursement, each provider of Medicaid reimbursable behavioral supports services shall maintain the following documents for monitoring and audit reviews:
- (a) A copy of the DARs and accompanying worksheets;
 - (b) A copy of the BSPs;
 - (c) A current copy of the behavioral support clinician's professional license to provide clinical services;
 - (d) The documentation and data collection related to the implementation of the BSP;
 - (e) The records demonstrating that the data was reviewed by appropriate staff; and
 - (f) The documents required to be maintained under Section 1909 (Records and Confidentiality of Information) of Chapter 19 of Title 29 DCMR.
- 1919.30 Medicaid reimbursement for behavioral support services shall be limited on an annual basis as set forth below. Services provided that exceed the limitations shall not be reimbursed except as provided in Subsection 1919.31:
- (a) Development of a new BSP shall be limited to ten (10) hours;

- (b) Reviewing and updating the existing BSP shall be limited to six (6) hours;
- (c) Training of the person, their family, the support team, and residential and day staff, shall be limited to twelve (12) hours;
- (d) On-site counseling, consultation and observations shall be limited to twenty-six (26) hours;
- (e) Participation in behavioral review or treatment team meetings, delivering notes including emergency case conferences, hospital discharge meetings, interagency meetings, pre-ISP and ISP meetings, and human rights meetings shall be limited to twelve (12) hours;
- (f) Monitoring of quarterly medication reviews, reports and monthly data monitoring shall be limited to eight (8) hours; and
- (g) Participation in psychotropic medication review meetings to deliver notes shall be limited to three (3) hours.

- 1919.31 In order to be eligible for Medicaid reimbursement, requests for additional hours beyond the annual limits described in Subsection 1919.30 may be approved by the DDS upon the submission of a diagnostic update to amend the DAR and accompanying worksheet.
- 1919.32 In order to be eligible for Medicaid reimbursement, requests for counseling as a behavioral support service shall be approved by a DDS designated staff member and shall be limited to counseling services that are not available under the District of Columbia State Plan for Medical Assistance.
- 1919.33 Medicaid reimbursable one-to-one behavioral support services provided by a DSP shall not be provided concurrently with day habilitation one-to-one services.
- 1919.34 The Medicaid reimbursement rate for each diagnostic assessment shall be two-hundred and forty dollars (\$240.00) and shall be at least three (3) hours in duration, and include the development of the DAR and accompanying worksheet.
- 1919.35 The Medicaid reimbursement rate for behavioral support services provided by professionals identified in Subsection 1919.21 shall be one-hundred and three dollars and twenty cents (\$103.20) per hour. The billable unit for fifteen (15) minutes is twenty-five dollars and eighty cents (\$25.80) per fifteen (15) minute billable increment for at least eight (8) continuous minutes.
- 1919.36 The Medicaid reimbursement rate for behavioral support services provided by paraprofessionals identified in Subsection 1919.22 shall be sixty dollars (\$60.00) per hour. The billable unit for fifteen (15) minutes is fifteen dollars (\$15.00) for

each fifteen- (15) minute billable increment for at least eight (8) continuous minutes.

1919.37 The Medicaid reimbursement rate for one-to-one behavioral support services provided by DSPs shall be twenty-three dollars and eighty-eight cents (\$23.88) per hour. The billable unit for fifteen (15) minutes is five dollars and ninety-seven cents (\$5.97) per fifteen (15) minute billable increment for at least eight (8) continuous minutes.

Section 1999, DEFINITIONS, is amended by adding the following:

Advance Practice Registered Nurse (APRN) or Nurse-Practitioner (NP) - An individual who is licensed to practice nursing pursuant to 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 *et seq.*), or licensed to practice nursing in the jurisdiction where the services are being provided.

Behavior Management Specialist - An individual who has the training and experience in the theory and technique of changing the behavior of individuals to enhance their learning of life skills and adaptive behaviors, and to decrease maladaptive behaviors, and who works under the supervision of a licensed practitioner.

Board Certified Behavior Analyst - An individual with at least a Master's Degree and a certificate from the Behavioral Analyst Certification Board (BCABA), in the jurisdiction where the credential is accepted.

Board Certified Assistant Behavior Analyst - An individual with at least a Bachelor's Degree and a certificate from the Behavioral Analyst Certification Board (BCABA), in the jurisdiction where the credential is accepted.

Fade-out plan - A plan used by providers to ensure that the restrictive technique or processes utilized are gradually and ultimately eliminated in the person's plan of care.

Functional Behavioral Analysis - A comprehensive and individualized process for identifying events that precede and follow a target behavior in order to develop hypotheses regarding the purpose of the target behavior and identify positive changes to be made.

Licensed Independent Clinical Social Worker - An individual who is licensed to practice social work pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law

6-99; D.C. Official Code §§ 3-1208 *et seq.*) or licensed to practice social work in the jurisdiction where the services are being provided.

Licensed Graduate Social Worker - An individual who is licensed to practice social work pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1208 *et seq.*) or licensed to practice social work in the jurisdiction where the services are being provided.

Licensed Independent Social Worker - An individual who is licensed to practice social work pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1208 *et seq.*) or licensed to practice social work in the jurisdiction where the services are being provided.

Licensed Professional Counselor - An individual who is licensed to practice counseling pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1207 *et seq.*) or licensed to practice counseling in the jurisdiction where the services are being provided.

Mental Health Habilitation Services – Mental health services provided by a Department of Behavioral Health (DBH) certified community mental health provider to consumers to assist consumers in partially or fully acquiring or improving skills and functioning in accordance with the District of Columbia State Medicaid Plan, the DHCF/DBH Interagency Agreement, and Chapter 34 of Title 22A DCMR.

Positive behavioral support strategies – An alternative to traditional or punitive approaches for managing challenging behaviors that focuses on changing the physical and interpersonal environment and increasing skills so that the person is able to get his/her needs met without having to resort to challenging behavior.

Proactive strategies – Specific interventions such as staff actions or environmental modifications that prevent the occurrence of target behaviors.

Psychiatrist - An individual licensed to practice psychiatry pursuant to 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 *et seq.*) or licensed as a psychiatrist in the jurisdiction where the services are being provided.

Psychologist - An individual licensed to practice psychology pursuant to 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 *et seq.*) or licensed as a psychologist in the jurisdiction where the services are being provided.

Registered Nurse - An individual who is licensed to practice nursing pursuant to 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 *et seq.*), or licensed to practice nursing in the jurisdiction where the services are being provided.

Sensorimotor - Functioning in both sensory and motor aspects of bodily activity.

Target behavior - The challenging behaviors to be addressed by staff.

Comments on the emergency and proposed rule shall be submitted, in writing, to Claudia Schlosberg, Acting Senior Deputy Director/State Medicaid Director, Department of Health Care Finance, 441 4th Street, NW, 9th Floor, Washington, D.C. 20001, via telephone on (202) 442-8742, via email at DHCFPubliccomments@dc.gov, or online at www.dcregs.dc.gov, within thirty (30) days after the date of publication of this notice in the *D.C. Register*. Copies of the emergency and proposed rule may be obtained from the above address.

DEPARTMENT OF HEALTH CARE FINANCE

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Health Care Finance (DHCF), pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 774; D.C. Official Code § 1-307.02 (2012 Repl. & 2014 Supp.)) and Section 6(6) of the Department of Health Care Finance Establishment Act of 2007, effective February 27, 2008 (D.C. Law 17-109; D.C. Official Code § 7-771.05(6) (2012 Repl.)), hereby gives notice of the adoption of an amendment to Chapter 45 (Medicaid Reimbursement for Federally Qualified Health Centers) of Title 29 (Public Welfare) of the District of Columbia Municipal Regulations (DCMR).

These emergency and proposed rules establish the standards for interim rates for Federally Qualified Health Centers (FQHCs).

FQHCs operating as D.C. Medicaid providers currently receive payment rates that are based on policies developed in 1999 and 2000. Since that time, the number of FQHCs operating in the District has grown as has the variation in the services offered and patients served. In order to ensure adequate rates reflective of FQHCs' reported costs, DHCF has developed interim rates for each FQHC. This rulemaking memorializes the standards used to develop interim rates and the subsequent cost settlement process – based on the current State Plan for Medical Assistance's reliance on audited cost reports and reasonable, allowable costs – that will occur once DHCF receives federal approval of a new prospective payment system for FQHCs.

Each Medicaid-enrolled FQHC submitted a cost report for its fiscal year (FY) 2013. For any FQHC that had a full year of operation prior to the District's FY 2013, the interim rate was developed based on provider-submitted cost reports for FY 2013 and adjusted for inflation. For any FQHC with its first full year of operation in or after FY 2013, DHCF identified a comparable FQHC with which to align that facility's rates. This comparison was based on a number of factors including patient demographics, services, and primary medical conditions treated. Upon approval of the new prospective payment system, all interim rates authorized under this rule will be reconciled following submission of Medicaid cost reports.

This emergency action is necessary in order to ensure that the District's FQHCs maintain adequate resources to continue their role as safety-net providers within the public health care delivery system. As a provider category, FQHCs deliver primary, dental, and behavioral health care services to some of the District's most physically and economically vulnerable residents. In order to minimize additional threats to the health, safety, and welfare of the residents served by FQHC's, DHCF is taking this emergency action to authorize interim payments.

The emergency rulemaking was adopted on December 18, 2014 and will become effective on January 1, 2015. The emergency rules shall remain in effect for one hundred twenty (120) days from the adoption date, until April 15, 2015, unless superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*.

The Director of DHCF also gives notice of the intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the date of publication of this notice in the *D.C. Register*.

Chapter 45, MEDICAID REIMBURSEMENT FOR FEDERALLY QUALIFIED HEALTH CENTERS, of Title 29, PUBLIC WELFARE, is deleted in its entirety and replaced with a new Chapter 45 to read as follows:

4500 GENERAL PROVISIONS

- 4500.1 Medicaid reimbursement for services furnished on January 1, 2001 through December 31, 2014, by a Federally Qualified Health Center (FQHC) shall be based on a prospective payment system consistent with the requirements set forth in Section 1902(aa) of the Social Security Act (42 U.S.C. § 1396(aa)).
- 4500.2 Each FQHC in existence during Fiscal Years (FYs) 1999 and 2000 shall be paid a prospective rate for each visit or encounter with a Medicaid recipient when a medical service or services are furnished.
- 4500.3 The prospective rate for services rendered beginning on or after January 1, 2001 through and including September 30, 2001, shall be calculated as follows:
- (a) The sum of the FQHC's audited allowable costs for the FYs 1999 and 2000 shall be divided by the total number of patient visits in FYs 1999 and 2000; and
 - (b) The amount established in paragraph (a) shall be adjusted to take into account any increase or decrease in the scope of such services furnished by the FQHC during FY 2001. Each FQHC shall report to the Department of Health Care Finance (DHCF) any increase or decrease in the scope of services, including the starting date of the change. The amount of the adjustment shall be negotiated between the parties. The adjustment shall be implemented not later than ninety (90) days after establishment of the negotiated rate.
- 4500.4 Allowable costs shall include reasonable costs that are incurred by a FQHC in furnishing Medicaid coverable services to Medicaid eligible patients, as determined by Medicare Reasonable Cost Principles set forth in 42 C.F.R. § 413.
- 4500.5 For services furnished beginning FY 2002 through December 31, 2014, a FQHC shall be reimbursed at a rate that is equal to the rate in effect for the previous fiscal year, increased by the percentage increase in the Medicare Economic Index (MEI), as defined in Section 1842(i)(3) of the Social Security Act (42 U.S.C. § 1395u(i)(3)) for primary care services, and adjusted to take into account any

increase or decrease in the scope of services furnished by the FQHC during the fiscal year.

- 4500.6 Each FQHC shall report to the Department of Health Care Finance (DHCF) any increase or decrease in the scope of services, including the starting date of the change. The amount of the adjustment for an increase or decrease in services shall be negotiated between the parties. The adjustment shall be implemented not later than ninety (90) days after establishment of the negotiated rate.
- 4500.7 Except as otherwise specified in Subsection 4500.6, for services furnished beginning January 1, 2015 through September 30, 2015, a FQHC shall be paid an interim rate for each visit with a Medicaid recipient. Interim rates paid under this subsection and Subsection 4500.8 shall be subject to audit, including post-audit reconciliation of any under- or over-payments.
- 4500.8 The interim rate referenced in Subsection 4500.7 shall be determined for each FQHC as follows:
- (a) Each FQHC shall report actual costs for the FQHC FY 2013 to DHCF using the designated cost report template; and
 - (b) DHCF shall establish an interim rate for each FQHC based on the provider's reported FQHC FY 2013 costs which shall be inflated by the MEI to FY 2015.
- 4500.9 In any case in which an entity first qualifies as a FQHC and is in operation for a full year after FY 2000 but before the beginning of FY 2013, the prospective rate for services furnished in the first year shall be equal to the average of the prospective rates paid to other FQHC's located in the same area with a similar caseload. For each fiscal year following the first year in which the entity first qualified as a FQHC, the prospective payment rate shall be computed in accordance with Subsections 4500.3-4500.4.
- 4500.10 If an entity first qualifies as a FQHC and is in operation for a full year during or after FY 2013, the interim rate for services furnished on January 1, 2015 through September 30, 2015 shall not be greater than the average of the interim rates paid to other FQHC's located in the same area with a similar caseload. DHCF shall identify a similar FQHC by comparing the new facility's services, patient demographics, and most treated medical conditions with those of existing FQHCs.
- 4500.11 Each FQHC that furnishes services to Medicaid recipients pursuant to a contract with a managed care entity, as defined in Section 1932(a)(1)(B) of the Social Security Act (42 U.S.C. § 1396u-2(a)(1)(B)), shall receive a wrap-around payment if the FQHC's total reimbursement for services received from all managed care entities is less than the amount the FQHC would be entitled to receive pursuant to Subsections 4500.2 - 4500.8 of these rules. The amount of the

wrap-around payment shall equal the difference between the amount the FQHC is entitled to receive pursuant to Subsections 4500.2 - 4500.8 and the total amount received from all managed care entities for treating Medicaid managed care enrollees. The wrap-around payment shall be paid quarterly.

4500.12 Each FQHC shall submit to DHCF on a quarterly basis, information regarding the amount of payments received from any managed care entity for treating Medicaid managed care enrollees.

4501 INTERIM PAYMENTS

4501.1 Each FQHC paid in accordance with Subsection 4500.4 shall submit a Medicaid cost report to DHCF no later than ninety (90) days after the end of the FQHC FY 2015.

4501.2 DHCF, or its designee, shall audit cost reports submitted in accordance with Subsection 4501.1 to determine allowable costs and calculate final rates for the period beginning January 1, 2015. Allowable costs shall include reasonable costs that are incurred by a FQHC in furnishing Medicaid coverable services to Medicaid eligible patients, as determined by Medicare Reasonable Cost Principles set forth in 42 C.F.R. § 413.

4501.3 All claims paid using interim rates for services delivered on and after January 1, 2015 shall be reprocessed by the Medicaid Management Information System using the final rate calculated in accordance with § 4501.2. Where necessary, DHCF shall also reconcile quarterly wrap-around payments pursuant to Subsections 4500.11-4500.12 and 4501.2.

4501.4 Reprocessing of payments pursuant to Subsection 4501.3 may result in the identification and remittance of an additional payment owed to the FQHC or identification and recoupment of any overpayment due to DHCF.

4502 APPEALS

4502.1 After completion of any audit of an FQHC's reported costs (*i.e.*, cost report), DHCF shall provide each FQHC with a written notice of its determination of any adjustment to the payment rate. The notice shall include the following:

- (a) A description of the rate adjustment;
- (b) The amount of money due to or from DHCF attributable to the change in the payment rate;
- (c) A summary of all audit adjustments made to the FQHC's reported costs, including an explanation, by appropriate reference to the law, rules, or program manual, of the reason in support of the adjustment; and

- (d) A statement informing the FQHC of the right to request an administrative review within thirty (30) days of the date of the determination.

4502.2 Each FQHC shall have thirty (30) days from the date of the determination issued pursuant to Subsection 4502.1 to submit a written request for administrative review if it disagrees with any audit adjustment or payment rate calculation.

4502.3 Administrative review shall occur as follows:

- (a) The request for administrative review shall be submitted to: Reimbursement Analyst, Managed Care and FQHCs, Office of Rates, Reimbursement and Financial Analysis, Office of the Director, Department of Health Care Finance, 441 4th Street, NW, Suite 900 South, Washington, DC 20001 or via email at ORRFA-AdminReview@dc.gov;
- (b) The written request for administrative review shall include a specific description of the audit adjustment or payment rate calculation to be reviewed, the reason for the review, the relief requested, and any other documentation in support of the relief requested; and
- (c) DHCF shall mail a written determination relative to the administrative review no later than sixty (60) days from the date of the written request for administrative review under Subsection 4502.2.

4502.5 Within thirty (30) days of receipt of DHCF's written determination relative to the administrative review, a FQHC may appeal the written determination by filing a written request for appeal with the District of Columbia Office of Administrative Hearings.

4502.6 Filing an appeal shall not stay any action to recover any overpayment.

4599 DEFINITIONS

4599.1 For purposes of this chapter, the following terms shall have the meanings ascribed:

Federally Qualified Health Center (FQHC) - An entity that meets the definition set forth in Section 1905(1)(2)(B) of the Social Security Act (42 U.S.C. § 1396d(1)(2)(B)).

Fiscal Year (FY) - The District's fiscal year.

FQHC FY - A FQHC's fiscal year.

Increase or decrease in scope of services - A change in the category, type, intensity, duration, and/or amount of services. A change in the cost of a service, in and of itself, is not considered a change in the scope of services.

Interim rate - A rate, subject to audit and post-audit reconciliation, that is based on unaudited provider-reported costs reflecting costs and payments for services delivered on and after January 1, 2015.

Primary care services - Those services defined in Section 1842(i)(4) of the Social Security Act (42 U.S.C. § 1395u(i)(4)).

Prospective rate - The rate paid for services furnished in a particular fiscal year that is independent of actual cost experience during the same year in which the rate is in effect.

Visit - The aggregate of one or more medical, dental, and/or behavioral health care services delivered by an FQHC to a Medicaid beneficiary on the same day.

Comments on the emergency and proposed rule shall be submitted in writing to Claudia Schlosberg, J.D., Acting Senior Deputy Director/Interim State Medicaid Director, Department of Health Care Finance, One Judiciary Square, 441 4th Street, NW, Suite 900-S, Washington DC 20001, via email at DHCFPubliccomments@dc.gov, online at www.dcregs.dc.gov, or by telephone at (202) 442-9115, within thirty (30) days after the date of publication of this notice in the *D.C. Register*. Additional copies of these proposed rules may be obtained from the above address.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2015-080
March 2, 2015

SUBJECT: Appointment – Interim Fire Chief, District of Columbia Fire and
Emergency Medical Services Department

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) (2014 Repl.), and in accordance with section 2(a-1) of An Act to classify the officers and members of the fire department of the District of Columbia, and for other purposes, approved June 20, 1906 (34 Stat. 314; D.C. Official Code § 5-402(a-1) (2012 Repl.), it is hereby **ORDERED** that:

1. **EDWARD MILLS III** is appointed Interim Fire Chief, District of Columbia Fire and Emergency Medical Services Department and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2015-034, dated January 9, 2015.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to March 1, 2015.



MURIEL E. BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
ACTING SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2015-081
March 06, 2015

SUBJECT: Establishment of a Commission to Commemorate and Recognize the Honorable Marion S. Barry, Jr. and to Recognize His Contributions to the District of Columbia

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) and (11) 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), (11) (2014 Repl.) it is hereby **ORDERED** that:

1. There is established a District of Columbia Commission to Commemorate and Recognize the Honorable Marion S. Barry, Jr. ("**Commission**"), to advise the Mayor, Council, and the public on how to appropriately honor and recognize the Honorable Marion S. Barry, Jr. and his lifetime of achievements and contributions to the District of Columbia.
2. The Commission is tasked with determining the appropriate action or actions to honor and recognize the Honorable Marion S. Barry, Jr., which may include one or more of the following, but are not limited to: renaming a street, public building, program, initiative and/or establishing any new public program, initiative, event or artistic commemoration.
3. The Commission shall consist of eleven voting members appointed by the Mayor. Members shall be appointed who have shown dedication to, and knowledge of, the history of the District of Columbia as it relates to the public service career and civil rights advocacy of the Honorable Marion S. Barry, Jr. The Commission members shall have a broad range of professional and community expertise including, but not limited to:
 - A. A former Mayor of the District of Columbia;
 - B. A former City Administrator of the District of Columbia;
 - C. A former member of the Council of the District of Columbia;

- D. A current elected member of the Council of the District of Columbia;
 - E. A member of the local art and culture community with extensive experience and knowledge of how the arts contribute to the economy of the District of Columbia;
 - F. A member of the local business community;
 - G. A member of the faith-based community;
 - H. A current resident of the District of Columbia with extensive experience and historical knowledge of the District of Columbia;
 - I. A representative from local, regional or national community organizing/empowerment groups; and
 - J. One member of the family of the Honorable Marion S. Barry, Jr.
- 4. The Mayor, as deemed necessary, shall appoint individuals with personal or professional affiliations as *ex officio* voting members of the Commission.
 - 5. The Mayor shall appoint the Chairperson of the Commission from among the members. All members shall serve without compensation.
 - 6. The Executive Office of the Mayor shall provide administrative support for the Commission.
 - 7. The Mayor shall appoint a successor to fill the term of any seats that may become vacant.
 - 8. The Commission shall develop its own rules of procedure consistent with laws of general applicability and procedures outlined in this Order.
 - 9. The Commission shall meet at least once a month. The meetings shall be held in the District and shall be open to the public. A quorum to transact business shall consist of a majority of the members.
 - 10. The Commission shall submit a report of its recommendations to the Mayor. The report may be accompanied by draft legislation, regulations, amendments to existing regulations, or other recommendations for implementation.

- 11. The work of the Commission shall be submitted to the Mayor upon completion, but in no event later than 12 months after the Commission's establishment. The authority of the Commission shall expire and the Commission shall dissolve upon the submission of the report.
- 12. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL E. BOWSER
MAYOR

ATTEST: 
LAUREN C. VAUGHAN
ACTING SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2015-082
March 9, 2015

SUBJECT: Appointment – Acting Chief Technology Officer, Office of the Chief Technology Officer


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) (2014 Repl.), and it is hereby **ORDERED** that:

- 1. **TEGENE BAHARU** is appointed Acting Chief Technology Officer, Office of the Chief Technology Officer, and shall serve in that capacity at the pleasure of the Mayor.
- 2. This Order supersedes Mayor's Order 2015-040, dated January 14, 2015.
- 3. **EFFECTIVE DATE:** This Order shall become effectively immediately.



MURIEL E. BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
ACTING SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2015-083
March 9, 2015

SUBJECT: Appointment – Acting Director, Department of Parks and Recreation

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) (2014 Repl.), it is hereby **ORDERED** that:

1. **KEITH ANDERSON** is appointed Acting Director of the Department of Parks and Recreation and shall serve in that capacity at the pleasure of the Mayor.
2. This Order supersedes Mayor's Order 2015-075, dated February 10, 2015.
3. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL E. BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
ACTING SECRETARY OF THE DISTRICT OF COLUMBIA

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
LEGAL AGENDA

WEDNESDAY, MARCH 18, 2015 AT 1:00 PM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review of ANC 4D Resolution in Support of Continued Suspension of the License and Other Conditions, submitted by Chairperson Lisa Colbert on behalf of ANC 4D, dated February 27, 2015. *Trinidad & Tobago*, 5123 Georgia Ave. NW, Class CX, License No. 017426.

2. Review of Settlement Agreement among ANC 4A, ANC 4B, Concerned Neighbors, Inc. and Mama Put, dated February 25, 2015. *Mama Put*, 7331 Georgia Ave NW, Retailer Class CT, License No. 091369.

3. Review of Amendment to Settlement Agreement between ANC 4B and Cheerz, dated February 25, 2015. *Cheerz*, 7303 Georgia Ave NW, Retailer Class CR, License No. 095178.

* 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
LICENSING AGENDA

WEDNESDAY, MARCH 18, 2015 AT 1:00 PM
2000 14th STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Application for Safekeeping of License – Original Request. ANC 2B. SMD 2B01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Black Fox**, 1723 Connecticut Avenue NW, Retailer CT, License No. 076344.

2. Review Application for Safekeeping of License – Original Request. ANC 2C. SMD 2C03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Menu MBK**, 405 8th Street NW, Retailer CR, License No. 091036.

3. Review Application for Safekeeping of License – Original Request. ANC 6E. SMD 6E04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Lux**, 649 New York Avenue NW, Retailer CN, License No. 071743.

4. Review Application for Safekeeping of License – Original Request. ANC 2F. SMD 2F03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **La Villa Restaurant**, 1317 14th Street NW, Retailer CR, License No. 060123.

5. Review Application for Safekeeping of License – Original Request. ANC 4C. SMD 4C01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Gold Corner Market**, 5501 Colorado Avenue NW, Retailer B Grocery, License No. 025637.

6. Review Request for Class Change from Retailer CT to Retailer CR. ANC 3G. SMD 3G02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Knollwood Apartments**, 6200 Oregon Avenue NW, Retailer CT, License No. 096716.
-
7. Review Request for Change of Hours. **Approved Hours of Operation:** Sunday-Saturday 7am to 11pm. **Approved Hours of Alcoholic Beverage Sales and Consumption:** Sunday-Saturday 9am to 10pm. **Proposed Hours of Alcoholic Beverage Sales and Consumption:** Sunday-Saturday 9am to 11pm. ANC 8D. SMD 8D04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Fort Drum Market**, 4686 Martin Luther King Jr. Avenue SW, Retailer B Grocery, License No. 096107.
-
8. Review Request for Change of Hours. **Approved Hours of Operation and Alcoholic Beverage Sales and Consumption:** Sunday-Thursday 8pm to 2am, Friday-Saturday 8pm to 3am. **Approved Hours of Live Entertainment:** Sunday-Thursday 9pm to 1:45am, Friday-Saturday 9pm to 2:45am. **Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption:** Sunday-Thursday 11am to 2am, Friday-Saturday 11am to 3am. **Proposed Hours of Live Entertainment:** Sunday-Thursday 6pm to 1:45am, Friday-Saturday 6pm to 2:45am. ANC 1C. SMD 1C07. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Club Timehri**, 2439 18th Street NW, Retailer CT, License No. 077730.
-
9. Review Request to add Cover Charge to existing Entertainment Endorsement. ANC 1C. SMD 1C07. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. **Club Timehri**, 2439 18th Street NW, Retailer CT, License No. 077730.
-
10. Review Application for Tasting Permit. ANC 2A. SMD 2A02. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. **Trader Joe's #653**, 2425 L Street NW, Retailer B Grocery, License No. 071278.
-

***In accordance with D.C. Official Code §2-574(b) of the Open Meetings Amendment 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.**

APPLETREE EARLY LEARNING PCS**REQUEST FOR PROPOSALS****Teaching Fellows**

AppleTree Early Learning PCS is seeks to partner with an organization that will provide Teaching Fellows in AppleTree's Pre-K and Pre-School classrooms. Please contact Rita Hackel Chapin, Chief Operating Officer, for details on the RFP. The deadline for responding to the RFP is March 20, 2015 at 4pm. Contact - Rita Hackel Chapin, Chief Operating Officer, 415 Michigan Avenue NE, Washington, DC 20017, (202) 488-3990, Rita.Chapin@appletreeinstitute.org

CREATIVE MINDS INTERNATIONAL PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS MARCH 2015****Information Technology Cabling/Infrastructure**

Creative Minds International Public Charter School is seeking competitive proposals from qualified vendors to provide information technology cabling/infrastructure services.

Project Scope

Creative Minds International PCS wishes to contract cabling/infrastructure IT services for a new school facility located in the Petworth neighborhood of Washington, DC. The project scope applies to three floors of space in the historic Sherman Building at the Armed Forces Retirement Home. All bids are due 8am EST on 3/26/15 with substantial completion of works expected 7/1/15.

Please go to <http://creativemindspcs.org/Cabling%20RFP%20-%20CMIPCS.pdf> for the full scope of the RFP and architect space plans or contact hchon@clear-res.com, tel: 202-650-0263 if you have any questions.

ALL VENDORS MUST BE E-RATE ELIGIBLE**Assumptions and Agreements**

Proposals will not be returned. Creative Minds International PCS reserves the right to dismiss a proposal without providing a reason. Creative Minds International PCS reserves the right to terminate a contract at any time.

Submission Information

Proposals/questions should be submitted via email to hchon@clear-res.com, tel: 202-650-0263

Proposals must be received by 8am EST March 26, 2015. Late proposals will not be accepted.

Basis for Award of Contract

Creative Minds International PCS reserves the right to award a contract as it determines to be in the best interest of the school.

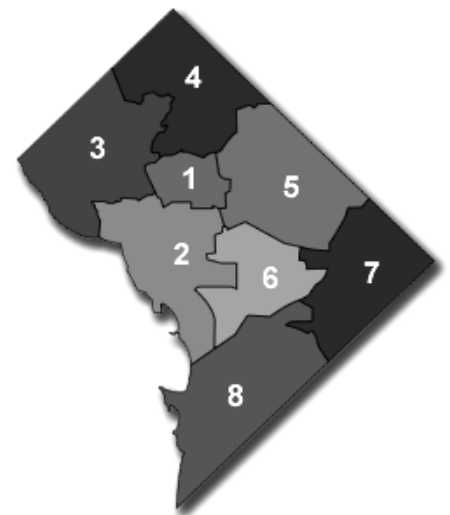
**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

WARD	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	44,080	2,836	757	108	131	11,931	59,843
2	30,106	5,813	224	153	120	11,254	47,670
3	37,178	6,919	375	107	104	11,641	56,324
4	47,795	2,244	537	64	135	9,158	59,933
5	50,626	2,106	578	74	154	8,891	62,429
6	52,144	6,545	536	150	170	13,077	72,622
7	49,670	1,286	443	22	123	7,184	58,728
8	42,976	1,156	372	20	144	6,930	51,598
Totals	354,575	28,905	3,822	698	1,081	80,066	469,147
Percentage By Party	75.58%	6.16%	.81%	.15%	.23%	17.07%	100.00%

DISTRICT OF COLUMBIA BOARD OF ELECTIONS MONTHLY REPORT OF
VOTER REGISTRATION STATISTICS AND REGISTRATION TRANSACTIONS
AS OF THE END OF FEBRUARY 28, 2015

COVERING CITY WIDE TOTALS BY:
WARD, PRECINCT AND PARTY

ONE JUDICIARY SQUARE
441 4TH STREET, NW SUITE 250N
WASHINGTON, DC 20001
(202) 727-2525
<http://www.dcboee.org>



**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 1 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
20	1,439	33	7	2	7	224	1,712
22	3,752	345	30	10	9	1,004	5,150
23	2,836	186	55	10	6	746	3,839
24	2,442	248	34	9	5	780	3,518
25	3,806	425	63	8	6	1,155	5,463
35	3,442	225	62	10	6	979	4,724
36	4,318	272	73	6	9	1,180	5,858
37	3,209	135	55	8	9	763	4,179
38	2,785	133	63	11	11	746	3,749
39	4,170	224	84	7	14	1,041	5,540
40	3,976	206	105	9	17	1,139	5,452
41	3,408	189	68	10	16	1,072	4,763
42	1,806	69	33	3	8	490	2,409
43	1,698	74	18	3	4	388	2,185
137	993	72	7	2	4	224	1,302
TOTALS	44,080	2,836	757	108	131	11,931	59,843

D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 2 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
2	766	172	10	9	9	477	1,443
3	1,460	368	16	10	13	665	2,532
4	1,722	492	8	12	5	815	3,054
5	2,204	693	16	12	8	870	3,803
6	2,247	885	22	9	16	1,263	4,442
13	1,363	265	7	3		469	2,107
14	2,839	482	22	16	10	1,028	4,397
15	3,032	351	25	14	11	923	4,356
16	3,578	390	25	11	11	952	4,967
17	4,905	687	39	22	20	1,658	7,331
129	2,080	344	12	14	5	800	3,255
141	2,300	283	12	13	10	705	3,323
143	1,610	401	10	8	2	629	2,660
TOTALS	30,106	5,813	224	153	120	11,254	47,670

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 3 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
7	1,245	409	20	2	2	579	2,257
8	2,386	624	28	4	7	773	3,822
9	1,130	483	8	9	8	492	2,130
10	1,756	431	18	7	8	658	2,878
11	3,416	977	43	12	10	1,438	5,896
12	471	196	1	0	2	211	881
26	2,909	363	23	7	4	951	4,257
27	2,448	285	19	9	3	621	3,385
28	2,218	517	38	8	5	735	3,521
29	1,231	249	11	2	8	396	1,897
30	1,256	223	15	3	4	288	1,789
31	2,360	327	21	4	8	591	3,311
32	2,691	321	24	4	5	620	3,665
33	2,913	336	31	7	8	759	4,054
34	3,674	488	31	14	7	1,187	5,401
50	2,099	281	17	5	8	489	2,899
136	851	122	7	3	1	326	1,310
138	2,124	287	20	7	6	527	2,971
TOTALS	37,178	6,919	375	107	104	11,641	56,324

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 4 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
45	2,216	75	37	5	6	447	2,786
46	2,852	83	36	5	10	548	3,534
47	2,972	149	40	5	11	724	3,901
48	2,750	131	30	6	6	559	3,482
49	837	39	16	0	4	197	1,093
51	3,284	546	22	6	6	649	4,513
52	1,281	181	5	0	3	221	1,691
53	1,245	74	21	1	5	269	1,615
54	2,337	89	29	2	5	494	2,956
55	2,412	70	24	1	9	445	2,961
56	3,096	88	35	6	11	680	3,916
57	2,517	75	38	6	14	462	3,112
58	2,282	56	17	2	4	372	2,733
59	2,583	89	33	6	9	419	3,139
60	2,155	77	23	3	6	690	2,954
61	1,598	52	11	1	2	286	1,950
62	3,127	121	28	1	2	377	3,656
63	3,505	130	52	1	11	669	4,368
64	2,246	57	18	3	5	331	2,660
65	2,500	62	22	4	6	319	2,913
Totals	47,795	2,244	537	64	135	9,158	59,933

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 5 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
19	4,162	194	68	8	6	973	5,411
44	2,861	224	29	4	17	681	3,816
66	4,493	111	41	4	8	522	5,179
67	2,961	99	23	1	7	409	3,500
68	1,913	139	30	8	7	404	2,501
69	2,111	72	15	2	11	272	2,483
70	1,443	70	22	1	3	214	1,753
71	2,385	64	26	2	8	334	2,819
72	4,399	119	27	3	17	757	5,322
73	1,911	86	28	6	5	352	2,388
74	4,257	228	61	8	10	830	5,394
75	3,451	161	63	12	6	808	4,501
76	1,355	60	14	1	4	267	1,701
77	2,807	100	27	4	11	492	3,441
78	2,925	81	35	2	9	461	3,513
79	1,981	75	16	3	10	336	2,421
135	3,032	181	45	4	11	548	3,821
139	2,179	42	8	1	4	231	2,465
TOTALS	50,626	2,106	578	74	154	8,891	62,429

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 6 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
1	4,160	449	45	13	14	1,080	5,761
18	4,415	293	43	12	11	972	5,746
21	1,178	56	19	2	2	267	1,524
81	4,818	392	46	8	17	1,008	6,289
82	2,599	259	28	6	8	602	3,502
83	4,156	521	41	21	11	1,096	5,846
84	2,001	433	27	7	7	553	3,028
85	2,695	511	24	10	9	755	4,004
86	2,285	286	28	3	11	507	3,120
87	2,768	240	19	3	10	584	3,624
88	2,199	316	15	2	8	559	3,099
89	2,612	668	25	11	7	796	4,119
90	1,642	268	11	3	7	475	2,406
91	4,134	371	41	13	15	1,004	5,578
127	3,995	291	54	12	13	834	5,199
128	2,354	209	34	7	7	649	3,260
130	809	336	9	3	3	306	1,466
131	1,956	477	12	12	6	638	3,101
142	1,368	169	15	2	4	392	1,950
TOTALS	52,144	6,545	536	150	170	13,077	72,622

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 7 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
80	1,567	86	15	1	4	272	1,945
92	1,646	37	11	2	6	253	1,955
93	1,616	46	18	2	6	230	1,918
94	2,069	51	19	0	3	301	2,443
95	1,779	45	18	0	2	318	2,162
96	2,434	67	23	0	9	380	2,913
97	1,500	39	17	1	4	208	1,769
98	1,857	44	23	1	6	263	2,194
99	1,437	40	15	1	6	235	1,734
100	2,272	42	16	1	4	291	2,626
101	1,678	32	18	1	5	184	1,918
102	2,522	52	23	0	6	336	2,939
103	3,692	97	38	2	13	591	4,433
104	3,130	85	24	2	13	456	3,710
105	2,423	64	23	3	4	400	2,917
106	3,032	65	24	0	8	454	3,583
107	1,970	59	17	1	5	303	2,355
108	1,134	28	7	0		128	1,297
109	960	33	7	0	1	97	1,098
110	3,812	92	25	3	6	430	4,368
111	2,601	58	26	0	6	387	3,078
113	2,249	62	21	1	3	283	2,619
132	2,290	62	15	0	3	384	2,754
TOTALS	49,670	1,286	443	22	123	7,184	58,728

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
WARD 8 REGISTRATION SUMMARY
As Of FEBRUARY 28, 2015**

PRECINCT	DEM	REP	STG	LIB	OTH	N-P	TOTALS
112	2,045	59	11	0	8	290	2,413
114	3,054	100	25	1	20	501	3,701
115	2,705	63	22	5	8	590	3,393
116	3,735	94	35	2	12	576	4,454
117	1,850	42	19	0	6	301	2,218
118	2,509	62	27	0	6	401	3,005
119	2,761	104	34	0	11	529	3,439
120	1,825	30	15	2	4	281	2,157
121	3,104	70	26	1	9	450	3,660
122	1,654	36	13	0	5	240	1,948
123	2,183	93	25	3	12	335	2,651
124	2,498	55	12	1	4	335	2,905
125	4,436	112	30	1	13	722	5,314
126	3,487	108	35	3	13	660	4,306
133	1,319	38	12	0	2	179	1,550
134	2,024	35	22	1	4	270	2,356
140	1,787	55	9	0	7	270	2,128
TOTALS	42,976	1,156	372	20	144	6,930	51,598

**D.C. BOARD OF ELECTIONS
MONTHLY REPORT OF VOTER REGISTRATION STATISTICS
CITYWIDE REGISTRATION ACTIVITY**

For voter registration activity between 1/31/2015 and 2/28/2015

NEW REGISTRATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Beginning Totals	354,983	28,873	3,829	680	1,086	80,011	469,462
Board of Elections Over the Counter	25	3	1	0	0	14	43
Board of Elections by Mail	44	5	1	0	2	17	69
Board of Elections Online Registration	0	0	0	0	0	0	0
Department of Motor Vehicle	866	146	17	18	0	373	1,420
Department of Disability Services	2	0	0	0	0	0	2
Office of Aging	1	0	0	0	0	0	1
Federal Postcard Application	0	0	0	0	0	0	0
Department of Parks and Recreation	0	0	0	0	0	0	0
Nursing Home Program	7	0	0	0	0	0	7
Dept. of Youth Rehabilitative Services	0	0	0	0	0	0	0
Department of Corrections	0	0	0	0	0	0	0
Department of Human Services	1	0	0	0	0	3	4
Special / Provisional	0	0	0	0	0	0	0
All Other Sources	37	2	0	0	0	15	54
+Total New Registrations	983	156	19	18	2	422	1,600

ACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Reinstated from Inactive Status	191	12	4	2	1	40	250
Administrative Corrections	4	0	0	0	20	156	180
+TOTAL ACTIVATIONS	195	12	4	2	21	196	430

DEACTIVATIONS	DEM	REP	STG	LIB	OTH	N-P	TOTAL
Changed to Inactive Status	942	68	17	2	6	242	1,277
Moved Out of District (Deleted)	3	3	0	0	0	4	10
Felon (Deleted)	0	0	0	0	0	0	0
Deceased (Deleted)	467	28	6	0	1	69	571
Administrative Corrections	355	38	8	19	1	66	487
-TOTAL DEACTIVATIONS	1,767	137	31	21	8	381	2,345

AFFILIATION CHANGES	DEM	REP	STG	LIB	OTH	N-P	
+ Changed To Party	286	42	12	21	6	106	
- Changed From Party	-105	-41	-11	-2	-26	-288	
ENDING TOTALS	354,575	28,905	3,822	698	1,081	80,066	469,147

**DISTRICT OF COLUMBIA
BOARD OF ELECTIONS**

Public Notice of Proposed Polling Place Relocation

The District of Columbia Board of Elections hereby gives public notice, in accordance with D.C. Official Code §1-309.10, of proposed action taken at its March 4, 2015 meeting in relocating **Precinct #115**, Ward 8 Polling Place for the April 28, 2015 Special Election for the Ward 8 Member of the Council.

The public is advised that due to renovations, the current polling place will be changed from:

**Metropolitan Police Department
7th District Station
2455 Alabama Ave, SE**

and moved to:

**Allen Chapel AME Church
2498 Alabama Ave, SE**

The relocation was proposed after representatives from MPD notified DCBOE on Friday, February 27, 2015, that the facility will not be available for use on the date requested.

Please note that the relocation will be effective only for the upcoming April 28, 2015 Special Election.

If you have any comments on this matter, please contact Mr. Arlin Budoo at 727-5704 no later than **Tuesday, March 31, 2015**, so that they may be considered before official notice is given to registered voters in the precinct. The Board will take final action on this matter at its regular board meeting scheduled for 10:30 a.m., Wednesday, April 1, 2015.

Official notice of this change will be given to registered voters in the precinct well in advance of election day.

For further information, members of the public may contact DCBOE at 727-2525.

DISTRICT DEPARTMENT OF THE ENVIRONMENT

FISCAL YEAR 2015

PUBLIC NOTICE

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, and D.C. Official Code §2-505, the Air Quality Division (AQD) of the District Department of the Environment (DDOE), located at 1200 First Street NE, 5th Floor, Washington, DC, intends to issue air quality permit #6970 to operate one (1) 350 kWe emergency generator set with a 525 hp diesel fired engine at the LHREV Washington M Street, LLC property located at 100 M St SE, Washington DC 20003. The contact person for the facility is F. Russell Hines at (202) 777-2000.

The proposed emission limits are as follows:

- a. Emissions from the unit (determined to be model year 2006) shall not exceed those in the following table, as measured according to procedures set forth in 40 CFR 89, Subpart E. [40 CFR 60.4205(a) and 40 CFR 60, Subpart III, Table 1]:

Pollutant Emission Limits (g/HP-hr)			
HC	NO _x	CO	PM
1.0	6.9	8.5	0.40

- b. Visible emissions shall not be emitted into the outdoor atmosphere from this generator, except that discharges not exceeding forty percent (40%) opacity (unaveraged) shall be permitted for two (2) minutes in any sixty (60) minute period and for an aggregate of twelve (12) minutes in any twenty-four hour (24 hr.) period during start-up, cleaning, adjustment of combustion controls, or malfunction of the equipment [20 DCMR 606.1].
- c. An emission into the atmosphere of odorous or other air pollutants from any source in any quantity and of any characteristic, and duration which is, or is likely to be injurious to the public health or welfare, or which interferes with the reasonable enjoyment of life or property is prohibited. [20 DCMR 903.1]

The estimated emissions from the emergency generator set, assuming 500 hours of operation per year, are as follows:

Pollutant	Maximum Annual Emissions (tons/yr)
Carbon Monoxide (CO)	0.32
Oxides of Nitrogen (NO _x)	2.00
Total Particulate Matter (PM Total)	0.10
Sulfur Dioxide (SO _x)	0.28
Volatile Organic Compounds (VOCs)	0.04

The permit application and supporting documentation, along with the draft permit are available for public inspection at AQD and copies may be made available between the hours of 8:15 A.M. and 4:45 P.M. Monday through Friday. Interested parties wishing to view these documents should provide their names, addresses, telephone numbers and affiliation, if any, to Stephen S. Ours at (202) 535-1747.

Interested persons may submit written comments or may request a public hearing on this subject within 30 days of publication of this notice. The written comments must also include the person's name, telephone number, affiliation, if any, mailing address and a statement outlining the air quality issues in dispute and any facts underscoring those air quality issues. All relevant comments will be considered in issuing the final permit.

Comments on the proposed permit and any request for a public hearing should be addressed to:

Stephen S. Ours
Chief, Permitting Branch
Air Quality Division
District Department of the Environment
1200 First Street NE, 5th Floor
Washington, DC 20002
Stephen.Ours@dc.gov

No written comments or hearing requests postmarked after April 13, 2015 will be accepted.

For more information, please contact Stephen S. Ours at (202) 535-1747.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY**

Office of Government Ethics

BEGA – Advisory Opinion – 1302-001

VIA EMAIL TO:

February 18, 2015

Darren Woodruff
Vice Chair, D.C. Public Charter School Board
Dwoodruff@accelresearch.org

Dear Vice Chair Woodruff:

This responds to your request for advice concerning whether you may, consistent with your ethical obligations as a member of the D.C. Public Charter School Board (“PCSB”), vote as a PCSB member on the Community Academy Public Charter School (“CAPCS”) revocation matter, which is scheduled for February 19, 2015. Based upon the information you provide in a related email, I conclude that your vote on the matter is permissible.

I understand that your wife was an employee of CAPCS during the 2009-2010 school year. Otherwise, you have no connections to this charter operator, financial or otherwise.

The Ethics Act’s Conflict of Interest provision states that, “no employee shall use his or her official position or title, or personally and substantially participate, through decision, approval, disapproval, recommendation, the rendering of advice, investigation, or otherwise, in a judicial or other proceeding, application, request for a ruling or other determination, contract, claim, controversy, charge, accusation, arrest, or other particular matter, or attempt to influence the outcome of a particular matter, in a manner that the employee knows is likely to have a direct and predictable effect on the employee's financial interests or the financial interests of a person closely affiliated with the employee.”¹

In your situation, I don’t see that, by voting on the CAPCS revocation matter, you would be violating this provision. Because your wife’s employment with CAPCS ended in 2010 and you have no other financial connections to CAPCS, it cannot be said that your vote will have a direct and predictable effect on your financial interests or the financial interest of a person closely affiliated with you. Therefore, because a financial conflict of interest does not exist, recusal is not necessary.²

¹ D.C. Official Code § 1-1162.23(a).

² You are reminded that a separate provision of The Code of Conduct requires you to act impartially, so you must be sure that you can do so. District Personnel Manual § 1800.3(h).

In sum, I conclude that your voting on the CAPCS revocation matter is permissible.

Please be advised that this advice is provided to you pursuant to section 219 of the Ethics Act (D.C. Official Code § 1-1162.19), which empowers me to provide such guidance. As a result, no enforcement action for violation of the District’s Code of Conduct may be taken against you in this context, provided that you (and others for you) have made full and accurate disclosure of all relevant circumstances and information in seeking this advisory opinion.

You also are advised that the Ethics Act requires this opinion to be published in the *D.C. Register* within 30 days of its issuance, but that your identity will not be disclosed unless you consent to such disclosure in writing. We encourage individuals to so consent in the interest of greater government transparency. Please, then, let me know your wishes about disclosure.

Please let me know if you have any questions or wish to discuss this matter further. I may be reached at 202-481-3411, or by email at darrin.sobin@dc.gov.

Sincerely,

_____/s/_____
DARRIN P. SOBIN
Director of Government Ethics
Board of Ethics and Government Accountability

#1302-001

BOARD OF ETHICS AND GOVERNMENT ACCOUNTABILITY

Lobbyist Registration for Filing Year 2015

Registered Users	Registrant/Client Name	Address	Email
AARP	AARP	601 E St. NW Washington DC 20010	aarpdc@aarp.org
ABC of Metro Washington	ABC of Metro Washington	6901 Muirkirk Meadows Drive, Suite F Beltsville MD 20705	ejones@abcmetrowashington.org
Active Policy Solutions	Active Policy Solutions	9909 Inglemere Drive Bethesda MD 20817	info@activepolicysolutions.com
Aetna Insurance Company	Aetna Insurance Company	4401 Gregg Rd. Brookeville MD 20833	winnj@aetna.com
AFLAC	AFLAC	1932 Wynnton Rd. Columbus GA 31999	john.mannion@skadden.com
Albers & Company	Albers & Company	1655 N. Fort Myer Drive, Suite 700 Arlington VA 22209	grohling@alberscom.com
Alere, Inc.	Alere Inc.	51 Sawyer Rd., Suite 200 Waltham MA 02451	seth.radus@alere.com
Allstate Insurance	Allstate Insurance Company	2775 Sanders Road Northbrook IL 60062	lpat6@allstate.com
Allstate Insurance	Lawrence Noel Patterson, Jr.	15000 Conference Center Drive, #400 Chantilly VA 20151	lpat6@allstate.com
	Altria Client Services Inc.,	6601 West Broad Street	eric.barker@altria.com

Altria Client Services Inc., and its Affiliates	and its Affiliates	Richmond VA 23230	
America's Health insurance Plans	America's Health Insurance Plans	601 Pennsylvania Avenue NW, South Bldg., Suite 500 Washington DC 20004	gtrujillo@ahip.org
American Beverage Assoc.	American Beverage Association	1101 16th St NW Washington DC 20036	jbangasser@ameribev.org
American Cancer Society Cancer Action Network	American Cancer Society Cancer Action Network	801 Roeder Rd Silver Spring MD 20910	bpennino@cancer.org
American Coatings Association	American Coatings Association, Attn: Alison Keane	1500 Rhode Island Ave, N.W Washington DC 20005	AKeane@paint.org
American Council of Life Insurers	American Council of Life Insurers	101 Constitution Ave NW Suite 700 Washington DC 20001	JoannWaiters@acli.com
American Federation for Children	American Federation for Children	1660 L St NW Suite 1000 Washington DC 20036	musante@musantestrategies.com
American Heart Association	American Heart Association	4301. N. Fairfax Dr., Suite 530 Arlington VA 22203	stuart.berlow@heart.org
American Insurance Association	American Insurance Association	2101 L Street NW #400 Washington DC 20037	egoldberg@aiadc.org
American International Group	American International Group	80 Pine Street, 13th Floor New York NY 10005	kerrie.kline@aig.com
American Management Corporation	American Management Corporation	1455 Pennsylvania Avenue NW, Suite 400 Washington DC 20004	bgreene@amermgmt.com

American Petroleum Institute	American Petroleum Institute	1220 L St NW Washington DC 20005	
American University	American University	American University, 4400 Mass. Ave NW Washington DC 20016	largo@american.edu
Amerihealth District of Columbia	AmeriHealth Caritas (formerly AmeriHealth District of Columbia)	100 Stevens Drive Philadelphia DC 19113	longk@gtlaw.com
Amgen	Amgen	601 13th St NW, 12th Floor Washington DC 20005	kfeegel@amgen.com
Anheuser-Busch Companies	Anheuser-Busch Companies	1401 I Street NW, Suite 200 Washington DC 20005	katja.zastrow@anheuser-busch.com
Arent Fox, LLP	Arena Stage	1717 K St NW Washington DC 20006	jon.bouker@arentfox.com
Arent Fox, LLP	BREOF	1717 K St NW Washington DC 20006	richard.newman@arentfox.com
Arent Fox, LLP	DC United	1717 K St NW Washington DC 20006	jon.bouker@arentfox.com
Arent Fox, LLP	KIPP, DC	1717 K St NW Washington DC 20006	richard.newman@arentfox.com
Arent Fox, LLP	Monumental Sports	1717 K St NW Washington DC 20006	thomas.castiello@arentfox.com
Arent Fox, LLP	NPR	1717 K St NW Washington DC 20006	richard.newman@arentfox.com
Arent Fox, LLP	Republic Holding Corp	1717 K St NW Washington DC 20006	jon.bouker@arentfox.com
Arent Fox, LLP	Shakespeare Theatre	1717 K St NW Washington DC 20006	jon.bouker@arentfox.com

Arent Fox, LLP	Sunstone Hotel Investors	1717 K St NW Washington DC 20006	jon.bouker@arentfox.com
Arent Fox, LLP	Uber	1717 K St NW Washington DC 20006	richard.newman@arentfox.com
Arent Fox, LLP	Washington Humane Society	1717 K St NW Washington DC 20006	richard.newman@arentfox.com
AT&T	AT&T	1120 20th Street NW Suite 800 Washington DC 20036	denis.dunn@att.com
AVIDD			
Bank of America Corporation	Bank of America Corporation	1100 North King Street DE5-001-02-07 Wilmington DE 19884	wendy.jamison@bankofamerica.com
Barry Place Partners LLC	Barry Place Partners LLC	c/o Ambling University Development Group, 348 Enterprise Drive Valdosta GA 31601	ghunter@audgllc.com
Bayer Healthcare LLC	Bayer Corporation	100 Bayer Boulevard Whippany NJ 07981	christopher.leahy@bayer.com
BCSP VI Portfolio	Terrell Place Properties	675 E Street NW Washington DC 20004	
Blues Alley Jazz LLC	Blues Alley Jazz LLC	1073 Wisconsin Ave. NW Washington DC 20007	
Boehringer Ingelheim Pharmaceuticals	Boehringer Ingelheim Pharmaceuticals, Inc.	900 Ridgebury Road Ridgefield CT 06877	stacie.phan@boehringer-ingelheim.com

BREOF Holdings LLC (f/k/a Brookfield Real Estate Opportunity Fund)	BREOF Holdings, LLC	181 Bay St Toronto ON M5J2T3	sforan@brookfield.com
Bruce Bereano	EnerNoc. Inc.	191 Duke of Gloucester St Annapolis MD 21401	lobyannapolis@verizon.net
Bruce Bereano	Safeway	191 Duke of Gloucester St Annapolis MD 21401	lobbyannapolis@verizon.net
Bruce Bereano	Self-Storage Assoc.	191 Duke of Gloucester St Annapolis MD 21401	lobbyannapolis@verizon.net
Capitol Outdoor Inc.	Capitol Outdoor, Inc., Attn: John Polis	3286 M Street, N.W Washington DC 20007	john@capitoloutdoor.com
Capitol Petroleum	Capitol Petroleum Group	6820 Commercial Drive Suite B Springfield VA 22151	sworku@capitolpetro.com
Carefirst Bluecross Blueshield	CareFirst BlueCross BlueShield	1501 S. Clinton, 17th Floor Baltimore MD 21224	maria.tildon@carefirst.com
Carmen Group Inc.	Citelum	505 9th Street, NW 7th Floor Washington DC 20004	millerm@carmengroup.com
Carmen Group Inc.	Educational Services	505 9th Street, NW, 7th Floor Washington DC 20004	millerm@carmengroup.com
Carmen Group Inc.	Monumental Sports	505 9th Street, NW, 7th Floor Washington DC 20004	millerm@carmengroup.com
Carmen Group Inc.	Providence Hospital	505 9th Street, NW, 7th Floor Washington DC 20004	millerm@carmengroup.com
Carmen Group Inc.	TC Mid Atlantic	505 9th Street, NW, 7th Floor Washington DC 20004	millerm@carmengroup.com

Carmen Group Inc.	Hoffman-Madison	505 9th Street, NW, 7th Floor Washington DC 20004	millerm@carmengroup.com
Casey Trees	Casey Trees	3030 12th St NE Washington DC 20001	mhughes@caseytrees.org
Celgene Corporation	Celgene Corporation	86 Morris Ave Summit NJ 07901	jmannion@skadden.com
Center for Science in the Public Interest	Center for Science in the Public Interest	1220 L St NW Suite 300 Washington DC 20005	dallen@cspinet.org
Children's National Medical Center	Children's National Medical Center	111 Michigan Avenue NW; 5th Floor, West Wing Washington DC 20010	sguerrie@childrensnational.org
Christian Science Committee on Publication for the District of Columbia	Christian Science Committee on Publication for the District of Columbia	138 E Street SE Washington DC 20003	districtofcolumbia@compub.org
Christina Figueras	Christina Figueras	1100 Conn. Ave NW Suite 800 Washington DC 20036	cwf@tla-dc.org
Citelum DC, LLC	Citelum DC, LLC	490 L'Enfant Plaza, Suite 8214 Washington DC 20024	usadmin@citelum.com
Comcast of the District	Comcast of the District LLC	900 Michigan Avenue NE Washington DC 20017	Stacy_Burnette@cable.comcast.com
Consumer Electronics Association	Consumer Electronics Association	1919 S Eads St Arlington VA 22202	aschumacher@ce.org
Corizon Health, Inc.	Corizon Health	103 Powell Ct., Brentwood TN 37027	scott.king@corizonhealth.com
Corrections Corporation of America	Corrections Corporation of America	10 Burton Hills Blvd. Nashville TN 37215	jeremy.wiley@cca.com

Covington & Burling LLP	Covington & Burling LLP	850 Tenth Street, N.W. Washington DC 20001	jkutcher@cov.com
Crown Captive Insurance Co. of DC	Crown Captive Insurance Co. of DC	406 Florida Avenue NW Washington DC 20001	bsolb@aol.com
CSX Corporation	Gold blatt Martin Pozen LLP	500 Water St 15th Floor Jacksonville FL 32202	
CVS Caremark	Holland & Knight	1275 Pennsylvania Ave, NW, Suite 700 Washington DC 20004	robin.seeley@cvscaremark.com
Dart Container Corporation	Holland & Knight	2758 Woodley Place NW Washington DC 20008	Paul.Poe@Dart.biz
David Wilmot	PhRMA	1455 Penn. Ave. NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
David Wilmot	Walmart	1455 Penn. Ave. NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
David Wilmot	Anheuser Busch Companies	1455 Penn. Ave. NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
David Wilmot	AT&T	1455 Penn. Ave. NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
David Wilmot	Hotel Association of Washington	1455 Penn. Ave. NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
David Wilmot	DC Association of Health Plans	1455 Penn. Ave. NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
DC Association of Beverage Alcohol Wholesalers	District of Columbia Association of Beverage Alcohol Wholesalers	1008 Pennsylvania Ave SE Washington DC 20003	ppascal@pascalweiss.com

DC Association of Health Plans	DC Association of Health Plans	1455 Pennsylvania Ave NW Suite 400 Washington DC 20004	dwwdc1@gmail.com
DC Chamber of Commerce	DC Chamber of Commerce	506 9th St NW Washington DC 20004	hwingo@dcchamber.org
DC Children and Youth Investment Trust Corporation	DC Children and Youth Investment Trust Corporation	1400 16th Street NW Washington DC 20036	info@activepolicysolutions.com
DC Hospital Association	DC Hospital Association	1152 15th St NW Suite 900 Washington DC 20005	jpalmers@dcha.org
DC United	DC United	RFK Stadium 2400 E. Capitol St SE Washington DC 20003	
DC09	DC09	55 M Street SE Washington DC 20003	Emmanuel.Bailey@dc09.us
Delta Dental of California	Delta Dental of California	100 First Street San Francisco CA 94015	jalbum@delta.org
Dickstein Shapiro LLP	Amerihealth Caritas	1825 Eye Street NW Washington DC 20006	yeungd@dicksteinshapiro.com
District of Columbia Athletic Trainer Association	District of Columbia Athletic Trainer Association	PO Box 90215 Washington DC 20090	jennifer.rheeling@dc.gov
District of Columbia Building Industry Association		455 Massachusetts Ave, NW Washington DC 20001	info@dcbia.org
District of Columbia Insurance Federation	District of Columbia Insurance Federation	PO Box 78160 Washington DC 20013	wmcowen@dcif.org
Douglas Development Corporation	Douglas Development	702 H Street, NW, Suite 400 Washington DC 20001	agourdine@douglasdevelopment.com

Drug Policy Alliance	Drug Policy Alliance	925 15th St NW 2nd Floor Washington DC 20005	gsmith@drugpolicy.org
Duncan Solutions, Inc.	Duncan Solutions Inc.	633 Wisconsin Ave Suite 1600 Milwaukee WI 53203	jkennedy@duncansolutions.com
Earthnet	Earthnet	4735 Walnut St Suite F Boulder, CO 80301	tkelly@gmail.com
Educational Services of America (ESA)	Educational Services of America (ESA)	1321 Murfreesboro Pike, Suite. 702 Nashville TN 37217-2626	jmclaughlin@esa-education.com
Ellen Valentino-Benitez	Ellen Valentino-Benitez	30 Pinkney St Annapolis MD 21401	evalentino@ellenvalentino.com
Enhanced Capitol Partners	Enhanced Capitol Partners	201 St. Charles Ave. Suite 3700 New Orleans LA 70170	progers@enhancedcap.com
Entertainment Software Association	Entertainment Software Association	575 7th St NW #300 Washington DC 20001	tfoulkes@theesa.com
Exelon	Exelon Corporation	2301 Market Street, S23-1 Philadelphia PA 19101	thomas.armstrong@exeloncorp.com
Express Scripts Holding Co.	Express Scripts Holding Co.	300 New Jersey Ave NW, #600 WASHINGTON DC 20001	DMDederichs@express-scripts.com
F/S Capitol Consulting, LLC	F/S Capitol Consulting, LLC	1333 H Street, NW Washington DC 20005	thogan@fscapitol.com
Federal Home Loan Bank of Atlanta	Federal Home Loan Bank of Atlanta	1475 Peachtree Street NE Atlanta GA 30309	
Feld Entertainment, Inc.	Feld Entertainment Inc.	8607 Westwood Center Drive Vienna VA 22182	lmoyers@feldinc.com

Fire Fighters Assoc. of DC	James Gordon	2120 Bladensburg Rd #210 NE Washington DC 20018	james.gordon@iaff36.org
Florida Ave Merchants and Property Owners Assoc. Inc.	Florida Ave Merchants and Property Owners Assoc. Inc.	1008 Pennsylvania Ave SE Washington DC 20003	ppascal@pascalweiss.com
Florida Ave Merchants and Property Owners Assoc. Inc.	Florida Ave Merchants and Property Owners Assoc. Inc.	1008 Pennsylvania Ave SE Washington DC 20003	ppascal@pascalweiss.com
Fort Lincoln New Town Development Corporation	Fort Lincoln New Town Development Corporation	3800 Ft. Lincoln Drive NE Washington DC 20002	mvhagans@aol.com
Frank Boston III	Frank D. Boston, III	2002 Clipper Park Road, Suite 108 Baltimore MD 21211	fdb3law@aol.com
Fresenius Medical Care	Fresenius Medical Care	250 E. Day Road, Suite 300 Mishawaka IN 46545	keith.mentz@fmc-na.com
Friends of Choice in Urban Schools	Friends of Choice in Urban Schools	1436 U St NW Washington DC 20009	mmusante@focusdc.org
GCS, Inc.	GCS, Inc.	1800 M Street, NW, Suite 1050S Washington DC 20036	msigal@gcs-dc.com
Georgetown University	Georgetown University	37th and O Streets NW Washington DC 20057	mpd66@georgetown.edu
Goldblatt, Martin, Pozen LLP	DC Chamber of Commerce	506 9th St NW Washington DC 20004	tpozen@gmpllp.com
Goldblatt, Martin, Pozen LLP	Blues Alley	506 9th St NW Washington DC 20004	tpozen@gmpllp.com
Goulston & Storrs	The George Washington University	1999 K Street NW Suite 500 Washington DC 20006	dherndon@goulstonstorrs.com

Graduate School USA	Graduate School USA	600 Maryland Avenue SW Washington DC 20024	
Greenberg Traurig, LLP	Greenberg Traurig, LLP	2101 L St NW Washington DC 20037	longk@gtlaw.com
Goulston & Storrs	Grosvenor	1701 Pennsylvania Ave Washington, DC 20006	Mark.Hendrickson@grosvenor.com
Group 360 LLC	Consumer Electronics	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	Public Consulting Group	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	Zipcar	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	Xerox State and Local Solutions, Inc.	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	MTM, Inc.	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	Lyft	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	Entertainment Software Assoc.	475 H St NW Washington DC 20001	max@group360.net
Group 360 LLC	Group 360 LLC	475 H St NW Washington DC 20001	max@group360.net
GS Proctor and Associates Inc.	International Association of Firefighters	14408 Old Mill Rd Suite 201 Upper Marlboro MD 20772	gsp@gsproctor.com

HMS Inc.	Health Management Systems, Inc.	1333 H Street, NW, Suite 600 West Washington DC 20005	kballantine@hms.com
HNTB Corporation	HNTB Corporation	2350 Kerner Blvd., Ste. 250 San Rafael CA 94901	jskelton@nmgovlaw.com
Hoffman-Madison Waterfront LLC	Hoffman-Madison Waterfront LLC	690 Water Street SW Washington DC 20024	
Holland & Knight LLP	SW Land Investors, LLC	800 17th Street, NW, Suite 1100 Washington DC 20006	leila.batties@hklaw.com
Holland & Knight LLP	Bright Farms, Inc.	800 17th Street, NW, Suite 1100 Washington DC 20006	Neil.albert@hklaw.com
Holland & Knight LLP	Fort Lincoln New Town Development	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	Station Townhouses, LLC	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	Monument Realty	800 17th Street NW, Suite 1100 Washington DC 20006	norman.glasgowjr@hklaw.com
Holland & Knight LLP	GCS, Inc	800 17th Street NW, Suite 1100 Washington DC 20006	neil.albert@hklaw.com
Holland & Knight LLP	Comcast of the District	800 17th Street NW, Suite 1100 Washington DC 20006	neil.albert@hklaw.com

Holland & Knight LLP	National Strategies, LLC	800 17th Street NW, Suite 1100 Washington DC 20006	janene.jackson@hklaw.com
Holland & Knight LLP	Whitman Walker	800 17th Street, NW, Suite 1100 Washington DC 20006	neil.albert@hklaw.com
Holland & Knight LLP	The Urban Institute	800 17th Street, NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	CVS Caremark	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	Providence Hospital	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	McDonald's	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@kklaw.com
Holland & Knight LLP	Miller & Long	800 17th Street NW, Suite 1100 Washington DC 20006	Rod.woodson@hklaw.com
Holland & Knight LLP	Costco	800 17th Street, NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	USL WDC H St. LLC	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com

Holland & Knight LLP	American Paper and Forest Association	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	Dart Container Corp	800 17th Street NW, Suite 1100 Washington DC 20006	rod.woodson@hklaw.com
Holland & Knight LLP	Carver Senior Housing Apartments	800 17th Street NW Washington DC 20006	neil.albert@hklaw.com
Hotel Association of Washington DC	Hotel Association of Washington DC	1225 New York Ave NW Suite 250 Washington DC 20005	beverly@hawdc.com
IBM	IBM	600 14th St NW Suite 300 Washington DC 20005	jmannon@skadden.com
Institute for Justice	Institute for Justice	901 N. Glebe Road #900 Arlington VA 22203	sanderson@ij.org
Intuit	Intuit	601 Pennsylvania Ave., NW - North Bldg., Suite 520 Washington DC 20004	Mark_Reed@intuit.com
Invidior PLC	Indivior PLC	10710 Midlothian Turnpike, Suite 430 Richmond VA 23235	sam.moffit@rb.com
James Nathanson	James E Nathanson	1625 16th St NW #501 Washington DC 20009	jm@nathansons.net
Johnson and Johnson	Johnson and Johnson Services, Inc.	PO Box 5734 Columbia SC 29250	jdarcy1@its.jnj.com
Julyan & Julyan	Terrell Properties	1100 G Street NW Washington DC 20005	julandjul@aol.com

Julyan & Julyan	Xerox State and Local Solutions	1100 G Street NW Washington DC 20005	julandjul@aol.com
Julyan & Julyan	Julyan and Julyan	1100 G St NW Washington DC 20005	julandjul@aol.com
Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.	Kaiser Foundation Health Plan of the Mid-Atlantic States, Inc.	2101 E Jefferson St Rockville MD 20852	Laurie.Kuiper@KP.org
KIPP DC Inc.	KIPP DC	1003 K St NW Suite 700 Washington DC 20001	alex.shawe@kipfdc.org
Kool Smiles	Benevis, LLC for Kool Smiles	1090 Northchase Parkway SE, Suite 150 Marietta GA 30067	aoreffice@benevis.com
Lawrence H. Mirel	Lawrence H. Mirel	8120 W Beach Drive NW Washington DC 20012	lmirel@nelsonbrownco.com
Lilly USA Inc.	Lilly USA LLC	555 12th Street NW, Suite 650 Washington DC 20004	lydenti@lilly.com
Lyft Inc.	Lyft Inc.	548 Market St #68514 San Francisco CA 94104	joseph@lyft.com
Magellan Health , Inc.	Magellan Health, Inc.	55 Nod Road Avon CT 06001	mpmcquillen@magellanhealth.com
Manatt, Phelps & Phillips LLP	Supreme Court 33	700 12th Street, NW, Suite 1100 Washington DC 20005	smurray@manatt.com
Manatt, Phelps & Phillips LLP	Liberty Limited Partnership	700 12th St NW Suite 1100 Washington DC 20005	smurray@manatt.com
Manatt,Phelps & Phillips LLP	Capitol Petroleum	700 12th St NW Suite 1100 Washington DC 20005	smurray@manatt.com

Manatt, Phelps & Phillips LLP	Sharcon Hotel Management	700 12th St NW Suite 1100 Washington DC 20005	smurray@manatt.com
Manatt,Phelps& Phillips LLP	Manatt, Phelps and Phillips	700 12th St NW Suite 1100 Washington DC 20005	smurray@manatt.com
Marijuana Policy Project	Marijuana Policy Project	2370 Champlain St. NW, Suite 12 Washington DC 20009	rcapecchi@mpp.org
Mary Eva Candon	Mary Eva Candon	2122 California St NW Washington DC 20008	candon@candonlaw.com
Max Brown	Max Brown-Group 360 LLC	475 H Street NW Washington DC 20001	
McDonalds Corp.	McDonalds Corp.	4601 Six Forks Road, Suite 306 Raleigh NC 27609	Susanne.Barham@us.mcd.com
MD-DE-DC Beverage Association	MD-DE-DC Beverage Association	3 Church Circle #201 Annapolis MD 21401	
MDDC Press Association	MDDC Press Association	60 West Street, Suite 107 Annapolis MD 21401	rsnyder@mddcpress.com
Medical Society of DC	Medical Society of DC	1250 23rd St NW Suite 270 Washington DC 20037	shanbacker@msdc.org
Medstar Health	Medstar Health	5565 Sterret Place 5th Floor Columbia MA 21044	pegeen.a.townsend@medstar.net
Melvin Ray Hassell	Melvin Ray Hassell	1204 E. Beltline Apt. 3102 Cedar Hill TX 75104	melvinhassell@yahoo.com
Merck Sharp & Dohme Corp.	Merck Sharp & Dohme Corp.	c/o Nielsen Merksamer, et al., 2350 Kerner Blvd., Suite 250 San Rafael CA 94901	dlim@nmgovlaw.com

Metropolitan Washington Airports Authority	Metropolitan Washington Airports Authority	1 Aviation Circle Washington DC 20001-6000	michael.cooper@mwa.com
Miller & Long Construction Company	Miller & Long Construction Company	4824 Rugby Ave Bethesda MD 20814	yessicasalinas@millerandlong.com
Miller & Long-- DC	Miller & Long - DC	5151 Wisconsin Avenue NW, Washington DC 20016	brettmcmahon@millerandlongdc.com
Miller Coors LLC	Miller Coors LLC	6 Concourse Parkway Atlanta GA 30328	rochelle.marte@millercoors.com
Monumental Sports and Entertainment	Monumental Sports & Entertainment, Attn: Randal J. Boe	601 F Street, N.W Washington DC 20004	rboe@monumentalsports.com
MTM Inc.	MTM., Inc.	16 Hawk Ridge Drive., Lake St. Louis MO 63367	pstalboerger@mtm-inc.net
N William Jarvis	Comcast of DC	2600 Virginia Avenue NW Suite 202 Washington DC 20037	wjarvis@thejarviscompany.com
N William Jarvis	DC09	2600 Virginia Ave NW Suite 202 Washington DC 20037	wjarvis@thejarviscompany.com
N William Jarvis	IBM	2600 Virginia Avenue NW Suite 202 Washington DC 20037	wjarvis@thejarviscompany.com
N William Jarvis	N William Jarvis	2600 Virginia Ave NW Suite 202 Washington DC 20037	wjarvis@thejarviscompany.com
NAIFA-Greater Washington & GWAHU	NAIFA--Greater Washington & GWAHU	P.O. Box 5153 Arlington VA 22205	dina@naifa-gwdc.org
National Public Radio	National Public Radio	1111 North Capitol St NE Washington DC 20002	dcowan@npr.org

National Strategies LLC	National Strategies LLC	1400 Eye Street NW, Suite 900 Washington DC 20005	agordon@nationalstrategies.com
Nationwide Mutual Insurance	Nationwide Mutual Insurance	7501 Boulders View Drive Suite 500 Richmond VA 23255	beckerr3@nationwide.com
Natural Resources Defense Council	Natural Resources Defense Council	40 West 20th St New York NY 10011	lcatapano@nrdc.org
Novartis Pharmaceuticals Corp.	Novartis Pharmaceuticals Corp.	One Health Plaza Bldg. 701/433 East Hanover NJ 07936	gregory.slyfield@novartis.com
Otsuka America Pharmaceuticals Inc.	Otsuka Pharmaceutical Development & Commercialization	2440 Research Blvd. Rockville MD 20850	donna.erwin@otsuka-us.com
Pascal & Weiss, P.C.	DC Assoc. of Alcohol Beverage Wholesalers	1008 Pennsylvania Ave. SE Washington DC 20003	ppascal@pascalweiss.com
Patton Corporation	WANADA	1373 Wildwood Rd, PO Box 8490 Avon CO 81620	dpatton1221@gmail.com
Patton Corporation	Corizon	PO Box 8490 Avon CO 81620	dpatton1221@gmail.com
Pfizer Inc.	Pfizer Inc.	c/o 2350 Kerner Blvd. Suite 250 San Rafael CA 94901	jskelton@nmgovlaw.com
Pharmaceutical Research and Manufacturers of America	Pharmaceutical Research and Manufacturers of America (PhRMA)	950 F St. NW, Suite 300 Washington DC 20004	paul.larsen@stateandfed.com
Potomac Electric Power Company	Potomac Electric Power Company	701 Ninth Street, NW Washington DC 20008	jmbasley@pepco.com

Property Causality Insurers Assoc. of American (PCI)	Property Causality Insurers Assoc. of American (PCI)	8700 West Bryn Mawr Ave., Ste. 1200S. Chicago IL 60631	micaela.isler@pciaa.net
Providence Hospital	Providence Hospital	1150 Varnum Street, NE Washington DC 20017	afreeman@provhosp.org
Public Consulting Group Inc.	Public Consulting Group	148 Street Boston MA 02109	dqaja@pcgus.com
Pulse Issues & Advocacy LLC	Delta Dental	4410 Massachusetts Avenue NW, #150 Washington DC 20016	kwrege@pulseadvocacy.com
Pulse Issues & Advocacy LLC	PCIAA	4410 Massachusetts Avenue NW, #150 Washington DC 20016	kwrege@pulseadvocacy.com
Pulse Issues & Advocacy LLC	NAIFA	4410 Massachusetts Avenue NW, #150 Washington DC 20016	kwrege@pulseadvocacy.com
Pulse Issues & Advocacy LLC	Aetna	4410 Massachusetts Avenue NW, #150 Washington DC 20016	kwrege@pulseadvocacy.com
Pulse Issues & Advocacy LLC	Crown Captive	4410 Massachusetts Avenue NW, #150 Washington DC 20016	kwrege@pulseadvocacy.com
Pulse Issues & Advocacy LLC	Americas Health Insurance	4410 Massachusetts Avenue NW, #150, Washington DC 20016	kwrege@pulseadvocacy.com
Purdue Pharma One Stamford Forum	Purdue Pharma LP	One Stamford Forum, 201 Tresser Blvd. Stamford CT 06901	alan.must@stateandfed.com

Reckill Benckiser Pharmaceuticals	Reckill Benckiser Pharmaceuticals	399 Interspace Parkway Parsippany, NJ 07054	rob.philo@rb.com
Republic Holdings Corporation	Republic Holdings Corporation	41 West Putnam Ave. Greenwich CT 06830	bsojka@republicholdingscorp.com
Resilient Floors	Dean Thompson	115 Broad Street, Suite 201 Suite 201 LaGrange, Ga. 30240	dean.thompson@rfci.com
Robert Willis	American General Intl. Group	1200 G Street, NW, Suite 800 Washington DC 20005	rmwillstar@msn.com
Robert Willis	AFLAC	1200 G Street, NW, Suite 800 Washington DC 20005	rmwillstar@msn.com
Roetzel & Andress	Donald R. Dinan	600 14th Street, NW, Suite 400 Washington DC 20005	ddinan@ralaw.com
Sanofi-Aventis	Sanofi US	55 Corporate Dr., MS 5A-500A Bridgewater NJ 08807	joseph.devaney@sanofi.com
SEIU Local 32BJ	SEIU Local 32BJ	25 West 18th Street, 5th Floor New York NY 10011	dschmidt@seiu32bj.org
Self-Storage Association	Self-Storage Association	1901 N Beauregard Street, Suite 450 Alexandria VA 22311	tdietz@selfstorage.org
Shakespeare Theatre	Shakespeare Theater	516 8th St SE Washington DC 20003	cjennings@shakespearethetre.org
Sibley Memorial Hospital	Sibley Memorial Hospital	5255 Loughboro Road NW Washington DC 20016	rdavis@jhmi.edu
Solar City	Solar City	505 9 th Street NW Washington DC 20004	

State Farm Insurance	State Farm Mutual Automobile Insurance Company	One State Farm Plaza Bloomington, IL 61710	
Station Townhouses LLC	Station Townhouses LLC	717 2 nd Street NE Washington DC 20002	
Sunovion Pharmaceuticals Inc.	Sunovion Pharmaceuticals Inc.	84 Waterford Drive Marlborough MA 01752	tony.magnetti@sunovion.com
Sunstone Hotels Investors Inc.	Sunstone Hotels Investors Inc.	120 Vantis #350 Aliso Viejo CA 92656	okolpin@sunstonehotels.com
SW Land Investors, LLC	SW Land Investors, LLC	601 13 th Street NW Washington DC 20005	emille.robinson@hklaw.com
Supreme Council, 33	Supreme Council, 33	1733 16th Street, NW Washington DC 20009	bsizemore@scottishrite.org
Susan Mottet	DC Chapter of the National Organization for Women	1401 17th Street NW #110 Washington DC 20036	president@dc-now.org
TC Mid-Atlantic Development IV, Inc.	TC Mid-Atlantic Development IV, Inc.	1055 Thomas Jefferson St NW Suite 600 Washington DC 20007	kmitchell@trammellcrow.com
The Related Companies, LP	The Related Companies, LP	60 Columbus Circle 9 th Floor New York, NY 10023	mbrenner@related.com
Terrell Place Property LLC	Terrell Place Property LLC	1300 Wilson Blvd. #910 Arlington VA 22209	jkovach@beaconcapital.com
The College Board	The College Board	1919 M street NW, Suite 300 Washington DC 20036	mvillafranca@collegebaord.org

The George Washington University	The George Washington University	2121 Eye St NW Washington DC 20052	gwlegal@gwu.edu
The Pew Charitable Trusts	The Pew Charitable Trusts	901 E St NW Washington DC 20004	pewlobbyingcompliance@pewtrusts.org
The Washington Post	The Washington Post	1150 15th St NW Washington DC 20071	naria.belay@washpost.com
Trial Lawyers Association or Metropolitan Washington. D.C.	Trial Lawyers Association of Metropolitan Washington DC	1919 M St NW Suite 350 Washington DC 20036	mary@tla-dc.org
Troutman Sanders Public Affairs Group, LLC	Troutman Sanders Public Affairs Group, LLC	401 9th St NW Suite 1000 Washington DC 20004	hrbert.pena@troutmansanders.com
Troutman Sanders Public Affairs Group, LLC	Troutman Sanders Strategies	401 9th St. NW, Suite 1000 Washington DC 20004	HRBert.Pena@troutmansanders.com
The Urban Institute	The Urban Institute	2100 M Street NW Washington DC 20037	mdewire@urban.org
Uber Technologies	Uber Technologies, Inc.	1455 Market St 4th Floor San Francisco CA 94103	sally.kay@uber.com
UFCW Local 400	UFCW Local 400	8400 Corporate Drive Suite 200 Landover MD 20785	apate@local400.org
United Negro College Fund, Inc.	United Negro College Fund ,Inc.	1805 Seventh St NW Washington DC 20001	dboykin@uncf.org
USAA	USAA	PO Box 2941 Reston, Va. 20195	donna.leaman@usaa.com
USL WDC	USL WDC H Street LLC	1090 Vermont Avenue NW Washington DC 20005	tsmith@insightpropertygrouppllc.com
Venable LLP	Capitol Outdoor	575 7th Street, N.W Washington DC 20004	Whall@venable.com

Venable LLP	Resilient Floor Covering	575 7th Street, N.W Washington DC 20004	whall@venable.com
Venable LLP	Monumental Sports Entertainment	575 7th Street, N.W Washington DC 20004	whall@venable.com
Venable LLP	American Coatings Assoc.	575 7th Street, N.W Washington DC 20004	whall@venable.com
Verizon Washington DC	Verizon Washington DC	1300 I St NW Suite 400w Washington DC 20005	joseph.l.askew.jr@verizon.com
Wal-Mart Stores Inc.	Wal-Mart Stores, Inc.	702 SW 8th St. Bentonville AR 72716	gerard.dehrmann@stateandfed.com
Warner Session, ESQ	Washington DC Chapter National Electrical Contractors Association	1200 19th Street, NW Suite 300 Washington DC 20036	whs@warnersession.com
Warner Session, ESQ	HMS, Inc.	1200 19th Street, NW Suite 300 Washington DC 20036	whs@warnersession.com
Washington Drama Society. Inc. d/b/a Arena Stage	Washington Drama Society. Inc. d/b/a Arena Stage	1101 6th St SW Washington DC 20024	edobie@arenastage.org
WANADA	WANADA	5301 Wisconsin Avenue NW Washington DC 20015	gm@wanada.org
Washington Gas	Washington Gas	101 Constitution Avenue, NW Washington DC 20080	vcourtney@washgas.com
Washington Humane Society	Washington Humane Society	7319 Georgia Ave NW Washington DC 20012	llafontaine@washhumane.org
Washington Parking Association	Washington Parking Association	1200 29th St NW Washington DC 20007	info@washingtonparkingassociation.com

WEM Assoc.	WEM Associates	3413 Stoney brae Drive Falls Church VA 22044	wemcowen@wemassociates.com
Whitman Walker Health	Whitman Walker Health	1701 14 Street NW Washington DC 20009	Dblanchon@whitman-walker.org
Whole Foods Market Group	Whole Foods Market Group Inc.	550 Bowie St Austin TX 78703-4644	albert.percival@wholefoods.com
Xerox Business Services, LLC and its Affiliates	Xerox Business Services, LLC and its Affiliates	1800 M St NW, North Tower Suite 700 Washington DC 20036	tanya.donalty@xerox.com
Zipcar	Zipcar	403 8 th St. NW Washington DC 20004	shall@zipcar.com
Tree Services, Inc.	Tree Services, Inc.	11304 Rhode Island Ave. Beltsville, Md. 20705	wcallahan@adironackTreeExperts.com

DISTRICT OF COLUMBIA COMMISSION ON JUDICIAL DISABILITIES AND TENURE

**Judicial Tenure Commission Begins Reviews Of
Judges John H. Bayly, Jr., And Stephanie Duncan-Peters**

This is to notify members of the bar and the general public that the Commission is reviewing the qualifications of **Judges John H. Bayly, Jr. and Stephanie Duncan-Peters** of the Superior Court of the District of Columbia, who have requested recommendations for reappointment as Senior Judges.

The District of Columbia Retired Judge Service Act P.L. 98-598, 98 Stat. 3142, as amended by the District of Columbia Judicial Efficiency and Improvement Act, P.L. 99-573, 100 Stat. 3233, §13(1) provides in part as follows:

"...A retired judge willing to perform judicial duties may request a recommendation as a senior judge from the Commission. Such judge shall submit to the Commission such information as the Commission considers necessary to a recommendation under this subsection.

(2) The Commission shall submit a written report of its recommendation and findings to the appropriate chief judge of the judge requesting appointment within 180 days of the date of the request for recommendation. The Commission, under such criteria as it considers appropriate, shall make a favorable or unfavorable recommendation to the appropriate chief judge regarding an appointment as senior judge. The recommendation of the Commission shall be final.

(3) The appropriate chief judge shall notify the Commission and the judge requesting appointment of such chief judge's decision regarding appointment within 30 days after receipt of the Commission's recommendation and findings. The decision of such chief judge regarding such appointment shall be final."

The Commission hereby requests members of the bar, litigants, former jurors, interested organizations, and members of the public to submit any information bearing on the qualifications of Judges Bayly and Duncan-Peters which it is believed will aid the Commission. The cooperation of the community at an early stage will greatly aid the Commission in fulfilling its responsibilities. The identity of any person submitting materials will be kept confidential unless expressly authorized by the person submitting the information.

All communications should be mailed, or faxed, by **April 20, 2015**, and addressed to:

District of Columbia Commission on Judicial Disabilities and Tenure
Building A, Room 246
515 Fifth Street, N.W.
Washington, D.C. 20001
Telephone: (202) 727-1363
Fax: (202) 727-9718
E-Mail: dc.cjdt@dc.gov

The members of the Commission are:

Hon. Gladys Kessler, Chairperson
Jeannine C. Sanford, Esq., Vice Chairperson
Michael K. Fauntroy, Ph.D.
Hon. Joan L. Goldfrank
William P. Lightfoot, Esq.
David P. Milzman, M.D.
Anthony T. Pierce, Esq.

BY: /s/ Gladys Kessler
Chairperson

KIPP DC PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Special Education Consulting Services**

KIPP DC is soliciting proposals for special education consulting/professional development services from highly qualified and experienced consultants/educators. The RFP can be found on KIPP DC's website at <http://www.kippdc.org/procurement> beginning on March 13, 2015. Proposals should be uploaded to the website no later than 5:00 P.M., EST, March 20, 2015. Questions should be directed to Michael Cordell at michael.cordell@kippdc.org.

MARY MCLEOD BETHUNE DAY ACADEMY PCS

REQUEST FOR PROPOSAL

Food Service Management Services

Mary McLeod Bethune PCS is advertising the opportunity to bid on the delivery of milk items to children enrolled at the school for the 2014-2015 school year with a possible extension of (2) one year renewals. All milk items must meet at a minimum, but are not restricted to, the USDA National School Breakfast, Lunch, Afterschool Snack and At Risk Supper meal pattern requirements. Additional specifications outlined in the Request for Proposals (RFP) such as; student data, days of service, meal quality, etc. may be obtained beginning on March 6, 2015 from **Don Cole at 202-459-4710 or d.cole@mmbethune.org**

Bids will be accepted at the above address on March 25, 2015 no later than 2:30 P.M.

All bids not addressing all areas as outlined in the (RFP) will not be considered.

**OFFICE OF THE DEPUTY MAYOR
FOR PLANNING AND ECONOMIC DEVELOPMENT**

NOTICE OF FUNDING AVAILABILITY

H STREET NE SMALL BUSINESS CAPITAL IMPROVEMENT GRANTS

The Office of the Deputy Mayor for Planning and Economic Development (DMPED) invites the submission of applications for the H Street NE Small Business Capital Improvement Grants. Funding for this program is authorized under the "H Street NE Retail Priority Area Incentive Act of 2010," effective April 8, 2011 (D.C. Law 18-354; D.C. Official Code § 1-325.171 et seq.), and as amended by the "H Street NE Retail Priority Area Incentive Amendment Act of 2012," effective September 20, 2012 (D.C. Law 19-168).

The grant application was released on **Tuesday, September 9th, 2014**. The grant application is available on the Great Streets website at greatstreets.dc.gov. To be considered for funding, applicants must submit a completed online application to DMPED by **Monday, March 30th, 2015 at 4:00 PM**. Late applications will not be forwarded to the review team. **PLEASE NOTE:** this notice signifies the end of the rolling application for this grant cycle.

Please direct all inquiries to:

LaToyia Hampton, Grants Manager
Office of the Deputy Mayor for Planning and Economic Development
1100 4th Street SW, Suite E500
Washington, DC 20024
Telephone: [\(202\) 724-7648](tel:(202)724-7648)
Email: LaToyia.Hampton@dc.gov

DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD**NOTIFICATION TO SUBMIT PUBLIC COMMENT**

The District of Columbia Public Charter School Board (“PCSB”) hereby gives notice dated March 5, 2015 of an opportunity for the public to submit comment on a request submitted by Meridian Public Charter School to amend its charter to add a new location. Comments must be submitted on or before April 20, 2015. A public hearing will be held on April 20th at 6:30pm. A vote on the matter will be held on May 18th at 6:30pm. For questions please contact Laterica Quinn, Equity and Fidelity Specialist at 202-328-2660. To submit public comment, please call 202-328-2660 or email public.comment@dcpcsb.org.

DISTRICT OF COLUMBIA RETIREMENT BOARD

INVESTMENT COMMITTEE

NOTICE OF CLOSED MEETING

March 19, 2015
10:00 a.m.

DCRB Board Room
900 7th Street, N.W.
Washington, D.C 20001

On Thursday, March 19, 2015, at 10:00 a.m., the District of Columbia Retirement Board (DCRB) will hold a closed investment committee meeting regarding investment matters. In accordance with D.C. Code §2-575(b)(1), (2), and (11) and §1-909.05(e), the investment committee meeting will be closed to deliberate and make decisions on investments matters, the disclosure of which would jeopardize the ability of the DCRB to implement investment decisions or to achieve investment objectives.

The meeting will be held in the Board Room at 900 7th Street, N.W., Washington, D.C 20001.

For additional information, please contact Deborah Reaves, Executive Assistant/Office Manager at (202) 343-3200 or Deborah.Reaves@dc.gov.

DISTRICT OF COLUMBIA RETIREMENT BOARD

NOTICE OF OPEN PUBLIC MEETING

March 19, 2015
1:00 p.m.

900 7th Street, N.W.
2nd Floor, DCRB Boardroom
Washington, D.C. 20001

The District of Columbia Retirement Board (DCRB) will hold an Open meeting on Thursday, March 19, 2015, at 1:00 p.m. The meeting will be held at 900 7th Street, N.W., 2nd floor, DCRB Boardroom, Washington, D.C. 20001. A general agenda for the Open Board meeting is outlined below.

Please call one (1) business day prior to the meeting to ensure the meeting has not been cancelled or rescheduled. For additional information, please contact Deborah Reaves, Executive Assistant/Office Manager at (202) 343-3200 or Deborah.reaves@dc.gov.

AGENDA

- | | |
|---------------------------------------|-----------------|
| I. Call to Order and Roll Call | Chairman Bress |
| II. Approval of Board Meeting Minutes | Chairman Bress |
| III. Chairman's Comments | Chairman Bress |
| IV. Executive Director's Report | Mr. Stanchfield |
| V. Investment Committee Report | Ms. Blum |
| VI. Operations Committee Report | Mr. Ross |
| VII. Benefits Committee Report | Mr. Smith |
| VIII. Legislative Committee Report | Mr. Blanchard |
| IX. Audit Committee Report | Mr. Hankins |
| X. Other Business | Chairman Bress |
| XI. Adjournment | |

OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA
RECOMMEND FOR APPOINTMENTS OF NOTARIES PUBLIC

Notice is hereby given that the following named persons have been recommended for appointment as Notaries Public in and for the District of Columbia, effective on or after April 1, 2015.

Comments on these potential appointments should be submitted, in writing, to the Office of Notary Commissions and Authentications, 441 4th Street, NW, Suite 810 South, Washington, D.C. 20001 within seven (7) days of the publication of this notice in the *D.C. Register* on March 13, 2015. Additional copies of this list are available at the above address or the website of the Office of the Secretary at www.os.dc.gov.

D.C. Office of the Secretary
Recommended for appointment as a DC Notaries Public

Effective: April 1, 2015
Page 2

Anwar	Ali Taha	Kase & Associates, PC 1050 Connecticut Avenue, NW, 10th Floor	20036
Bah	Diane Ramata	Wells Fargo Bank 3325 14th Street, NW	20010
Barnes	Tiffany Nicole	First Potomac Realty Trust 1211 Connecticut Avenue, NW, Suite 400	20036
Beckwith	Gwendolyn J.	Classic Concierge 815 Connecticut Avenue, NW	20006
Bladen-White	Lauren	Friends Committee on National Legislation 245 2nd Street, NE	20002
Bland	William A.	Robert A. Ades & Associates, PC 1140 Connecticut Avenue, NW, Suite 1100	20036
Bolton	Lucy	Brandywine Apartments of Maryland, LLC 4545 Connecticut Avenue, NW, LLC	20008
Bonilla	Edwin D.	BB& T 1801 Adams Mill Road, NW	20009
Boyd	Sharita Rebecca	Howard Boyd Attorney at Law 1220 L Street, NW, Suite 100-482	20005
Brooks	Lisa M.	PNC Bank, NA 7601 Georgia Avenue, NW	20012
Burley	Margaret	U.S. Housing and Urban Development 451 7th Street, SW	20416
Carter	Karly	DC National Guard 2001 East Capital Street, NE	20003
Cioffi	Nicholas C.	Self (Dual) 1343 South Carolina Avenue, SE	20003
Contaste	Sharma	Cleary Gottlieb Steen & Hamilton LLP 2000 Pennsylvania Avenue, NW	20006

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Crawford	Jacqueline	AARP Foundation Litigation 601 E Street, NW	20049
Dunning	Laura L.	Akin Gump Strauss Hauer & Feld LLP 1333 New Hampshire Avenue, NW	20036
Farmer	Victoria	Maloney & Mohsen, PLLC 5039 Connecticut Avenue NW, Building 1	20008
Foreman	Doris A.	Fort Lincoln Senior Dwelling 2855 Bladensburg Road, NE , Suite 120	20018
Frye	Jay L.	Jay L. Frye State Farm Insurance Agent 1211 Connecticut Avenue, NW, Suite 520	20036
Graham	Akim	Merrill Corporation 1325 G Street, NW	20005
Gross-Bethel	Jean M.	Office of the People's Counsel for the District of Columbia 1133 15th Street, NW, Suite 500	20005
Guberovic	Anita	Michael Rinaldi & Co. LLP 5028 Wisconsin Avenue, NW	20016
Hall	Jennifer	DDOT-Public Space Regulation Administration 1100 4th Street, SW, Suite E-360	20024
Heer III	Raymond R.	Alderson Reporting Company, Inc. 1155 Connecticut Avenue, NW	20036
Heller	Megan	Families Against Mandatory Minimums Foundation 1100 H Street, NW, Suite 1000	20005
Hicks	Jeanarta	Wells Fargo 1545 Alabama Avenue, SE	20032
Jones	Jean-Marie	Bailey & Glasser, LLP 910 17th Street, NW, Suite 800	20006

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Jones	Patricia	Bynum and Jenkins Law Firm 1667 K Street, NW, Suite 677	20006
Kurz	Jaclyn M.	Federal Title and Escrow Company 5335 Wisconsin Avenue, NW, Suite 700	20015
Lesesne	Katherine	National Labor Relations Board 1099 14th Street, NW	20570
Lewis	Charles Williams	Plenary Enterprises Inc. 1613 Rhode Island Avenue, NE	20018
Louderback	Matthew L.	District Legal Services 1605 7th Street, NW	20001
Lynch	Victoria	Fidelity Investments 1900 K Street, NW, Suite 110	20006
Mandell	Melissa	Merrill Corporation 1325 G Street, NW, 2nd Floor	20005
Marquez	Claudia Lovo	Bank of America 901 K Street, NW, Suite 101	20001
McGhee-Starke	Yivetta J.	Reno & Cavanaugh, PLLC 455 Massachusetts Avenue, NW, Suite 400	20001
McKissisk	Denise Christine	Kenergy Solar, LLC 7059 Blair Road, NW, Suite 201	20012
McTyre	Susana	Greenberg Traurig LLP 2101 L Street, NW	20037
Mutersbaugh	Linda L.	R.B. Properties 1054 31st Street, NW, Suite 1000	20007
Nelson	Sharon M.	Office of the Chief Financial Officer/Office of Budget and Planning 1350 Pennsylvania Avenue, NW, Suite 229	20004
Ngombi	Emma	Bank of America 3821 Minnesota Avenue, NE	20019

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Niegemann	Brian R.	Rosette, LLP 1100 H Street, NW, Suite 400	20005
Paguyo	Mary Katherine D.	Morgan Stanley 1775 I Street, NW, Suite 200	20006
Pearsall	Constance A.	National Education Association 1201 16th Street, NW	20036
Platero	Ana Elizabeth	Law Office of Jose Pertierra 1010 Vermont Avenue, NW, Suite 514	20005
Plews	Susan M.	Society of Mary / Marist Fathers and Brothers/Marist Society, Inc. 815 Varnum Street, NE	20017
Pope	Nicole Marie	Mathematica Policy Research 1100 First Street, NE, 12th Floor	20002
Puryear	Cheryl A.	George Washington University 2025 F Street, NW	20052
Quardri	Lola	ARK Construction Group Inc. 600 Water Street, SW, Pier 3, Suite 203	20024
Reyes	Marisol	Wells Fargo Bank 3325 14th Street, NW	20010
Reynolds	Angelica	Project Vote, Inc. 805 15th Street, NW, Suite 250	20005
Rice	Carolyn	PNC Bank 1920 L Street, NW	20006
Robinson	Cheryl	Change-All Souls Housing Corporation 2900-A 14th Street, NW	20009
Romero	Crystal V.	Law Office of Jose Pertierra 1010 Vermont Avenue, NW, Suite 514	20005
Ruffin	Kelly L.	Washington First Bank 1146 19th Street, NW	20036

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Sauders	Steven	Wells Fargo Bank 2119 Bladensburg Road, NE	20018
Schell	Sarah A.	The Veritas Law Firm 1225 19th Street, NW	20036
Scroggins	Jessie L.	TIAA-CREF 601 13th Street, NW, Suite 700N, West	20005
Shackett	Victoria Paxton	Premium Distributors of Washington DC, L.L.C. 3500 Fort Lincoln Drive, NE	20018
Shifflett	Justin	Schulze & Pederson, Chtd. 5039 Connecticut Avenue, NW, Building 3	20008
Shrestha	Rachana	Housing Assistance Council 1025 Vermont Avenue, NW	20005
Silver	Leslie Carter	Silver, McGowan & Silver, P.C. 1612 K Street, NW, Suite 1204	20006
Skinner	Aubrey	Wilson-Epes Printing Co., Inc. 775 H Street, NE	20002
Swindal	Palmer	SunTrust 1369 Connecticut Avenue, NW	20036
Tefera	Kassahun	Metro Lab LLC 3422 Georgia Avenue, NW	20010
Tilman	Amy	C-SPAN 400 North Capitol Street, NW, Suite 650	20001
Ugorji-Osuagwu	Arnitta M.	Providence Hospital 1053 Buchanan Street, NE	20017
Walder	Barbara J.	Reno & Cavanaugh, PLLC 455 Massachusetts Avenue, NW, Suite 400	20001

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Washington	Jean O.	Department of Housing and Community Development 1800 Martin Luther King, Jr., Avenue, SE	20020
White	Demetria	District of Columbia Public School/OSSE 810 First Street, NE, 9th Floor	20002
Williams	Christina	DLA Piper LLP (US) 500 Eighth Street, NW	20004
Wilson	Shari R.	Harbour Square Owners, Inc. 500 N Street, SW	20024

TWO RIVERS PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Facilities and Janitorial Services**

Two Rivers Public Charter School invites all interested parties to submit proposals to provide facilities maintenance and janitorial services. Companies may submit proposals for one or both of the requested services. The complete RFPs can be obtained by contacting Gail Williams at procurement@tworiverspcs.org. All responses will be due by April 10, 2015.

Technology Management and Maintenance

Two Rivers Public Charter School invites all interested parties to submit proposals to provide technology management and maintenance services. The complete RFP can be obtained by contacting Gail Williams at procurement@tworiverspcs.org. All responses will be due by April 10, 2015.

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Audit Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Audit Committee will be holding a meeting on Thursday, March 26, 2015 at 9:30 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water’s website at www.dcwater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or لمانley@dcwater.com.

DRAFT AGENDA

- | | | |
|----|---------------------------------------------------------------|------------------|
| 1. | Call to Order | Chairman |
| 2. | Summary of Internal Audit Activity -
Internal Audit Status | Internal Auditor |
| 3. | Executive Session | Chairman |
| 4. | Adjournment | Chairman |

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) will be holding a meeting on Thursday, March 19, 2015 at 9:30 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water's website at www.dewater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or linda.manley@dewater.com.

DRAFT AGENDA

- | | | |
|----|-----------------------------------------------------|-----------------------|
| 1. | Call to Order | Board Chairman |
| 2. | Roll Call | Board Secretary |
| 3. | Approval of February 5, 2015 Meeting Minutes | Board Chairman |
| 4. | Committee Reports | Committee Chairperson |
| 5. | General Manager's Report | General Manager |
| 6. | Action Items
Joint-Use
Non Joint-Use | Board Chairman |
| 7. | Other Business | Board Chairman |
| 8. | Adjournment | Board Chairman |

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Environmental Quality and Sewerage Services Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Environmental Quality and Sewerage Services Committee will be holding a meeting on Thursday, March 19, 2015 at 10:15 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water's website at www.dewater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or linda.manley@dewater.com.

DRAFT AGENDA

- | | | |
|----|------------------------------------------------|------------------------------------------------|
| 1. | Call to Order | Committee Chairperson |
| 2. | AWTP Status Updates
1. BPAWTP Performance | Assistant General Manager,
Plant Operations |
| 3. | Status Updates | Chief Engineer |
| 4. | Project Status Updates | Director, Engineering &
Technical Services |
| 5. | Action Items
- Joint Use
- Non-Joint Use | Chief Engineer |
| 6. | Emerging Items/Other Business | |
| 7. | Executive Session | |
| 8. | Adjournment | Committee Chairperson |

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Finance and Budget Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Finance and Budget Committee will be holding a meeting on March 26, 2015 at 11:00 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water's website at www.dcwater.com.

For additional information please contact: Linda R. Manley, Board Secretary at (202) 787-2332 or lmanley@dcwater.com.

DRAFT AGENDA

- | | | |
|----|------------------------------------|------------------------------|
| 1. | Call to Order | Chairman |
| 2. | February 2015 Financial Report | Director of Finance & Budget |
| 3. | Agenda for April Committee Meeting | Chairman |
| 4. | Adjournment | Chairman |

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**BOARD OF DIRECTORS****NOTICE OF PUBLIC MEETING****Governance Committee**

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Governance Committee will be holding a meeting on Wednesday, March 11, 2015 at 9:00 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water's website at www.dewater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or linda.manley@dewater.com.

DRAFT AGENDA

- | | |
|------------------------------------------------|---------------------------------|
| 1. Call to Order | Chairperson |
| 2. Government Affairs: Update | Government Relations
Manager |
| 3. Update on the Compliance Monitoring Program | TBD |
| 4. Update on the Workforce Development Program | Contract Compliance Officer |
| 5. Emerging Issues | Chairperson |
| 6. Agenda for Upcoming Committee Meeting (TBD) | Chairperson |
| 7. Executive Session | |
| 8. Adjournment | Chairperson |

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Human Resources and Labor Relations Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Human Resources and Labor Relations Committee will be holding a meeting on Wednesday, March 18, 2014 at 9:00 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water’s website at www.dcwater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or لمانley@dcwater.com.

DRAFT AGENDA

- 1. Call to Order Committee Chairperson
- 2. Union Presidents
- 3. Other Business
- 4. Executive Session Committee Chairperson
- 5. Adjournment Committee Chairperson

DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

BOARD OF DIRECTORS

NOTICE OF PUBLIC MEETING

Water Quality and Water Services Committee

The Board of Directors of the District of Columbia Water and Sewer Authority (DC Water) Water Quality and Water Services Committee will be holding a meeting on Thursday, March 19, 2015 at 11:15 a.m. The meeting will be held in the Board Room (4th floor) at 5000 Overlook Avenue, S.W., Washington, D.C. 20032. Below is the draft agenda for this meeting. A final agenda will be posted to DC Water’s website at www.dewater.com.

For additional information, please contact Linda R. Manley, Board Secretary at (202) 787-2332 or linda.manley@dewater.com.

DRAFT AGENDA

- | | | |
|----|--------------------------------|------------------------------------------|
| 1. | Call to Order | Committee Chairperson |
| 2. | Water Quality Monitoring | Assistant General Manager, Consumer Ser. |
| 3. | Action Items | Assistant General Manager, Consumer Ser. |
| 4. | Emerging Issues/Other Business | Assistant General Manager, Consumer Ser |
| 5. | Executive Session | |
| 6. | Adjournment | Committee Chairperson |

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 17229-A (originally designated as Application No. 18919) of Hillwood Estate, Museum and Gardens, Motion for Modification of Certain Conditions Established in Order No. 17229, Governing the Operation of an Approved Museum Under § 201, in the TSP/D/R-1-A District at Premises 4155 Linnean Avenue, N.W. (Square 2245, Lot 1), pursuant to §§ 3103.2 and 3129.7 of the Zoning Regulations.¹

Application No. 17229 was pursuant to 11 DCMR § 3103.2, for a variance to allow modification of certain previous conditions of BZA Orders (including BZA Order No 16019), governing the operation of an approved museum under section 201, in the TSP/D/R-1-A District at premises 4155 Linnean Avenue, N.W. (Square 2245, Lot 1).

DECISION DATE (Application No. 17229):	January 11, 2005
FINAL ORDER ISSUANCE DATE (No. 17229):	January 28, 2005
HEARING DATE FOR MODIFICATION:	February 10, 2015
MODIFICATION DECISION DATE:	February 10, 2015

SUMMARY ORDER ON REQUEST FOR MODIFICATION

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibit 5.)

BACKGROUND

On January 11, 2005, the Board of Zoning Adjustment (the “Board” or “BZA”) last approved Hillwood Museum and Gardens’ (the “Applicant”) request for a variance pursuant to 11 DCMR § 3103.2, to allow modification of certain previous conditions of BZA Orders, including BZA Order No. 16019, governing the operation of an approved museum under § 201, in the R-1-A District at premises 4155 Linnean Avenue, N.W. (Square 2245, Lot 1). The site has been operated as a museum pursuant

¹ This application was originally filed as a new application and designated Case No. 18919, but that designation was amended at the public hearing to 17229-A for administrative efficiency and the caption has been amended to reflect that change. Prior approvals of the use of the subject property are contained in Order Nos. 12297, 13668, 14735, 16019, and 17229. Further, the caption has been amended to reflect the current Zone District, TSP/D/R-1-A. In Order No. 17229, the zoning had been R-1-A. The application (17229-A) requests both a use variance pursuant to § 3103.2 and modification of conditions pursuant to § 3129.7, and the caption cites relief under both subsections accordingly. (Exhibits 1 and 8.)

BZA APPLICATION NO. 17229-A**PAGE NO. 2**

to BZA Order Nos. 12297, 13668, 14735, 16019, and 17229.² (See, Exhibit 8, Tabs C, D, E, F, and G.)

In its statement the Applicant described the history of this case. The Applicant noted that in 1955, Marjorie Merriweather Post bought the subject property to serve as both her residence and as a future museum. In 1968, Mrs. Post deeded the estate and collections to the Smithsonian Institution, subject to her retention of a lifetime interest. Upon her death in 1973, the Smithsonian began preparations to operate the estate as a public museum. However, on July 1, 1976, the Smithsonian, being unable to resolve all of its operational problems, returned Hillwood and its collections to the Marjorie Merriweather Post Foundation of D.C. (the "Foundation"). The Foundation, in keeping with the desires expressed in Mrs. Post's will, pursued the operation of Hillwood as an independent museum.

Since 1977, the Foundation has operated the estate as a specialized public museum with the endowment left by Mrs. Post for that purpose, pursuant to the BZA's approval in BZA Application No. 12297. That approval, which became final on April 15, 1977, was limited to a period of five years and eight other conditions.

In 1982, the Foundation sought and received Board approval, pursuant to BZA Order No. 13668, to continue the use of Hillwood as a museum on a permanent basis, and to construct two additional accessory buildings on the site: a Tea Room/Gift Shop and an Indian Artifact Collection Building. That approval also was subject to eight conditions.

In 1988, the Foundation received Board approval, pursuant to BZA Order No. 14735, to construct additions to the Library and Gift Shop.

In 1995, the Foundation received Board approval, pursuant to BZA Order No. 16019, to allow additions to and modifications of existing structures, new construction, and modifications of certain conditions of previous Board Orders governing the operation of the museum. That approval, which became final on October 26, 1995, was subject to 19 conditions.

In 2004, the Foundation received Board approval, pursuant to BZA Order No. 17229, to allow modifications of certain previous conditions governing the operation of the museum. That approval, which became final on January 28, 2005, was subject to 15 conditions.

2015 APPLICATION FOR VARIANCE AND MODIFICATION OF CONDITIONS

² For ease of case research and administrative efficiency, from this application forward, the case record should be cited as Case No. 17229 and add letters to that Case No. for future changes and applications regarding this property and use.

BZA APPLICATION NO. 17229-A

PAGE NO. 3

On November 5, 2014, the Applicant filed an Application pursuant to 11 DCMR §§ 3103.2 and 3129.7, for a variance to allow modification of certain previous conditions of BZA Orders governing the operation of an approved museum under § 201 at the subject property. This application was deemed Case No. 18919, but subsequently designated as Case No. 17229-A. (Exhibit 1, Case No. 17229-A.) The record reflects that notice by electronic mail and first class mail was given to the Office of Planning (“OP”) and Advisory Neighborhood Commission (“ANC”) 3F, the affected ANC, and to property owners within 200 feet. In addition, the record reflects that notice was provided to the National Park Service and the U.S. Secretary of State. The Applicant indicated that it met with area residents regarding the proposed modifications to the operating conditions and has reached an agreement with several property owners within 200 feet regarding the proposed conditions. (Exhibits 8 and 28.)

The Applicant stated that it does not propose any new structures or expansion of any existing structures. The Applicant proposes to change some of the conditions under which it may operate in order to have greater flexibility with Sunday and evening events so the museum can operate more effectively in response to a changing climate of museum visitors and thereby allowing it to fulfill its overall mission and better serve its constituency. The modified conditions (by the condition number) include: 1. Days of operation, 3. No appointments necessary, 4. Increase to 200 parking spaces, 5. Two buses permitted on two Sundays per year, 6. Increase to seven overflow events, 7. Sundays and evening events, 8. Removing liaison committee requirement, 16. New condition: requiring Applicant to meet with area residents upon request to resolve disputes. More specifically, the Applicant requested the following modifications to the conditions previously approved in Case No. 17229 governing the operations of an approved museum under § 201 in the TSP/D/R-1A District at premises 4155 Linnean Avenue, N.W. (Square 2245, Lot 1):

1. Condition No. 1: change the word “Saturday” to “Sunday”;
2. Condition No. 4: change 110 cars to 200 cars and add a provision that says: “If they plan to drive, they will be denied a reservation unless there is adequate space in the lot for their car, considering the anticipated demand from visitors (defined herein as anyone who is not an employee) and employees (defined herein as paid staff and volunteers). If guests arrive without reservations and there is adequate parking to accommodate them and all guests with reservations, they will be admitted to the museum.”

3. Condition No. 5: changes (in bold) so the condition reads as follows:

On Tuesday through Saturday, no more than two buses shall be permitted to enter the property each morning and each afternoon. **Buses shall not be permitted on Sunday except that two buses on each of two Sundays per year are permitted.**

4. Condition No. 6: change the word “four” to “seven” in the first phrase in the condition and add new paragraphs vi through ix as follows:

BZA APPLICATION NO. 17229-A

PAGE NO. 4

- vi. Signs will be placed at the entrances to Hillwood similar to the following: "All employees and visitors arriving by car must park on the premises."
 - vii. Drop-off and pickup for valet parking will be adjacent to the Visitors Center or another main building on the premises.
 - viii. Contracts with valet parking companies will expressly prohibit drivers from parking on the street.
 - ix. To the extent practicable, Hillwood will not schedule overflow events on days when other nearby institutions are having large events. Such institutions include Levine School of Music, the Embassy of the Netherlands, and Howard Law School, or their successors.
5. Condition No. 7: change the condition to read as follows:
- 7. In addition to the seven "overflow" events discussed in Condition No. 6, evening events shall be limited as follows:
 - a. All evening events shall be primarily educational events related to Hillwood's mission or fundraising events for Hillwood.
 - b. No more than two evening events shall be held in any calendar week, except that up to three times per year there may be three evening events in one calendar week.
 - c. The educational evening activities shall end no later than 10:00 p.m., except that in the summer months there may be one event per week that will end no later than 11:00 p.m. In addition, Hillwood may host three additional events that will end no later than 11:00
 - d. Attendance shall be limited to 200 cars at evening events, including limousines.
 - e. Buses at evening events shall be limited to five evening events per year. At such events, there may be no more than five bus arrivals including both drop-offs and pick-ups. Space shall be provided for bus parking on the property. Signs, invitations and other advertising media will direct visitors not to park on the street.
 - f. Free valet parking will be provided for off-site parking.
 - g. Hillwood will take all reasonable measures to assure that visitors do not park on the street. These must include, at a minimum, the same measures as for overflow events, as described in Condition No. 6(c).
6. Condition No. 8: add the words "as needed" to 8b so it shall read: "During all events, both gates will be opened for ingress as needed.
7. Condition No. 10: change to read as follows: Hillwood agrees to communicate with area residents and ANC 3F quarterly about events and activities at Hillwood.
8. Condition No. 16: add a new condition to read as follows:

BZA APPLICATION NO. 17229-A**PAGE NO. 5**

Upon request, Hillwood shall meet with area residents to discuss matters of concern. Nothing herein will prevent Hillwood from meeting with the Neighborhood Party or Parties as often as reasonably necessary to resolve a dispute.

Pursuant to § 3129.7, the Board conducted a hearing on the application for variance and to modify the conditions the museum was operating under on February 10, 2015. OP filed a report dated February 10, 2015 (Exhibit 29) recommending approval of the requested use variance relief to allow the modification of the current operational conditions to reflect an expansion of the operations and appeared at the hearing. The affected ANC, ANC 3F, which was a party in support to the underlying case, filed a report dated November 18, 2014, indicating that at a duly noticed and scheduled meeting on that same date, the ANC, with a quorum present, voted unanimously (7-0-0) in support of the proposed changes and requested relief. (Exhibit 24.)

A memorandum of understanding with the neighbors within 200 feet was submitted for the record. (Exhibit 28.) In addition, a neighbor from across the street testified in support of the application at the public hearing.

Variance Relief

As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3103.2 for a use variance from 11 DCMR § 201. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, and having given great weight to the ANC and OP reports filed in this case, the Board concludes that in seeking a use variance from 11 DCMR § 201, the Applicant has met the burden of proof under 11 DCMR § 3103.2, that there exists an exceptional or extraordinary situation or condition related to the property that creates an undue hardship for the owner in complying with the Zoning Regulations, and that the relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Modification of Conditions Request

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR § 3129, that the requested modification of conditions can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map. No parties opposed this modification. Accordingly, a decision of the Board to grant this modification would not be adverse to any Party.

BZA APPLICATION NO. 17229-A**PAGE NO. 6**

The Board concludes that the Applicant's proposed Modification of the conditions cited in this Order are well supported and consistent with requirements of § 3129.7 of the Zoning Regulations and represents a modification that does not change the material facts the Board relied upon in approving the original application.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.5, that the order of the Board be accompanied by findings of fact and conclusions of law.

It is therefore **ORDERED** that this application be **GRANTED AND THAT THE CONDITIONS IN ORDER NO. 17229 ARE MODIFIED TO READ AS FOLLOWS:**

1. The facility shall be open Tuesday through Sunday for regular daily visits.
2. The hours of operation for regular daily visits shall be from 8:30 a.m. to 6:00 p.m.
3. Visitors shall be admitted by appointment. Appointments shall be limited by parking availability as described in Condition No. 4 below.
4. The number of visitors shall be limited to the facility's parking capacity of 200 cars, including limousines, at any one time. Reservations shall be made for no more than 200 cars in the morning and 200 cars in the afternoon. At the time of reservation, Hillwood staff shall ask visitors how they plan to arrive at Hillwood. If they plan to drive, they shall be denied a reservation unless there is adequate space in the lot for their car, considering the anticipated demand from visitors (defined herein as anyone who is not an employee) and employees (defined herein as paid staff and volunteers). If guests arrive without reservations and there is adequate parking to accommodate them and all guests with reservations, they will be admitted to the museum. There shall be no charge for parking.
5. On Tuesday through Saturday, no more than two buses shall be permitted to enter the property each morning and each afternoon. Buses shall not be permitted on Sunday with the exception of up to two Sundays per year, and on those two Sundays, up to two buses are permitted.
6. Up to seven overflow events per year may be held without limit on the number of cars or attendees, under the following conditions:
 - a. The event is either a fundraising event for Hillwood or is primarily related to Hillwood's educational mission;
 - b. Sufficient off-street parking is provided so that no vehicle needs to park on the street;

BZA APPLICATION NO. 17229-A

PAGE NO. 7

- c. Hillwood takes all reasonable measures to assure that visitors do not park on the street. These measures shall include, at a minimum:
 - i. Signs, invitations and other advertising media shall direct visitors not to park on the street;
 - ii. Free valet parking will be provided for off-site parking;
 - iii. During each overflow event, there may be no more than two bus arrivals including drop-offs and pickups;
 - iv. For purposes of this order, buses are defined as passenger vehicles that exceed 25 feet in length;
 - v. Space shall be provided for bus parking on the property;
 - vi. Signs shall be placed at the entrances to Hillwood similar to the following: "All employees and visitors arriving by car must park on the premises";
 - vii. Drop-off and pickup for valet parking shall be adjacent to the Visitors Center or another main building on the premises;
 - viii. Contracts with valet parking companies shall expressly prohibit drivers from parking on the street; and
 - ix. To the extent practicable, Hillwood will not schedule overflow events on days when other nearby institutions are having large events. Such institutions include Levine School of Music, the Embassy of the Netherlands, and Howard Law School, or their successors.
7. In addition to the seven "overflow" events discussed in Condition No. 6, evening events shall be limited as follows:
 - a. All evening events shall be primarily educational events related to Hillwood's mission or fundraising events for Hillwood;
 - b. No more than two evening events shall be held in any calendar week, except that up to three times per year there may be three evening events in one calendar week;
 - c. The educational evening activities shall end no later than 10:00 p.m., except that in the summer months there may be one event per week that will end no later than 11:00 p.m. In addition, Hillwood may host three additional events that will end no later than 11:00;

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- d. Attendance shall be limited to 200 cars at evening events, including limousines;
 - e. Buses at evening events shall be limited to five evening events per year. At such events, there may be no more than five bus arrivals including both drop-offs and pick-ups. Space shall be provided for bus parking on the property. Signs, invitations and other advertising media will direct visitors not to park on the street;
 - f. Free valet parking shall be provided for off-site parking; and
 - g. Hillwood shall take all reasonable measures to assure that visitors do not park on the street. These must include, at a minimum, the same measures as for overflow events, as described in Condition No. 6(c).
8. Hillwood shall implement measures to reduce the queue on Linnean.
- a. At no time shall Hillwood permit a street queue of more than three cars at the upper entrance or two cars at the lower entrance;
 - b. During all events, both gates will be opened for ingress as needed;
 - c. At no time shall Hillwood permit a street queue of more than one bus; and
 - d. All buses and taxis that park or wait must do so on the property.
9. No amplified music or speech shall be allowed at the site that can be heard off the premises.
10. Hillwood shall communicate with area residents and ANC 3F quarterly about events and activities at Hillwood.
11. No outside groups or individuals shall be allowed to rent the applicant's facility.
12. The applicant shall provide security at the site 24 hours a day, seven days a week.
13. The existing "No right turn" sign shall be maintained at all vehicular exits from the site.
14. The applicant shall request that visitors exit from the facility toward Tilden Street.

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15. All parking shall occur on the premises, except as provided in Condition No. 6 above.

16. Upon request, Hillwood shall meet with area residents to discuss matters of concern. Nothing herein will prevent Hillwood from meeting with the Neighborhood Party or Parties as often as reasonably necessary to resolve a dispute.

In all other respects, approvals in Orders No. 12297, 13668, 14735, 16019, and 17229 remain unchanged.

VOTE ON APPLICATION NO. 17229 ON JANUARY 11, 2005: 5-0-0

(Geoffrey H. Griffis, Ruthanne G. Miller, John A. Mann II, Curtis L. Etherly, Jr., and John G. Parsons to **APPROVE**.)

VOTE ON APPLICATION NO. 17229-A AND MODIFICATION OF CONDITIONS IN ORDER NO. 17229 (FEBRUARY 10, 2015): 4-0-1

(Lloyd J. Jordan, Marnique Y. Heath, Jeffrey L. Hinkle, and Robert E. Miller to **APPROVE**; the third Mayoral appointee vacant.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this summary order.

ATTESTED BY: _____

SARA A. BARDIN
Director, Office of Zoning

FINAL DATE OF ORDER: March 4, 2015

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18079-B (originally No. 18926¹) of Church of the Pilgrims, pursuant to 11 DCMR § 3104.1, for a special exception from the child development center requirements of § 205, to expand and extend the term of the operation of an existing child development center of 74 students aged 12 months to six years, including 18 staff, in the R-3 District at premises 2201 P Street, N.W. (Square 2510, Lot 827).

HEARING DATE: February 24, 2015

DECISION DATE: February 24, 2015

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibit 7.)

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 2D and to owners of property located within 200 feet of the site. The site of this application is located within the jurisdiction of ANC 2D, which is automatically a party to this application. The ANC did not submit a written report or appear at the hearing to testify. Both the Applicant and the Office of Planning testified that ANC 2D was supportive. The Applicant submitted a copy of an email from ANC 2D to the record that included the minutes from the ANC's meeting on January 12, 2015, that showed the ANC, with a quorum present, voted (2-0) to approve the application to increase the school capacity.² (Exhibit 33.) A letter of support from the adjacent ANC, ANC 2B, was submitted to the record.³ (Exhibit 31.)

¹ For administrative efficiency, this application number has been changed from 18926 to 18079-B. This is an application to expand and extend the term of an existing child development center.. Prior orders approving child development centers at the same property include: 8017 (1964; 50 children, one-year term); 8486 (1966; 50 children, one-year term); 9335 (1967; 50 children, one-year term); 10060 (1969; five-year term requested); 14172 (1984; 24 children; two-year term); 14518 (1986; 24 children; five-year term, one condition modified in 1987); 15534 (1991; order increasing number of children from 24 to 37 and number of staff from six to 10); 18079 (2010; 50 children, 12 staff; 10-year term; Condition No. 7 modified in 2011 in 18079-A). This caption has been changed and the case application has been renumbered to reflect that it continues a use that was approved last in 2010 in Application No. 18079 and 18079-A.

² The submitted email did not meet the Board's requirements for ANC reports to get great weight.

³ As ANC 2B is not the affected ANC, but only an adjacent ANC and it did not request party status, the Board did not grant its letter the great weight reserved for an ANC that is a party.

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The Office of Planning ("OP") submitted a timely report recommending approval of the application, subject to the conditions adopted in No. 18079 and 18079-A, with a change to condition No. 2 to reflect the request of 74 children (ages 12 months to six years old) and 18 staff (Exhibit 26), and testified in support of the application at the hearing. The District Department of Transportation ("DDOT") submitted a timely report of no objection. (Exhibit 27.)

As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for a special exception from the child development center requirements of § 205, to expand and extend the term of the operation of an existing child development center in the R-3 District. The existing child development center was approved in 2010, subject to conditions including a 10-year term of approval. The current application would continue the use approved in 2010, subject to the same conditions, except with increases in the number of children (from 50 to 74) and staff (from 12 to 18) and with a new term of at least 10 years. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, and having given great weight to the OP report filed in this case, the Board concludes that the Applicant has met the burden of proof for special exception relief, pursuant to 11 DCMR § 3104.1 and § 205, and that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED THAT THIS APPLICATION IS HEREBY GRANTED SUBJECT TO THE FOLLOWING CONDITIONS:**

1. This approval shall be for a term of **TEN (10) YEARS**, beginning on the date upon which the order became final.
2. The Applicant's enrollment shall be limited to 74 children (ages 12 months to six years) and its staff shall be limited to a maximum of 18 persons.
3. The Applicant's days and hours of operation shall be Monday through Friday, 8:00 a.m. to 6:00 p.m.
4. The Applicant shall provide a "right-turn-only" sign on Florida Avenue.

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5. The Applicant shall maintain in good condition the fence around the property and do all that is possible to limit any infringement on neighboring properties.
6. The Applicant shall provide commercial trash and garbage collection.
7. The Applicant shall designate a school employee to be an on-site traffic monitoring coordinator to ensure the safe pick-up and drop-off of children and to resolve any traffic flow issues and concerns, as may be appropriate.

VOTE: **3-0-2** (Lloyd J. Jordan, Anthony J. Hood, and Marnique Y. Heath to APPROVE; Jeffrey L. Hinkle, not present or participating; one seat vacant.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: March 3, 2015

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN SIX MONTHS AFTER IT BECOMES EFFECTIVE UNLESS THE USE APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

PURSUANT TO 11 DCMR § 3205, THE PERSON WHO OWNS, CONTROLS, OCCUPIES, MAINTAINS, OR USES THE SUBJECT PROPERTY, OR ANY PART THERETO, SHALL COMPLY WITH THE CONDITIONS IN THIS ORDER, AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT. FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE

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OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18921 of Peter Grimm and Kelly Jones, pursuant to 11 DCMR § 3102.2, for variances from the lot occupancy requirements under § 403.2, the nonconforming structure requirements under § 2001.3, and the rear yard occupancy requirements under § 2500.3, to allow the construction of a new third-story addition to an existing single-family dwelling in the R-4 District at premises 640 Lexington Place N.E. (Square 862, Lot 139).

HEARING DATE: February 24, 2015

DECISION DATE: February 24, 2015

SUMMARY ORDER

SELF-CERTIFIED

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR § 3113.2. (Exhibits 3 and 34.)

The Board of Zoning Adjustment (the “Board”) provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to the Applicant, Advisory Neighborhood Commission (“ANC”) 6C, and to owners of property within 200 feet of the site.¹ The site of this application is located within the jurisdiction of ANC 6C, which is automatically a party to this application. The ANC submitted a report indicating that at its regularly scheduled and properly noticed public meeting of February 11, 2014, at which a quorum was in attendance, ANC 6C voted 6-0-0 to support the application. (Exhibit 31.) The Office of Planning (“OP”) submitted a timely report and testified at the hearing in support of the application. (Exhibit 32.) The District Department of Transportation (“DDOT”) filed a timely report expressing no objection to the application. (Exhibit 25.) Six letters of support were submitted for the record by neighbors (Exhibits 22-24, 26, and 28-29.) A letter of support from the Capitol Hill Restoration Society (“CHRS”) was submitted by Gary M. Peterson, Chair of CHRS’s Zoning Committee. (Exhibit 30.)

As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for variances

¹The Applicant filed the Affidavit of Posting (Exhibit 27) one day late on February 9, 2015. The Applicant requested the Board waive the requirements of § 3113.19 and accept the late filing of the affidavit. The Board waived the time requirement and accepted the Affidavit of Posting for the record.

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under § 3103.2, from the strict application of the lot occupancy (§ 403.2), the nonconforming structure (§ 2001.3), and the rear yard occupancy (§2500.3) requirements to allow the construction of a new third-story addition to an existing single-family dwelling in the R-4 District. No parties appeared at the public hearing in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the ANC and OP reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3103.2, 403.2, 2001.3, and 2500.3, that there exists an exceptional or extraordinary situation or condition related to the property that creates a practical difficulty or undue hardship for the owner in complying with the Zoning Regulations, and that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose, and integrity of the zone plan as embodied in the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.5, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application is hereby **GRANTED, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 4.**

VOTE: **3-0-2** (Lloyd J. Jordan, Anthony J. Hood, and Marnique Y. Heath to APPROVE; Jeffrey L. Hinkle, not participating, not voting; one seat vacant).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: March 3, 2015

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWOYEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING

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PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO § 3129.9, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18922 of Song Quan Liu, Inc., pursuant to 11 DCMR § 3104.1, for a special exception from the fast food establishments requirements under § 733, to operate a fast food restaurant in the C-2-A District, at premises 5427 5th Street, N.W. (Square 3259, Lot 49).

HEARING DATE: February 24, 2015

DECISION DATE: February 24, 2015

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

The application was accompanied by a memorandum, dated October 10, 2014, from the Zoning Administrator, which stated that Board of Zoning Adjustment ("Board" or "BZA") approval is required for a special exception under § 733 to establish the requested use in the C-2-A District. (Exhibit 3.)

The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission ("ANC") 4D and to owners of property located within 200 feet of the site.¹ The site of this application is located within the jurisdiction of ANC 4D, which is automatically a party to this application. The ANC did not submit a written report or appear at the hearing to testify. Upon the Board's questioning, the Applicant testified that he had appeared before the ANC and that the ANC had no objections and was supportive of the application. The Office of Planning testified to that as well.

The Office of Planning ("OP") submitted a timely report recommending approval of the application with two conditions (Exhibit 24) and testified in support of the application at the hearing.² The District Department of Transportation ("DDOT") submitted a timely report of no objection. (Exhibit 25.)

¹ At the hearing, the Board asked the Applicant for a letter of authorization from the property owner, pursuant to § 3113.4 of the Zoning Regulations. The Board ordered that no order would be issued until a letter of authorization was submitted to the record. A letter of authorization was submitted to the record. (Exhibit 28.)

² OP indicated in its report that the south property line is separated from the R-4 District boundary by a 17.8 foot-wide lot. This is inconsistent with § 733.2, which requires fast food establishments in the C-2-A District to be at least 25 feet from any adjacent Residence district unless separated by a street or alley. Subsection 733.12 permits an Applicant to request that the Board modify the conditions in § 733.2 so long as the general purpose and intent of that section are complied with. OP stated that the Applicant requested such modification in recognition of the fact that this establishment has been operating for more than 12 years. (Exhibit 24.) In granting the requested special exception relief, the Board waived the 25 foot distance requirement of § 733.2, pursuant to § 733.12.

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As directed by 11 DCMR § 3119.2, the Board required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for a special exception from the fast food restaurants requirements under § 733 to operate a fast food restaurant in the C-2-A District. No parties appeared at the public hearing in opposition to the application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board, and having given great weight to the OP report filed in this case, the Board concludes that the Applicant has met the burden of proof for special exception relief, pursuant to 11 DCMR § 3104.1 and § 733, and that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.3, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED THAT THIS APPLICATION IS HEREBY GRANTED SUBJECT TO THE FOLLOWING CONDITIONS:**

1. The Applicant shall store trash cans associated with the use at the rear of the building at 5427 5th Street N.W and all refuse collection shall take place from the north/south public alley located adjacent to, and to the east of, the building.
2. The Applicant shall maintain the existing gate between the rear of 5427 5th Street, N.W. and the public alley.

VOTE: **3-0-2** (Lloyd J. Jordan, Anthony J. Hood, and Marnique Y. Heath to APPROVE; Jeffrey L. Hinkle, not present or participating; one seat vacant.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: March 3, 2015

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

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PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN SIX MONTHS AFTER IT BECOMES EFFECTIVE UNLESS THE USE APPROVED IN THIS ORDER IS ESTABLISHED WITHIN SUCH SIX-MONTH PERIOD.

PURSUANT TO 11 DCMR § 3205, THE PERSON WHO OWNS, CONTROLS, OCCUPIES, MAINTAINS, OR USES THE SUBJECT PROPERTY, OR ANY PART THERETO, SHALL COMPLY WITH THE CONDITIONS IN THIS ORDER, AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT. FAILURE TO ABIDE BY THE CONDITIONS IN THIS ORDER, IN WHOLE OR IN PART SHALL BE GROUNDS FOR THE REVOCATION OF ANY BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY ISSUED PURSUANT TO THIS ORDER.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 18941 of Thomas and Patty Johnson, pursuant to 11 DCMR § 3104.1, for a special exception under § 223, not meeting the nonconforming structure requirements under § 2001.3, to construct a second story addition in the FH-TSP/R-1-A District at premises 3318 Fessenden Street, N.W. (Square 2033, Lot 2).¹

HEARING DATE: Applicant waived right to a public hearing²

DECISION DATE: February 24, 2015 (Expedited Review Calendar).

SUMMARY ORDER

REVIEW BY THE ZONING ADMINISTRATOR

On December 15, 2014, the Applicant filed a request for special exception pursuant to §§ 3104.1 and 1518.3. (Exhibit 1.) The application was accompanied by a memorandum, dated December 9, 2014, from the Zoning Administrator (“ZA”), which stated that Board of Zoning Adjustment (“Board” or “BZA”) approval is required for a special exception pursuant to 11 DCMR §§ 3104.1 and 1520.1 for a second story addition that does not comply with the aggregate side yard requirements of § 1518.3. (Exhibit 9.)

The application also was accompanied by a request to place the application on the expedited review calendar, pursuant to § 3118. (Exhibit 2.) Based on the ZA’s memorandum, however, the relief requested did not satisfy the eligibility standard, pursuant to § 3118.2, for expedited review. Accordingly, the case was scheduled for a public hearing on March 10, 2015. The Board provided proper and timely notice of the public hearing on this application by publication in the *D.C. Register* and by mail to Advisory Neighborhood Commission (“ANC”) 3F, and to owners of property within 200 feet of the site.

The ZA subsequently provided a revised memorandum, dated January 7, 2015, which stated that the Board’s approval is required for a special exception pursuant to §§ 3104.1 and 223.1 for a second story addition that does not comply with a nonconforming aggregate side yard condition, as per 11 DCMR §§ 2001.3 and 1518.3. (Exhibit 21.)

The Office of the Attorney General (“OAG”) advised the Board that it may grant special exception relief under § 223 exclusively for the requirements listed in that provision,

¹ The application was amended after a revised Zoning Administrator referral was submitted (Exhibit 22) and the caption has been amended to reflect those changes accordingly.

² The application was first scheduled for a public hearing on March 10, 2015, but subsequently placed on the expedited review calendar of February 24, 2015.

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which do not include § 1518.3. For requirements not listed in § 223, the OAG further advised that the Board may grant relief under § 223 only when the requirement at issue is implicated because the existing structure is nonconforming and therefore triggers the nonconforming structure requirements under § 2001.3. In this case, the Board found that the proposed addition would enlarge a nonconforming structure, but would not increase the nonconforming aspect of the aggregate side yard. Therefore, the Board granted relief in this case under § 223 for an addition not meeting the nonconforming structure requirements under § 2001.3, even though the existing nonconformity relates to the aggregate side yard requirements of § 1518.3.

As a result of the ZA's revised memorandum and the Applicant's waiver of its right to hearing, the application was amended and tentatively placed on the Board's expedited review calendar for decision without hearing, pursuant to § 3118, for February 24, 2015.

The site of this application is located within the jurisdiction of ANC 3F, which is automatically a party to this application. The ANC submitted a report indicating that at a regularly scheduled and properly noticed meeting on February 17, 2015, at which a quorum was in attendance, ANC 3F voted 5-0-0 to support the application. (Exhibit 32.) The Office of Planning ("OP") submitted a timely report in support of the application. (Exhibit 33.) The District Department of Transportation ("DDOT") submitted a report expressing no objection to the application. (Exhibit 30). Five letters in support from neighbors and a petition in support signed by 11 neighbors were also filed. (Exhibits 23-29, and 35.)

No objections to expedited calendar consideration were made by any person or entity entitled to do so by §§ 2118.6 and 2118.7. The matter was therefore called on the Board's expedited calendar for the date referenced above and the Board voted to grant the application. Pursuant to § 3100.5, the Board waived the public notice requirements of § 3113.13(a), (b) and (d), finding that the applicant showed good cause and provided notice in other forms such that the waiver would not prejudice the rights of any party.³

As directed by 11 DCMR § 3119.2, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to § 3104.1, for a special exception under §§ 223 and 2001.3. No parties appeared at the public meeting in opposition to this application. Accordingly, a decision by the Board to grant this application would not be adverse to any party.

Based upon the record before the Board and having given great weight to the OP and ANC reports, the Board concludes that the Applicant has met the burden of proof, pursuant to 11 DCMR §§ 3104.1, 223, and 2001.3, that the requested relief can be granted as being in harmony with the general purpose and intent of the Zoning

³ The Applicant notified the ANC of the expedited review meeting date and posted the property with the expedited review date advertised.

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Regulations and Map. The Board further concludes that granting the requested relief will not tend to affect adversely the use of neighboring property in accordance with the Zoning Regulations and Map.

Pursuant to 11 DCMR § 3100.5, the Board has determined to waive the requirement of 11 DCMR § 3125.5, that the order of the Board be accompanied by findings of fact and conclusions of law. The waiver will not prejudice the rights of any party and is appropriate in this case.

It is therefore **ORDERED** that this application is hereby **GRANTED, SUBJECT TO THE APPROVED PLANS IN THE RECORD AT EXHIBIT 7.**

VOTE: **3-0-2** (Lloyd J. Jordan, Marnique Y. Heath, and Anthony J. Hood to APPROVE; Jeffrey L. Hinkle not participating, and one Board seat vacant).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: March 4, 2015

PURSUANT TO 11 DCMR § 3125.9, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO § 3125.6.

PURSUANT TO 11 DCMR § 3130, THIS ORDER SHALL NOT BE VALID FOR MORE THAN TWO YEARS AFTER IT BECOMES EFFECTIVE UNLESS, WITHIN SUCH TWO-YEAR PERIOD, THE APPLICANT FILES PLANS FOR THE PROPOSED STRUCTURE WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS FOR THE PURPOSE OF SECURING A BUILDING PERMIT, OR THE APPLICANT FILES A REQUEST FOR A TIME EXTENSION PURSUANT TO § 3130.6 AT LEAST 30 DAYS PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THAT SUCH REQUEST IS GRANTED. NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO §§ 3129.2 OR 3129.7, SHALL EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR § 3125, APPROVAL OF AN APPLICATION SHALL INCLUDE APPROVAL OF THE PLANS SUBMITTED WITH THE APPLICATION FOR THE CONSTRUCTION OF A BUILDING OR STRUCTURE (OR ADDITION THERETO) OR THE RENOVATION OR ALTERATION OF AN EXISTING BUILDING OR STRUCTURE. AN APPLICANT SHALL CARRY OUT THE CONSTRUCTION, RENOVATION, OR ALTERATION ONLY IN ACCORDANCE

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WITH THE PLANS APPROVED BY THE BOARD AS THE SAME MAY BE AMENDED AND/OR MODIFIED FROM TIME TO TIME BY THE BOARD OF ZONING ADJUSTMENT.

IN ACCORDANCE WITH THE D.C. HUMAN RIGHTS ACT OF 1977, AS AMENDED, D.C. OFFICIAL CODE § 2-1401.01 *ET SEQ.* (ACT), THE DISTRICT OF COLUMBIA DOES NOT DISCRIMINATE ON THE BASIS OF ACTUAL OR PERCEIVED: RACE, COLOR, RELIGION, NATIONAL ORIGIN, SEX, AGE, MARITAL STATUS, PERSONAL APPEARANCE, SEXUAL ORIENTATION, GENDER IDENTITY OR EXPRESSION, FAMILIAL STATUS, FAMILY RESPONSIBILITIES, MATRICULATION, POLITICAL AFFILIATION, GENETIC INFORMATION, DISABILITY, SOURCE OF INCOME, OR PLACE OF RESIDENCE OR BUSINESS. SEXUAL HARASSMENT IS A FORM OF SEX DISCRIMINATION WHICH IS PROHIBITED BY THE ACT. IN ADDITION, HARASSMENT BASED ON ANY OF THE ABOVE PROTECTED CATEGORIES IS PROHIBITED BY THE ACT. DISCRIMINATION IN VIOLATION OF THE ACT WILL NOT BE TOLERATED. VIOLATORS WILL BE SUBJECT TO DISCIPLINARY ACTION.

D.C. Board of Zoning Adjustment

**Chairman's Motion and Follow-up Announcement for Closed Meetings for
Legal Advice and Deliberating but Not Voting**

Month of **MARCH 2015 Roll Call Vote**

“In accordance with Section 405(c) of the Open Meetings Act, D.C. Official Code Section 2-575(c), I move that the Board of Zoning Adjustment hold closed meetings on the Mondays

of:

- March 2nd;
- March 9th;
- March 16th;
- March 23th; and
- March 30th.

These meetings start at 4:00 p.m. and are held for the purpose of obtaining legal advice from our counsel and deliberating upon, but not voting on the cases scheduled to be publicly heard or decided by the Board on the day after each such closed meeting. Those cases are identified on the Board's public hearing agendas for March 3rd, March 10th, and March 17th, March 24th, and March 31st.

A closed meeting for these purposes is permitted by Sections 405(b)(4) and (b)(13) of the Act.

Is there a second?

(Once Seconded): Will the Secretary please take a roll call vote on the motion?

(As it appears the Motion has passed): I request that the Office of Zoning provide notice of these closed meetings in accordance with the Act.

ZONING COMMISSION ORDER NO. 05-28M
Z.C. Case No. 05-28M
K. Hovnanian
(PUD Minor Modification – Parkside Townhomes)
December 8, 2014

Pursuant to notice, the Zoning Commission for the District of Columbia (“Commission”) held a public meeting on December 8, 2014, and approved an application from K. Hovnanian (“Applicant”) for a minor modification to an approved planned unit development (“PUD”) for the Parkside Townhomes of the Parkside PUD. The application requested approval for minor refinements to the approved elevations (Square 5041, Lots 48-71, 809, 814, 815, 818, and 820) (“Property”).

FINDINGS OF FACT

By Z.C. Order No. 05-28, the Commission approved an application for review and approval of a first-stage PUD and PUD-related map amendment for the Property. The first-stage PUD consisted of 15.5 acres of land east of the Anacostia River in Ward 7. The initial Parkside PUD approved 10 “building blocks” consisting of residential, mixed-use, commercial, and retail buildings containing approximately three million square feet of gross floor area. Three of these building blocks, Blocks A, B, and C, secured second-stage approval in Z.C. Case No. 05-28A. Block A was approved for 98 housing units and Blocks B and C were approved for 112 townhouses. Block A has since been built and is fully operational. The second-stage approval for Blocks B and C was subsequently modified in Z.C. Case No. 05-28G when the number of townhouses was reduced to 100. At the same time, the Applicant clarified that the income restrictions on 42 of the townhomes was applicable only to the first-time purchasers.

The Applicant filed Z.C. Case No. 05-28M as a minor modification of the approved second-stage PUD for Blocks B and C. The application centered on minor modifications to the façades of the townhomes. The primary modifications were made to the roofline, porches, and roof trim. The Applicant also sought flexibility to allow purchasers to determine the façade materials to be used above the double rowlock course. All material aspects of Z.C. Order No. 05-28G otherwise remained unchanged, including the gross floor area, height, footprint, lot occupancy, and site plan of the townhomes.

By letter dated December 3, 2014, the Office of Planning submitted a report in support of the minor modifications. The Office of Planning noted that the modifications were consistent with the Zoning Regulations and Zoning Map and that they were not inconsistent with the initial approval by the Zoning Commission.

Pursuant to 11 DCMR § 3030.11, the Director of the Office of Zoning placed the request for a minor modification on the Commission's Consent Agenda for its public meeting of December 8, 2014. At that meeting, the Commission voted to approve the modification as a minor modification.

Z.C. ORDER NO. 05-28M
Z.C. CASE NO. 05-28M
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CONCLUSIONS OF LAW

Upon consideration of the record of this application, the Commission concludes that the Applicant's proposed modifications are minor and consistent with the intent of the Commission's prior approvals. The Commission concludes that the proposed modifications are in the best interest of the District of Columbia and are consistent with the intent and purpose of the Zoning Regulations and Zoning Act.

The approval of the modification is not inconsistent with the Comprehensive Plan. The modification is of such a minor nature that its consideration as a consent calendar item without public hearing is appropriate.

DECISION

In consideration of the reasons set forth herein, the Zoning Commission for the District of Columbia hereby **ORDERS APPROVAL** of a minor modification to modify the approved elevations of the PUD that was previously approved in Z.C. Order No. 05-28G as that modification is depicted in Exhibit 1B of the record of this application.

On December 8, 2015, upon the motion of Commissioner Turnbull, as seconded by Commissioner Miller, the Zoning Commission **ADOPTED** this Order at its public meeting by a vote of **5-0-0** (Anthony J. Hood, Robert E. Miller, Marcie I. Cohen, Peter G. May, and Michael G. Turnbull).

In accordance with the provisions of 11 DCMR 3028.9, this Order shall become final and effective upon publication in the *D.C. Register*; that is on March 13, 2015.

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING
AND
Z.C. ORDER NO. 14-10
Z.C. Case No. 14-10
(Text Amendments to Chapters 7 & 8)
February 9, 2015**

The full text of this Zoning Commission Order is published in the “Final Rulemaking” section of this edition of the *D.C. Register*.

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