

District of Columbia

REGISTER

HIGHLIGHTS

- D.C. Council passes Law 21-251, Uniform Electronic Legal Material Act of 2016
- D.C. Council passes Law 21-259, Fair Criminal Record Screening for Housing Act of 2016
- D.C. Council passes Law 21-261, Office of Out of School Time Grants and Youth Outcomes Establishment Act of 2016
- D.C. Council schedules a public hearing on Bill 22-176, Health Care Revolving Fund Act of 2017
- Department of Energy and Environment solicits grant applications for the Fiscal Year 2018 Clean Water Construction Treatment Works Projects
- Office of the Deputy Mayor for Planning and Economic Development announces funding availability for the FY2017 Neighborhood Prosperity Fund
- Office of the Secretary of the District of Columbia solicits applications for the Grant to Promote District of Columbia Voting Rights and Statehood

DISTRICT OF COLUMBIA REGISTER

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MURIEL E. BOWSER
MAYOR

VICTOR L. REID, ESQ.
ADMINISTRATOR

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COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-238

**"Comprehensive Youth Justice
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As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-683 on first and second readings October 11, 2016, and November 1, 2016, respectively. Following the signature of the Mayor on December 7, 2016, as required by Section 404(e) of the Charter, the bill became Act 21-568 and was published in the December 16, 2016 edition of the D.C. Register (Vol. 63, page 15312). Act 21-568 was transmitted to Congress on January 6, 2017 for a 60-day review, in accordance with Section 602(c)(2) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 60-day Congressional review period has ended, and Act 21-568 is now D.C. Law 21-238, effective April 4, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

January	6, 9, 10, 11, 12, 13, 17, 18, 19, 20, 23, 24, 25, 26, 27, 30, 31
February	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 21, 22, 23, 24, 27, 28
March	1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31
April	3

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-239

**"Elderly Tenant and Tenant with a Disability
Protection Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-173 on first and second readings November 1, 2016, and December 6, 2016, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-655 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1588). Act 21-655 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-655 is now D.C. Law 21-239, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-240

**"Council Financial Disclosure Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-332 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-656 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1598). Act 21-656 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-655 is now D.C. Law 21-240, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-241

**"Condominium Owner Bill of Rights and
Responsibilities Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-443 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-657 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1602). Act 21-657 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-657 is now D.C. Law 21-241, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-242

**"Vehicle-for-Hire Accessibility Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-540 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-658 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1608). Act 21-658 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-658 is now D.C. Law 21-242, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

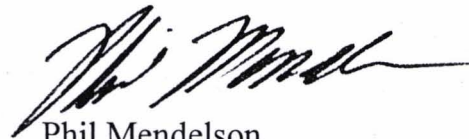
NOTICE

D.C. LAW 21-243

**"Downtown Business Improvement District
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-905 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-659 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1614). Act 21-659 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-659 is now D.C. Law 21-243, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

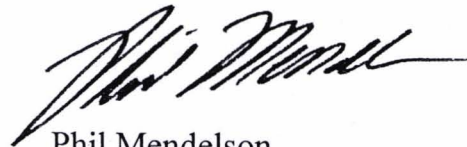
NOTICE

D.C. LAW 21-244

**"Youth Services Coordination Task Force
Temporary Amendment Act of 2017"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-978 on first and second readings December 20, 2016, and January 10, 2017, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-660 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1616). Act 21-660 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-660 is now D.C. Law 21-244, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

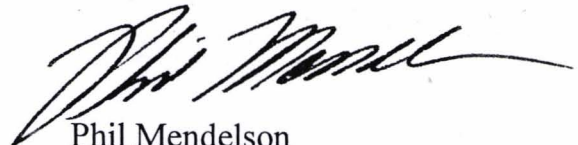
NOTICE

D.C. LAW 21-245

"Medical Respite Services Exemption Temporary Amendment Act of 2017"

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-985 on first and second readings December 20, 2016, and January 10, 2017, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-661 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1618). Act 21-661 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-661 is now D.C. Law 21-245, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

- February 24, 27, 28
- March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31
- April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

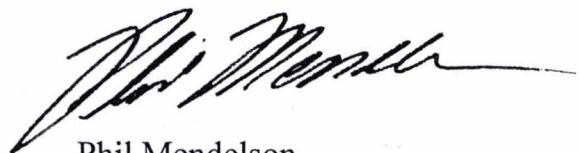
NOTICE

D.C. LAW 21-246

**"Chancellor of the District of Columbia Public Schools
Salary and Benefits Authorization Temporary
Amendment Act of 2017"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-999 on first and second readings December 20, 2016, and January 10, 2017, respectively. Following the signature of the Mayor on February 9, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-662 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1620). Act 21-662 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-662 is now D.C. Law 21-246, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

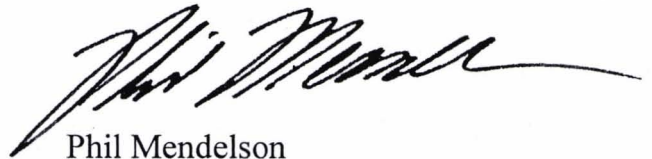
NOTICE

D.C. LAW 21-247

**"Pharmaceutical Detailing Licensure Exemption
Temporary Amendment Act of 2017"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-989 on first and second readings December 20, 2016, and January 10, 2017, respectively. Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-663 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1622). Act 21-663 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-663 is now D.C. Law 21-247, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-248

**"Specialty Drug Copayment Limitation
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-32 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-664 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1624). Act 21-664 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-664 is now D.C. Law 21-248, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE


D.C. LAW 21-249

**"Regulation of Landscape Architecture and Professional
Design Firms Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-790 on first and second readings November 15, 2016, and December 6, 2016, respectively.

Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-665 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1629). Act 21-665 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-665 is now D.C. Law 21-249, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-250

**"Washington Metrorail Safety Commission
Establishment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-828 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-666 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1635). Act 21-666 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-666 is now D.C. Law 21-250, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

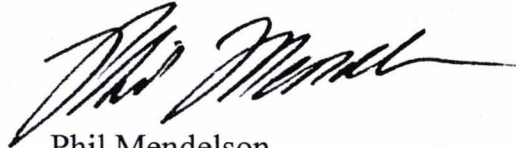
NOTICE

D.C. LAW 21-251

**"Uniform Electronic Legal Material
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-890 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-668 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1652). Act 21-668 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-668 is now D.C. Law 21-251, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

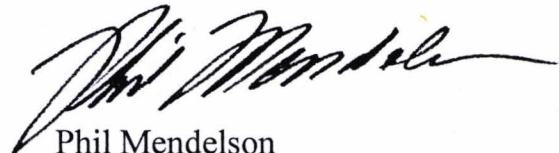
NOTICE

D.C. LAW 21-252

**"State Board of Education Omnibus
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-918 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-669 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1656). Act 21-669 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-669 is now D.C. Law 21-252, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

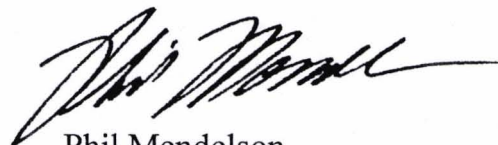
NOTICE

D.C. LAW 21-253

**"Nationals Park and Ballpark District Designated
Entertainment Area Signage Regulations
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-919 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 10, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-670 and was published in the February 17, 2017 edition of the D.C. Register (Vol. 64, page 1662). Act 21-670 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-670 is now D.C. Law 21-253, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

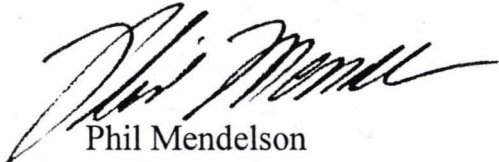
NOTICE

D.C. LAW 21-254

**"Rail Safety and Security Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-3 on first and second readings November 15, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-671 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2028). Act 21-671 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-671 is now D.C. Law 21-254, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-255

**"Collaborative Reproduction Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-16 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-672 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2037). Act 21-672 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-672 is now D.C. Law 21-255, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

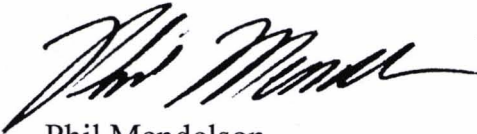
NOTICE

D.C. LAW 21-256

**"Fair Credit in Employment Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-244 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-673 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2045). Act 21-673 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-673 is now D.C. Law 21-256, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-257

**"Urban Farming and Food Security
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-293 on first and second readings July 12, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-674 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2049). Act 21-674 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-674 is now D.C. Law 21-257, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

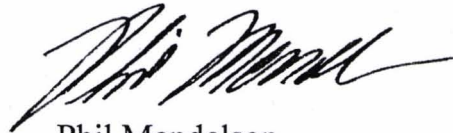
NOTICE

D.C. LAW 21-258

**"Death Certificate Gender Identity Recognition
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-444 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-676 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2067). Act 21-676 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-676 is now D.C. Law 21-258, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

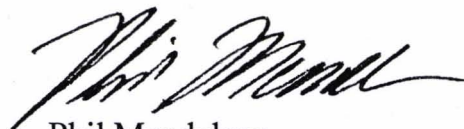
NOTICE

D.C. LAW 21-259

**"Fair Criminal Record Screening for
Housing Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-706 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-677 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2070). Act 21-677 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-677 is now D.C. Law 21-259, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

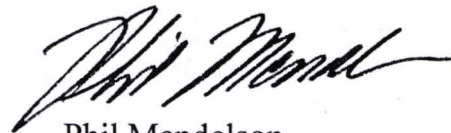
NOTICE

D.C. LAW 21-260

**"Omnibus Alcoholic Beverage Regulation
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-849 on first and second readings November 15, 2016, and December 6, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-678 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2079). Act 21-678 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-678 is now D.C. Law 21-260, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

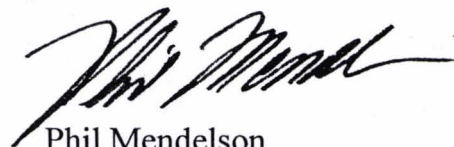
NOTICE

D.C. LAW 21-261

**"Office of Out of School Time Grants and Youth
Outcomes Establishment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-865 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-679 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2090). Act 21-679 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-679 is now D.C. Law 21-261, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-262

**"Bryant Street Tax Increment
Financing Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-906 on first and second readings December 6, 2016, and December 20, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-680 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2097). Act 21-680 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-680 is now D.C. Law 21-262, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

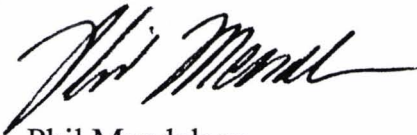
NOTICE

D.C. LAW 21-263

**"District of Columbia State Athletics
Consolidation Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-601 on first and second readings November 15, 2016, and December 6, 2016, respectively. Following the signature of the Mayor on February 15, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-681 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2110). Act 21-681 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-681 is now D.C. Law 21-263, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

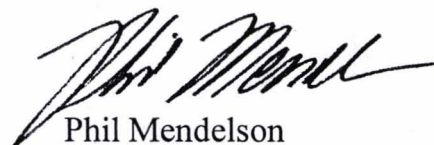
NOTICE

D.C. LAW 21-264

**"Universal Paid Leave Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-415 on first and second readings December 6, 2016, and December 20, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on February 17, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-682 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2121). Act 21-682 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-682 is now D.C. Law 21-264, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 21-265

**"Snow Removal Agreement Authorization
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-921 on first and second readings December 6, 2016, and December 20, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on February 17, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-683 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2138). Act 21-683 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-683 is now D.C. Law 21-265, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA


NOTICE

D.C. LAW 21-266

**"Wage Theft Prevention Clarification and
Overtime Fairness Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-120 on first and second readings November 15, 2016, and December 6, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on February 17, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-684 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2140). Act 21-684 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-684 is now D.C. Law 21-266, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

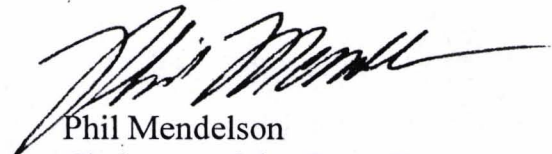
NOTICE

D.C. LAW 21-267

**"Land Disposition Transparency and
Clarification Amendment
Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-325 on first and second readings November 15, 2016, and December 6, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on February 17, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-685 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2152). Act 21-685 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-685 is now D.C. Law 21-267, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

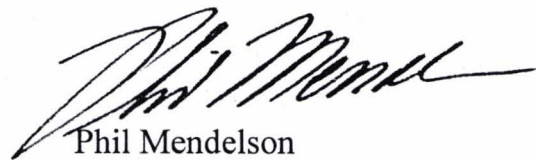
NOTICE

D.C. LAW 21-268

**"First-time Homebuyer Tax Benefit
Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-417 on first and second readings December 6, 2016, and December 20, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on February 17, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-686 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2159). Act 21-686 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-686 is now D.C. Law 21-268, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 21-269

**"Advisory Neighborhood Commissions
Omnibus Amendment Act of 2016"**

As required by Section 412(a) of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 21-697 on first and second readings November 15, 2016, and December 20, 2016, respectively. The legislation was deemed approved without the signature of the Mayor on February 17, 2017, as required by Section 404(e) of the Charter, the bill became Act 21-687 and was published in the February 24, 2017 edition of the D.C. Register (Vol. 64, page 2162). Act 21-687 was transmitted to Congress on February 24, 2017 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 21-687 is now D.C. Law 21-269, effective April 7, 2017.



Phil Mendelson
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

February 24, 27, 28

March 1, 2, 3, 6, 7, 8, 9, 10, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 27, 28, 29, 30, 31

April 3, 4, 5, 6

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-36

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. M017, M018A, and M019 and proposed Modification No. M020 to Human Care Agreement No. DCRL-2013-H-0039E with Lutheran Social Services of the National Capital Area to provide case management and traditional, family-based foster care services for children and youth, and to authorize payment for the services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Human Care Agreement No. DCRL-2013-H-0039E Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. M017, M018A, and M019 and proposed Modification No. M020 to Human Care Agreement No. DCRL-2013-H-0039E with Lutheran Social Services of the National Capital Area to provide case management and traditional, family-based foster care services for children and youth, and authorizes payment in the total not-to-exceed amount of \$1,835,698 for services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.


The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.


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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-37

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Change Order Nos. 5 and 6 to Contract No. DCAM-15-CS-0112 with District Veterans Contracting, Inc. for the restoration of the exterior of the Wilson Building, and to authorize payment in the aggregate amount of \$1,529,107.84 for the goods and services received and to be received under the change orders.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Change Order Nos. 5 and 6 to Contract No. DCAM-15-CS-0112 Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Change Order Nos. 5 and 6 to Contract No. DCAM-15-CS-0112 with District Veterans Contracting, Inc. for the restoration of the exterior of the Wilson Building, and authorizes payment in the aggregate amount of \$1,529,107.84 for the goods and services received and to be received under the change orders.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-38

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Contract No. DCRL-2015-R-0100 and proposed Task Order No. T-0001 with Deloitte Consulting, LLP for maintenance, operation, and enhancements to the Child and Family Services Agency’s web-based Statewide Automated Child Welfare System, known as FACES.NET, and to authorize payment for the services received and to be received under the contract and the task order.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Contract No. DCRL-2015-R-0100 and Task Order No. T-0001 Approval and Payment Authorization Emergency Act of 2017”.

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Contract No. DCRL-2015-R-0100 and proposed Task Order No. T-0001 with Deloitte Consulting, LLP for maintenance, operation, and enhancements to the Statewide Automated Child Welfare Information System, known as FACES.NET, and authorizes payment in the amount of \$1,138,544.92 for the services received and to be received under the contract and the task order.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-39

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 8, 9, and 10 to Contract No. RM-15-RFP-SRR-102-CCI-BY4-SC with Community Connections, Inc. to provide supported rehabilitative residence services and to authorize payment for the goods and services received and to be received under the contract modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. RM-15-RFP-SRR-102-CCI-BY4-SC with Community Connections, Inc. Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 8, 9, and 10 to Contract No. RM-15-RFP-SRR-102-CCI-BY4-SC with Community Connections, Inc. to provide supported rehabilitative residence services, and authorizes payment in the not-to-exceed amount of \$2,853,978.80 for goods and services received and to be received under Modification Nos. 8, 9, and 10.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-40

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 7, 8, and 9 to Contract No. RM-15-RFP-SRR-104-LSI-BY4-SC with Life Stride, Inc. to provide supported rehabilitative residence services and to authorize payment for the goods and services received and to be received under the contract modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. RM-15-RFP-SRR-104-LSI-BY4-SC with Life Stride, Inc. Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 7, 8, and 9 to Contract No. RM-15-RFP-SRR-104-LSI-BY4-SC with Life Stride, Inc. to provide supported rehabilitative residence services, and authorizes payment in the not-to-exceed amount of \$2,389,377.60 for goods and services received and to be received under Modification Nos. 7, 8, and 9.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement provided of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-41

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 24, 25, 26, and 27 and proposed Modification No. 28 to Human Care Agreement No. DCRL-2013-H-0039F with Family Matters of Greater Washington to provide case management and traditional and therapeutic, family-based foster care services for children and youth, and to authorize payment for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Modifications to Human Care Agreement No. DCRL-2013-H-0039F Approval and Payment Authorization Emergency Act of 2017”.

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 24, 25, 26, and 27 and proposed Modification No. 28 to Human Care Agreement No. DCRL-2013-H-0039F with Family Matters of Greater Washington to provide case management and traditional and therapeutic, family-based foster care services for children and youth, and authorizes payment in the not-to-exceed amount of \$3,173,041.21 for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.


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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-42

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification No. 8 to Contract No. CFOPD-13-C-011 with MuniServices, LLC, to continue to provide secondary tax collection services to the Office of the Chief Financial Officer on behalf of the Office of Tax and Revenue, and to authorize payment for services to be received under the contract.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Contract No. CFOPD-13-C-011 Extension Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification No. 8 to Contract No. CFOPD-13-C-011 with MuniServices, LLC, to continue to provide secondary tax collection services to the Office of the Chief Financial Officer on behalf of the Office of Tax and Revenue and authorizes payment in the not-to-exceed amount of \$2 million for services to be received during the remainder of the first multiyear contract option, from May 1, 2017, through June 30, 2018.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

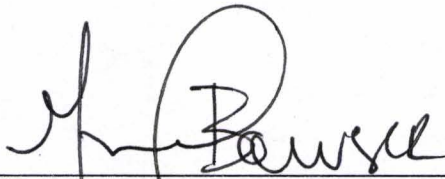
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-43

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 001 and 002 to Contract No. DCAM-15-CS-0097K with Brailsford & Dunlavey, Inc. for construction management services, and to authorize payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. DCAM-15-CS-0097K Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 001 and 002 to Contract No. DCAM-15-CS-0097K with Brailsford & Dunlavey, Inc. for construction management services, and authorizes payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.

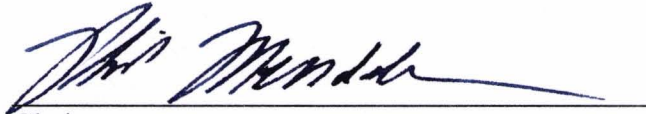
The Council adopts the fiscal statement of the Office of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

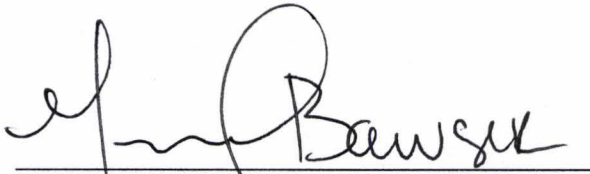
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-44

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 001 and 002 to Contract No. DCAM-15-CS-0097I with Kramer Consulting Services PC for construction management services, and authorize payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Modifications to Contract No. DCAM-15-CS-0097I Approval and Payment Authorization Emergency Act of 2017”.

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 001 and 002 to Contract No. DCAM-15-CS-0097I with Kramer Consulting Services PC for construction management services, and authorizes payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal statement of the Office of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

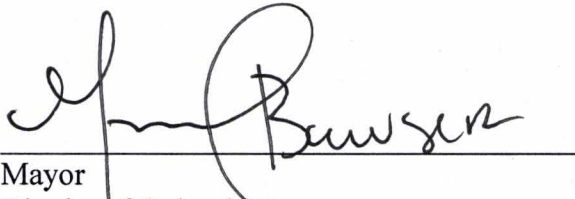
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-45

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 1, 2, and 3 and proposed Modification No. 5 to Contract No. CW40717 with Sharcon Hospitality of DC III, LLC d/b/a Holiday Inn Express Hotel and Suites to provide accommodations for homeless families, and to authorize payment for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. CW40717 Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 1, 2, and 3 and proposed Modification No. 5 to Contract No. CW40717 with Sharcon Hospitality of DC III, LLC d/b/a Holiday Inn Express Hotel and Suites to provide accommodations for homeless families, and authorizes payment in the not-to-exceed amount of \$4,558,078 for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-46

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 11 and 12 and proposed Modification No. 14 to Contract No. CW20202 with Lucky Dog, LLC to provide solid waste hauling and disposal services, and to authorize payment for the services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. CW20202 Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 11 and 12 and proposed Modification No. 14 to Contract No. CW20202 with Lucky Dog, LLC to provide solid waste and disposal services, and authorizes payment in the total amount of \$1.05 million for the services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-47

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification No. 001 and proposed Modification No. 002 to Contract No. DCAM-15-CS-0097E with McKissack & McKissack of Washington, Inc. for construction management services, and authorize payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. DCAM-15-CS-0097E Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification No. 001 and proposed Modification No. 002 to Contract No. DCAM-15-CS-0097E with McKissack & McKissack of Washington, Inc. for construction management services, and authorizes payment in the not-to-exceed amount of \$2.5 million for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.


The Council adopts the fiscal statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

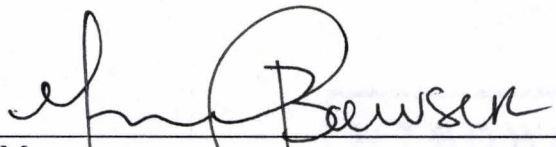
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than

ENROLLED ORIGINAL

90 days, as provided for emergency acts of the Council of the District of Columbia in section 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-48

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To approve, on an emergency basis, Modification Nos. 1 and 3 to Contract No. CW39267 with Advanced Network Consulting, Inc. to provide Mission Oriented Business Integrated Services and to authorize payment in the not-to-exceed amount of \$10,000,000 for the goods and services received and to be received under the modifications.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Modifications to Contract No. CW39267 Approval and Payment Authorization Emergency Act of 2017".

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202 of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02), the Council approves Modification Nos. 1 and 3 to Contract No. CW39267 with Advance Network Consulting, Inc. to provide Mission Oriented Business Integrated Services, and authorizes payment in the not-to-exceed amount of \$10,000,000 for the goods and services received and to be received under the modifications.

Sec. 3. Fiscal impact statement.


The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

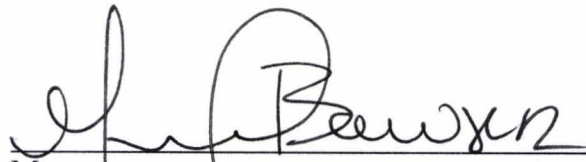
This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), and shall remain in effect for no longer than 90 days, as provided for emergency acts of the Council of the District of Columbia in section

ENROLLED ORIGINAL

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-49

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To amend, on an emergency basis, the Women's Health and Cancer Rights Federal Law Conformity Act of 2000 to require insurers to cover preventive services for women without cost-sharing.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Defending Access to Women's Health Care Services Emergency Amendment Act of 2017".

Sec. 2. The Women's Health and Cancer Rights Federal Law Conformity Act of 2000, effective April 3, 2001 (D.C. Law 13-254; D.C. Official Code § 31-3831 *et seq.*), is amended by adding a new section 5b to read as follows:

"Sec. 5b. Coverage of women's preventive health services.

"(a) An individual health plan or group health plan, a health insurer offering health insurance coverage for prescription drugs, and health insurance coverage through Medicaid and the DC Alliance program shall provide coverage for, and shall not impose any cost-sharing requirements on, women for the following preventive health services required to be covered under section 2713 of the Patient Protection and Affordable Care Act, approved March 23, 2010 (124 Stat. 131; 42 U.S.C. § 300gg-13), and the act's implementing regulations, guidelines, and recommendations:

"(1) Those evidence-based items or services that have in effect a rating of "A" or "B" in the recommendations of the United States Preventive Services Task Force as of April 4, 2017, available at <https://www.uspreventiveservicestaskforce.org/Page/Name/uspstf-a-and-b-recommendations/>;

"(2) Such additional preventive care and screenings not described in paragraph (1) of this subsection as provided for in comprehensive guidelines supported by the Health Resources and Services Administration as of April 4, 2017, available at <https://www.hrsa.gov/womensguidelines/>; and

"(3) Any additional preventive services identified by the United States Preventive Services Task Force or the Health Resources and Services Administration after April 4, 2017.

ENROLLED ORIGINAL

“(b) Subsection (a) of this section shall be construed consistently with all provisions of the Patient Protection and Affordable Care Act, approved March 23, 2010 (124 Stat. 141; 42 U.S.C. § 18001 *et seq.*)”.

Sec. 3. Fiscal impact statement.

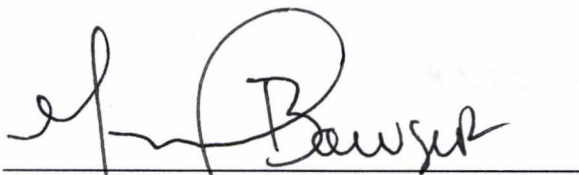
The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT
D.C. ACT 22-50

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To officially designate the public alley in Square 2851, bounded by Irving Street, N.W., Columbia Road, N.W., 11th Street, N.W., and Sherman Avenue, N.W., in Ward 1, as Williams Alley.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Williams Alley Designation Act of 2017”.

Sec. 2. Pursuant to sections 401, 403, and 421 of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Official Code §§ 9-204.01, 9-204.03, and 9-204.21) (“Act”), and notwithstanding the requirements of section 421(f) of the Act (D.C. Official Code § 9-204.21(f)), the Council officially designates the public alley in Square 2851, bounded by Irving Street, N.W., Columbia Road, N.W., 11th Street, N.W., and Sherman Avenue, N.W., in Ward 1, as “Williams Alley”.

Sec. 3. The Theodore ‘Ted’ Williams Alley Designation Act of 2016, effective October 8, 2016 (D.C. Law 21-156; 63 DCR 10162), is repealed.

Sec. 4. Transmittal.

The Council shall transmit a copy of this act, upon its effective date, to the Mayor, the District Department of Transportation, and the Office of the Surveyor.

Sec. 5. Fiscal impact statement.


The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

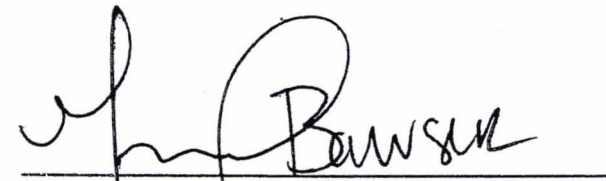
Sec. 6. Effective date.

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

ENROLLED ORIGINAL

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


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-51

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To amend, on a temporary basis, An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes to clarify the law on making substantive changes to a land disposition agreement and the administrative requirements for property dispositions that were in progress at the time of the recently enacted changes to the act.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Land Disposition Transparency Temporary Amendment Act of 2017”.

Sec. 2. Section 1 of An Act Authorizing the sale of certain real estate in the District of Columbia no longer required for public purposes, approved August 5, 1939 (53 Stat. 1211; D.C. Official Code § 10-801), is amended as follows:

(a) Subsection (b)(9) is amended by striking the phrase “with this resolution, unless” and inserting the phrase “with this resolution in accordance with subsection (b-1)(2) of this section, unless” in its place.

(b) A new subsection (b-5) is added to read as follows:

“(b-5)(1) Notwithstanding subsections (a-1)(4) and (b-2) of this section, for each of the following projects, the Mayor shall hold at least one public hearing on the finding that the real property is no longer required for public purposes before submitting the proposed surplus resolution and proposed disposition resolution to the Council:

- “(A) Franklin School (Ward 2);
- “(B) Grimke School (Ward 1);
- “(C) Parcel 42 (Ward 6);
- “(D) Water Front Station II (Ward 6);
- “(E) Crummell School (Ward 5);
- “(F) Truxton Circle (Ward 5);
- “(G) MLK Gateway (Ward 8);
- “(H) 1125 Spring Road, N.W. (Ward 4);
- “(I) 200 K Street, N.W. (Parking Deck)(Ward 6); and
- “(J) Northwest One (New Communities)(Ward 6).”.

ENROLLED ORIGINAL

“(2) The hearing required by paragraph (1) of this subsection shall be held at an accessible evening or weekend time and in an accessible location in the vicinity of the real property. The Mayor shall provide at least 30 days written notice of the public hearing to the affected Advisory Neighborhood Commission and publish notice of the hearing in the District of Columbia Register at least 15 days before the hearing.”.


Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

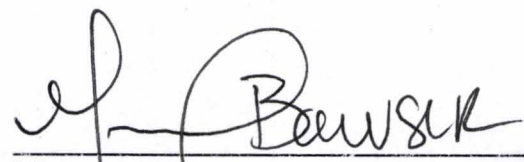
Sec. 4. Effective date.

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

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-52

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To amend, on a temporary basis, section 500.4 of Title 17 of the District of Columbia Municipal Regulations to reauthorize the technology-enhancement fee added to the total cost of each basic business license.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Business License Technology Fee Reauthorization Temporary Amendment Act of 2017".

Sec. 2. Section 500.4 of Title 17 of the District of Columbia Municipal Regulations is amended to read as follows:

"500.4 Starting on October 1, 2010, the Director shall charge an additional fee of ten percent (10%) on the total cost of each basic business license to cover the costs of enhanced technological capabilities of the basic business licensing system."

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

Sec. 4. Effective date.

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

ENROLLED ORIGINAL

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

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

ENROLLED ORIGINAL

AN ACT

D.C. ACT 22-53

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 2017

To amend, on a temporary basis, section 105.3.10 of Chapter 12A of the District of Columbia Municipal Regulations to authorize interior designers licensed and registered in the District to approve certain non-structural alterations and designs.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Interior Design Regulation Temporary Amendment Act of 2017”.

Sec. 2. Section 105.3.10 of Chapter 12A of the District of Columbia Municipal Regulations is amended to read as follows:

“105.3.10 Design Professional in Responsible Charge. All design for new construction work, alteration, repair, expansion, addition, or modification work involving the practice of professional architecture, which shall have the same meaning as the term “practice of architecture” in D.C. Official Code § 47-2853.61, shall be prepared only by an architect licensed by the District and work involving the practice of professional engineering, which shall have the same meaning as the term “practice of engineering” in D.C. Official Code § 47-2853.131, shall be prepared only by an engineer licensed by the District. All drawings, computations, and specifications required for a building permit application for such work shall be prepared by or under the direct supervision of a licensed architect or licensed engineer and shall bear the signature and seal of the architect or the engineer. Plans for non-structural alterations and repairs of a building, including the layout of interior spaces, which do not adversely affect any structural member or any part of the structure having a required fire resistance rating, or the public safety, health or welfare, and which do not involve the practice of engineering as defined by applicable District of Columbia laws, shall be deemed to comply with this section when such plans are prepared, signed and sealed by an interior designer licensed and registered in the District of Columbia in accordance with applicable District of Columbia laws.”.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 4a of the General Legislative Procedures Act of 1975, approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

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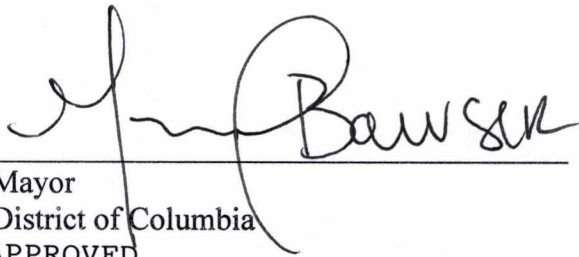
Sec. 4. Effective date.

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

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



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
April 24, 2017

**Council of the District of Columbia
Committee on Health
Notice of Public Hearing**

John A. Wilson Building, 1350 Pennsylvania Avenue, N.W. Washington, D.C. 20004

**COUNCILMEMBER VINCENT C. GRAY, CHAIR
COMMITTEE ON HEALTH**

ANNOUNCES A PUBLIC HEARING ON:

**B22-176, the “Health Care Revolving Fund Act of 2017”
B22-231, the “Department of Health Care Finance D.C. HealthCare Alliance Amendment
Act of 2017”
B22-232, the “School Health Innovations Grant Act of 2017”**

Friday, May 19, 2017

1:00 p.m.

**Room 500 - John A. Wilson Building
1350 Pennsylvania Avenue, NW, Washington, D.C. 20004**

Councilmember Vincent C. Gray, Chairman of the Committee on Health, announces a public hearing to be held on Friday, May 19, 2017 at 1:00 p.m. in Room 500 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

B22-176, the “Health Care Revolving Fund Act of 2017” establishes the Revolving Capital Fund within the Department of Health Care Finance, from which funds shall be utilized for the purpose of making loans to qualifying borrowers to improve access to capital financing to expand and improve capacity to provide health care in medically underserved areas in the District of Columbia as designated by the U.S. Department of Health and Human Services.

B22-231, the “Department of Health Care Finance D.C. HealthCare Alliance Amendment Act of 2017” amends Section 8 of the Department of Health Care Finance Establishment Act of 2007 to explore the feasibility of bringing D.C. HealthCare Alliance coverage into the D.C. Health Benefit Exchange Authority’s D.C. Health Link and to make the D.C HealthCare Alliance eligibility procedures more closely align with Medicaid enrollment.

B22-232, the “School Health Innovations Grant Act of 2017” establishes the School Health Innovations Grant program requiring the Department of Behavioral Health to award grants to clinic operators in District of Columbia Public schools and District of Columbia Public Charter schools in school years 2018-2019 and 2019-2020.

The Committee invites the public to testify at the hearing. Those who wish to testify should contact Cherita Whiting, Committee Legislative Clerk at (202) 727-7774 or cwhiting@dccouncil.us, and provide your name, organizational affiliation (if any), and title with the organization, preferably by 10:00 a.m. on Wednesday, May 17, 2017. Witnesses should bring

15 copies of their written testimony to the hearing. The Committee allows individuals 3 minutes to provide oral testimony in order to permit each witness an opportunity to be heard. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to cwhiting@dccouncil.us or mailed to: Council of the District of Columbia, 1350 Pennsylvania Ave., N.W., Suite 113, Washington D.C. 20004.

Council of the District of Columbia

**Committee of the Whole, Committee on Business and Economic Development, and Committee on Health
Notice of Joint Public Hearing**

John A. Wilson Building, 1350 Pennsylvania Avenue, N.W. Washington, D.C. 20004

**CHAIRMAN PHIL MENDELSON, CHAIR
COMMITTEE OF THE WHOLE**

AND

**COUNCILMEMBER KENYAN MCDUFFIE, CHAIR
COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT**

AND

**COUNCILMEMBER VINCENT C. GRAY, CHAIR
COMMITTEE ON HEALTH**

ANNOUNCE A JOINT PUBLIC HEARING ON:

B22-207, the “East End Health Care Desert, Retail Desert, and Food Desert Elimination Act of 2017”

Friday, May 19, 2017

11:00 a.m.

Room 500 - John A. Wilson Building

1350 Pennsylvania Avenue, NW, Washington, D.C. 20004

Chairman Phil Mendelson, Chairman of the Committee of the Whole, Councilmember Kenyan McDuffie, Chairman of the Committee on Business and Economic Development, and Councilmember Vincent C. Gray, Chairman of the Committee on Health, announce a joint public hearing to be held on Friday, May 19, 2017 at 11:00 a.m. in Room 500, of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

B22-207, the “East End Health Care Desert, Retail Desert, and Food Desert Elimination Act of 2017” amends the Department of Health Care Finance Establishment Act of 2007 to require the construction of a new community hospital on the St. Elizabeths campus; to establish the East End Medical Center Fund; and to establish the East End Grocery and Retail Incentive Program within the Deputy Mayor for Planning and Economic Development.

The Committee invites the public to testify at the hearing. Those who wish to testify should contact Cherita Whiting, Committee Legislative Clerk at (202) 727-7774 or cwhiting@dccouncil.us, and provide your name, organizational affiliation (if any), and title with the organization, preferably by 10:00 a.m. on Wednesday, May 17, 2017. Witnesses should bring 15 copies of their written testimony to the hearing. The Committee allows individuals 3 minutes to provide oral testimony in order to permit each witness an opportunity to be heard. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to cwhiting@dccouncil.us or mailed to: Council of the District of Columbia, 1350 Pennsylvania Ave., N.W., Suite 113, Washington D.C. 20004.

COUNCIL OF THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARINGS
FISCAL YEAR 2018 PROPOSED BUDGET AND FINANCIAL PLAN,
FISCAL YEAR 2018 BUDGET SUPPORT ACT OF 2017,
FISCAL YEAR 2018 LOCAL BUDGET ACT OF 2017, AND
COMMITTEE MARK-UP SCHEDULE
 4/25/2017

SUMMARY

April 4, 2017	Mayor Transmits the Fiscal Year 2018 Proposed Budget and Financial Plan
April 6, 2017	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2018 Proposed Budget and Financial Plan
April 7, 2017 to May 11, 2017	Committee Public Hearings on the "Fiscal Year 2018 Local Budget Act of 2017." (The Committees may also simultaneously receive testimony on the sections of the Fiscal Year 2018 Budget Support Act that affect the agencies under each Committee's purview)
May 12, 2017	Committee of the Whole Public Hearing on the "Fiscal Year 2018 Local Budget Act of 2017", "Fiscal Year 2018 Federal Budget Act of 2017" and "Fiscal Year 2018 Budget Support Act of 2017."
May 16-18, 2017	Committee Mark-ups and Reporting on Agency Budgets for Fiscal Year 2018
May 25, 2017	Budget Work Session 9:00 a.m.
May 30, 2017	Committee of the Whole and Council consideration of the "Fiscal Year 2018 Local Budget Act of 2017", "Fiscal Year 2018 Federal Budget Act of 2017" and the "Fiscal Year 2018 Budget Support Act of 2017"
June TBD	Council consideration of the "Fiscal Year 2018 Local Budget Act of 2017" and the "Fiscal Year 2018 Budget Support Act of 2017"

The Council of the District of Columbia hereby gives notice of its intention to hold public hearings on the FY 2018 Proposed Budget and Financial Plan, the "Fiscal Year 2018 Local Budget Act of 2017," the "Fiscal Year 2018 Federal Budget Act of 2017" and the "Fiscal Year 2018 Budget Support Act of 2017". The hearings will begin Friday, April 7, 2017 and conclude on Thursday, May 11, 2017 and will take place in the Council Chamber (Room 500), Room 412, Room 120, or Room 123 of the John A. Wilson Building; 1350 Pennsylvania Avenue, N.W.; Washington, DC 20004.

The Committee mark-ups will begin Tuesday, May 16, 2017 and conclude on Thursday, May 18, 2017 and will take place in the Council Chamber (Room 500) of the John A. Wilson Building; 1350 Pennsylvania Avenue, N.W.; Washington, DC 20004.

Persons wishing to testify are encouraged, but not required, to submit written testimony in advance of each hearing to the corresponding committee office. If a written statement cannot be provided prior to the day of the hearing, please have at least 15 copies of your written statement available on the day of the hearing for immediate distribution to the Council. The hearing record will close two business days following the conclusion of each respective hearing. Persons submitting written statements for the record should observe this deadline. For more information about the Council's budget oversight hearings and mark-up schedule please contact the committee of interest.

ADDENDUM OF CHANGES TO THE PUBLIC HEARING SCHEDULE

<u>New Date</u>	<u>Original Date</u>	<u>Hearing</u>
April 6, 2017	April 7, 2017	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2018 Proposed Budget and Financial Plan - Room 500; 10:00 a.m.
April 7, 2017	April 11, 2017	Office of Asian & Pacific Islander Affairs, Office of Veteran Affairs & Office of Latino Affairs (Government Operations - Room 500; 10:00 a.m.)
April 11, 2017	April 10, 2017	Committee of Government Operations - Room 412; 11:00 a.m.
No Budget Hearing Needed	April 13, 2017	Public Access Corporation (Government Operations)
April 13, 2017	April 10, 2017	Office of Zoning (COW - Room 500; 10:00 a.m.)
April 13, 2017	April 11, 2017	Office of Administrative Hearings, Office of the Inspector General & Public Access Corporation (Government Operations - Room 123; 10:00 a.m.)
April 12, 2017	April 26, 2017	Committee on Finance & Revenue - Room 123; 10:00 a.m.
April 24, 2017	May 9, 2017	Office of Chief Medical Examiner (Judiciary - Room 412; 10:30 a.m.)
April 26, 2017	April 26, 2017	Committee on Transportation and the Environment - HEARING TIME CHANGE FROM 10:00 a.m. to 11:00 a.m.
April 28, 2017	April 12, 2017	Office of the Chief Technology Officer (Government Operations - Room 123; 10:00 a.m.)
April 28, 2017	May 10, 2017	Department of Behavioral Health (Health - Room 500; 11:00 a.m.)
May 1, 2017	April 25, 2017	Office on Returning Citizen Affairs & Advisory Neighborhood Commission (Housing & Neighborhood Revitalization - Room 500; 10:00 a.m.)
May 3, 2017	May 4, 2017	DC Lottery & Real Property Tax Appeals Commission (Finance & Revenue - Room 123; 9:00 a.m. - 10:45 a.m.)
May 3, 2017	May 11, 2017	Deputy Mayor for Planning and Economic Development (Business & Economic - Room 120; 10:00 a.m.)
May 9, 2017	April 24, 2017	Office of Human Rights - (Judiciary - Room 120; 11:00 a.m.)
May 9, 2017	April 27, 2017	Department of Youth Rehabilitation Services (Human Services - Room 123; 11:00 a.m.)
May 9, 2017	April 28, 2017	Office of Chief Technology Officer (Government Operations - Room 500; 11:00 a.m.)
May 10, 2017	April 28, 2017	DC Health Benefit Exchange Authority & Dept. of Health Care Finance (Health - Room 412; 11:00 a.m.)
May 11, 2017	May 3, 2017	Public Service Commission & Office of People's Counsel (Business & Economic Development - Room 500; 10:00 a.m.)
May 25, 2017	May 24, 2017	Council Budget Work Session - Room 504; 9:00 a.m.

PUBLIC HEARING SCHEDULE

COMMITTEE OF THE WHOLE		Chairman Phil Mendelson
THURSDAY, APRIL 6, 2017; COUNCIL CHAMBER (Room 500)		
Time	Subject	
10:00 a.m. - End	Committee of the Whole Public Briefing on the Mayor's Fiscal Year 2018 Proposed Budget and Financial Plan	

COMMITTEE ON GOVERNMENT OPERATIONS		Chairman Brandon Todd
FRIDAY, APRIL 7, 2017; COUNCIL CHAMBER (Room 500)		
Time	Agency	
10:00 a.m. - End	Office of Asian and Pacific Islander Affairs	
	Office of Veterans' Affairs	
	Office of Latino Affairs	

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE OF THE WHOLE		Chairman Phil Mendelson
MONDAY, APRIL 10, 2017; Room 412		
Time	Agency	
10:00 a.m. - 2:00 p.m.	Metropolitan Washington Council of Governments	
	Office of Planning	

Persons wishing to testify about the performance of any of the foregoing agencies may email: cow@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION		Chairperson Anita Bonds
TUESDAY, APRIL 11, 2017; COUNCIL CHAMBER (Room 500)		
Time	Agency	
11:00 a.m. - End	Office of the Tenant Advocate	
	Department of Housing and Community Development	
	Housing Production Trust Fund	
	Rental Housing Commission	

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE ON GOVERNMENT OPERATIONS		Chairman Brandon Todd
TUESDAY, APRIL 11, 2017; Room 412		
Time	Agency	
11:00 a.m. - End	Executive Office of the Mayor	
	Office of the City Administrator	
	Office of the Senior Advisor	
	Mayor's Office of Legal Counsel	
	Secretary of the District of Columbia	

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE OF THE WHOLE		Chairman Phil Mendelson
TUESDAY APRIL 11, 2017; Room 123		
Time	Agency	
11:00 a.m. - 2:00 p.m.	University of the District of Columbia	
	District of Columbia Retirement Board/Funds	
	District Retiree Health Contribution	

Persons wishing to testify about the performance of any of the foregoing agencies may email: cow@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY		Chairperson Charles Allen
WEDNESDAY, APRIL 12, 2017; COUNCIL CHAMBER (Room 500)		
Time	Agency	
9:30 a.m. - 5:00 p.m.	Deputy Mayor for Public Safety and Justice	
	Criminal Justice Coordinating Council	
	Metropolitan Police Department	
	Office of Police Complaints	
	Office of Victim Services and Justice Grants	

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

WEDNESDAY, APRIL 12, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Deputy Mayor for Health and Human Services United Medical Center

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (osimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON FINANCE & REVENUE

Chairperson Jack Evans

WEDNESDAY, APRIL 12, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Commission on the Arts and Humanities Washington Metropolitan Area Transit Authority

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Sarina Loy (sloy@dccouncil.us) or by calling 202-724-8058.

COMMITTEE OF THE WHOLE

Chairman Phil Mendelson

THURSDAY, APRIL 13, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - 4:00 p.m.	Office of Budget and Planning Office of Zoning Department of Consumer and Regulatory Affairs

Persons wishing to testify about the performance of any of the foregoing agencies may email: cow@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

THURSDAY, APRIL 13, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Department of General Services

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT

Chairperson Kenyan McDuffie

THURSDAY, APRIL 13, 2017; Room 120	
Time	Agency
10:00 a.m. - End	Department of Small and Local Business Development Department of Insurance, Securities and Banking Department of For-Hire Vehicles For-Hire Vehicle Advisory Council

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Demetris Cheatham (dcheatham@dccouncil.us) or by calling 202-297-0152.

COMMITTEE ON GOVERNMENT OPERATIONS

Chairman Brandon Todd

THURSDAY, APRIL 13, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Office of Administrative Hearings Office of the Inspector General

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

MONDAY, APRIL 24, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
11:00 a.m. - End	District Department of Transportation

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY

Chairperson Charles Allen

MONDAY, APRIL 24, 2017; Room 412	
Time	Agency
10:30 a.m. - 5:00 p.m.	Office of Chief Medical Examiner
	Department of Corrections
	Office of the Attorney General
	Corrections Information Council

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

TUESDAY, APRIL 25, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
12:00 p.m. - End	Department of Disability Services
	Office of Disability Rights

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION

Chairperson Anita Bonds

TUESDAY, APRIL 25, 2017; Room 412	
Time	Agency
10:00 a.m. - End	Office on Aging

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE OF THE WHOLE

Chairman Phil Mendelson

TUESDAY, APRIL 25, 2017; Room 120	
Time	Agency
10:00 a.m. - 2:00 p.m.	Council of the District of Columbia
	District of Columbia Auditor
	New Columbia Statehood Commission
	Contract Appeals Board
	Office of Contracting and Procurement

Persons wishing to testify about the performance of any of the foregoing agencies may email: cw@dccouncil.us or by calling 202-724-8196.

COMMITTEE ON EDUCATION

Chairperson David Grosso

TUESDAY, APRIL 25, 2017; Room 123	
Time	Agency
10:00 a.m. - End	Deputy Mayor for Education

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

WEDNESDAY, APRIL 26, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Department of Parks and Recreation
	Department of Public Works

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON EDUCATION

Chairperson David Grosso

WEDNESDAY, APRIL 26, 2017; Room 120	
Time	Agency
11:00 a.m. - End	Office of the State Superintendent of Education

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON EDUCATION

Chairperson David Grosso

THURSDAY, APRIL 27, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. (this hearing will end after the last witness and reconvene at 5:00pm)	District of Columbia Public Schools (Public Witnesses Only)

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

THURSDAY, APRIL 27, 2017; Room 412	
Time	Agency
10:00 a.m. - End	Child and Family Services Agency

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON LABOR & WORKFORCE DEVELOPMENT

Chairperson Elissa Silverman

THURSDAY, APRIL 27, 2017; Room 120	
Time	Agency
10:00 a.m. - End	Office of Employee Appeals
	Office of Labor Relations and Collective Bargaining
	Public Employees Relations Board

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster (croyster@dccouncil.us) or by calling 202-724-7772.

COMMITTEE ON THE JUDICIARY & PUBLIC SAFETY

Chairperson Charles Allen

THURSDAY, APRIL 27, 2017; Room 123	
Time	Agency
9:30 a.m. - 5:00 p.m.	Fire and Emergency Medical Services Department
	Office of Unified Communications
	Board of Ethics and Government Accountability
	District of Columbia Board of Elections
	Office of Campaign Finance

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

FRIDAY, APRIL 28, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
11:00 a.m. - End	Department of Behavioral Health

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (oimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON TRANSPORTATION & THE ENVIRONMENT

Chairperson Mary Cheh

FRIDAY, APRIL 28, 2017; Room 412	
Time	Agency
11:00 a.m. - End	Department of Motor Vehicles
	Department of Energy and Environment

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Aukima Benjamin (abenjamin@dccouncil.us) or by calling 202-724-8062.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION

Chairperson Anita Bonds

MONDAY, MAY 1, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - End	Office on Returning Citizen Affairs
	Advisory Neighborhood Commission

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE ON EDUCATION

Chairperson David Grosso

MONDAY, MAY 1, 2017; Room 412	
Time	Agency
11:00 a.m. - End	District of Columbia Public Library System

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

WEDNESDAY, MAY 3, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency

10:00 a.m. - End Department of Human Services

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON EDUCATION

Chairperson David Grosso

WEDNESDAY, MAY 3, 2017; Room 412	
Time	Agency

10:00 a.m. - End District of Columbia Public Schools (**Government Witnesses**)

COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT

Chairperson Kenyan McDuffie

WEDNESDAY, MAY 3, 2017; Room 120	
Time	Agency

10:00 a.m. - End Deputy Mayor for Planning and Economic Development
Alcoholic Beverage Regulation Administration
Office of Cable Television, Film, Music and Entertainment

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Demetris Cheatham (dcheatham@dccouncil.us) or by calling 202-297-0152.

COMMITTEE ON FINANCE & REVENUE

Chairperson Jack Evans

WEDNESDAY, MAY 3, 2017; Room 123	
Time	Agency

9:00 a.m. - 10:45 a.m. District of Columbia Lottery and Charitable Games
Real Property Tax Appeals Commission

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Sarina Loy (sloy@dccouncil.us) or by calling 202-724-8058.

COMMITTEE ON LABOR & WORKFORCE DEVELOPMENT

Chairperson Elissa Silverman

THURSDAY, MAY 4, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency

10:00 a.m. - End Department of Employment Services
Deputy Mayor for Greater Economic Opportunity
Workforce Investment Council

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster (croyster@dccouncil.us) or by calling 202-724-7772.

COMMITTEE ON EDUCATION

Chairperson David Grosso

THURSDAY, MAY 4, 2017; Room 412	
Time	Agency

10:00 a.m. District of Columbia Public Charter School Board
State Board of Education

Persons wishing to testify about the performance of any of the foregoing agencies may do so online at: <http://bit.do/educationhearings> or by calling 202-724-8061.

COMMITTEE ON HOUSING & NEIGHBORHOOD REVITALIZATION

Chairperson Anita Bonds

THURSDAY, MAY 4, 2017; Room 120	
Time	Agency

11:00 a.m. - End Housing Finance Agency
District of Columbia Housing Authority

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Oscar Montiel (omontiel@dccouncil.us) or by calling 202-724-8198.

COMMITTEE ON FINANCE & REVENUE

Chairperson Jack Evans

THURSDAY, MAY 4, 2017; Room 123	
Time	Agency

10:00 a.m. - End Office of the Chief Financial Officer
Events DC
Destination DC

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Sarina Loy (sloy@dccouncil.us) or by calling 202-724-8058.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

FRIDAY, MAY 5, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
11:00 a.m.	Department of Health

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (osaimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON GOVERNMENT OPERATIONS

Chairperson Brandon Todd

TUESDAY, MAY 9, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
11:00 a.m. - End	Office of the Chief Technology Officer

Persons wishing to testify about the performance of any of the foregoing agencies may email: governmentoperations@dccouncil.us or by calling 202-724-6668.

COMMITTEE ON LABOR & WORKFORCE DEVELOPMENT

Chairperson Elissa Silverman

TUESDAY, MAY 9, 2017; Room 412	
Time	Agency
1:00 p.m. - End	Office of Risk Management
	Department of Human Resources

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Charnisa Royster (croyster@dccouncil.us) or by calling 202-724-7772.

COMMITTEE ON HUMAN SERVICES

Chairperson Brianne Nadeau

TUESDAY, MAY 9, 2017; Room 123	
Time	Agency
11:00 a.m. - End	Department of Youth Rehabilitation Services

Persons wishing to testify about the performance of any of the foregoing agencies may email: humanservices@dccouncil.us or by calling 202-724-8170.

COMMITTEE ON JUDICIARY & PUBLIC SAFETY

Chairperson Charles Allen

TUESDAY, MAY 9, 2017; Room 120	
Time	Agency
11:00 a.m. - 4:00 p.m.	Homeland Security and Emergency Management Agency
	Department of Forensic Sciences
	District of Columbia National Guard
	Office of Human Rights

Persons wishing to testify about the performance of any of the foregoing agencies may email: judiciary@dccouncil.us or by calling 202-727-8275.

COMMITTEE ON HEALTH

Chairperson Vincent Gray

WEDNESDAY, MAY 10, 2017; Room 412	
Time	Agency
11:00 a.m. - End	District of Columbia Health Benefits Exchange Authority
	Department of Health Care Finance

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Osa Imadojemu (osaimadojemu@dccouncil.us) or by calling 202-727-7774.

COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT

Chairperson Kenyan McDuffie

THURSDAY, MAY 11, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - End	District of Columbia Boxing and Wrestling Commission
	Walter Reed Army Medical Center Site Reuse Advisory Committee
	Public Service Commission
	Office of People's Counsel

Persons wishing to testify about the performance of any of the foregoing agencies may contact: Demetris Cheatham (dcheatham@dccouncil.us) or by calling 202-297-0152.

COMMITTEE OF THE WHOLE

Chairman Phil Mendelson

FRIDAY, MAY 12, 2017; COUNCIL CHAMBER (Room 500)	
Time	Agency
10:00 a.m. - End	Committee of the Whole Hearing on the "Fiscal Year 2018 Local Budget Act of 2017," "Fiscal Year 2018 Federal Budget Act of 2017" and "Fiscal Year 2018 Budget Support Act of 2017"

COMMITTEE MARK-UP SCHEDULE

TUESDAY, MAY 16, 2017; COUNCIL CHAMBER (Room 500)

Time	Committee
12:00 p.m. - 2:00 p.m.	Committee on Government Operations
2:00 p.m. - 4:00 p.m.	Committee on Finance and Revenue
4:00 p.m. - 6:00 p.m.	Committee on Business and Economic Development

WEDNESDAY, MAY 17, 2017; COUNCIL CHAMBER (Room 500)

Time	Committee
10:00 a.m. - 12:00 p.m.	Committee on Health
12:00 p.m. - 2:00 p.m.	Committee on Labor and Workforce Development
2:00 p.m. - 4:00 p.m.	Committee on Human Services
4:00 p.m. - 6:00 p.m.	Committee on Transportation and the Environment

THURSDAY, MAY 18, 2017; COUNCIL CHAMBER (Room 500)

Time	Committee
10:00 a.m. - 12:00 p.m.	Committee on Housing and Neighborhood Revitalization
12:00 p.m. - 2:00 p.m.	Committee on the Judiciary and Public Safety
2:00 p.m. - 4:00 p.m.	Committee on Education
4:00 p.m. - 6:00 p.m.	Committee of the Whole

**Council of the District of Columbia
Committee on Health**

Notice of Public Roundtable

John A. Wilson Building, 1350 Pennsylvania Avenue, N.W. Washington, D.C. 20004

**COUNCILMEMBER VINCENT C. GRAY, CHAIR
COMMITTEE ON HEALTH**

ANNOUNCES A PUBLIC ROUNDTABLE ON:

PR22-233, the “Medical Marijuana Consultations and Patient Referrals Rulemaking Approval Resolution of 2017”

Friday, May 5, 2017

11:00 a.m.

**Room 500 - John A. Wilson Building
1350 Pennsylvania Avenue, NW, Washington, D.C. 20004**

Councilmember Vincent C. Gray, Chairman of the Committee on Health, announces a public roundtable to be held on Friday, May 5, 2017 at 11:00 a.m. in Room 500 of the John A. Wilson Building, 1350 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

PR22-233, the “Medical Marijuana Consultations and Patient Referrals Rulemaking Approval Resolution of 2017” amends the DCMR to clarify that a referral or a request for a consultation from a qualifying patient’s primary care provider or specialist is within the permissible scope of a bona fide physician-patient relationship for purposes of complying with the Act and the regulations implementing the Act for the purposes of determining whether the patient may benefit from the use of medical marijuana,; further define prohibited conduct; and establish a definition for “expediter”.

The Committee invites the public to testify at the hearing. Those who wish to testify should contact Cherita Whiting, Committee Legislative Clerk at (202) 727-7774 or cwhiting@dccouncil.us, and provide your name, organizational affiliation (if any), and title with the organization, preferably by 11:00 a.m. on Wednesday, May 3, 2017. Witnesses should bring 15 copies of their written testimony to the hearing. The Committee allows individuals 3 minutes to provide oral testimony in order to permit each witness an opportunity to be heard. Additional written statements are encouraged and will be made part of the official record. Written statements may be submitted by e-mail to cwhiting@dccouncil.us or mailed to: Council of the District of Columbia, 1350 Pennsylvania Ave., N.W., Suite 113, Washington D.C. 20004.

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 reprogrammings are available in Legislative Services, Room 10.
Telephone: 724-8050

Reprog. 22-34: Request to reprogram \$833,000 of Local Funds Budget Authority within the Office of the Chief Technology Officer was filed in the Office of the Secretary on April 24, 2017. This reprogramming ensures that OCTO will be able to procure servers and storage capacity to support server virtualization efforts and Enterprise Cloud and Infrastructure Services support services for several agencies.

RECEIVED: 14 day review begins April 25, 2017

Reprog. 22-35: Request to reprogram \$1,166,000 of Local Funds Budget Authority within the Office of the Chief Financial Officer was filed in the Office of the Secretary on April 24, 2017. This reprogramming is needed to complete the OCFO's Disaster Recovery project, which supports the acquisition of technology hardware and software necessary to ensure that the OCFO's data can be recovered if primary systems fail or are destroyed.

RECEIVED: 14 day review begins April 25, 2017

Reprog. 22-36:

Request to reprogram \$256,000 of Capital Funds Budget Authority and Allotment within the Department of Health Care Finance was filed in the Office of the Secretary on April 24, 2017. This reprogramming is needed for the new Case Management System (CMS), which will support the District's No Wrong Door Initiative, which will centralize and maximize access to Medicaid services for citizens.

RECEIVED: 14 day review begins April 25, 2017

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

Placard Posting Date: April 14, 2017
Protest Petition Deadline: May 30 2017
Roll Call Hearing Date: June 12, 2017

License No.: ABRA-089616
Licensee: ANB 623, LLC
Trade Name: Beuchert's Saloon
License Class: Retailer's Class "C" Restaurant
Address: 623 Pennsylvania Avenue, S.E.
Contact: Nathan Berger: (202) 733-1384

WARD 6

ANC 6B

SMD 6B02

Notice is hereby given that this licensee has requested a Substantial Change to their 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 on June 12, 2017 at 10 a.m., 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 Sidewalk Cafe Endorsement with seating for 4 patrons.

CURRENT HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION ON PREMISE

Sunday 9 am – 2 am, Monday through Thursday 11 am – 2 am, Friday 11 am – 3 am, and Saturday 9 am – 3 am

PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR **SIDEWALK CAFE

Sunday 9 am – 12 am, Monday through Friday 11 am – 12 am, and Saturday 9 am – 12 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

****RESCIND**

Placard Posting Date: April 14, 2017
Protest Petition Deadline: May 30 2017
Roll Call Hearing Date: June 12, 2017

License No.: ABRA-089616
Licensee: ANB 623, LLC
Trade Name: Beuchert’s Saloon
License Class: Retailer’s Class “C” Restaurant
Address: 623 Pennsylvania Avenue, S.E.
Contact: Nathan Berger: (202) 733-1384

WARD 6

ANC 6B

SMD 6B02

Notice is hereby given that this licensee has requested a Substantial Change to their 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 on June 12, 2017 at 10 a.m., 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 Sidewalk Cafe Endorsement with seating for 4 patrons.

CURRENT HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION ON PREMISE

Sunday 9 am – 2 am, Monday through Thursday 11 am – 2 am, Friday 11 am – 3 am, and Saturday 9 am – 3 am

PROPOSED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR **SUMMER GARDEN

Sunday 9 am – 12 am, Monday through Friday 11 am – 12 am, and Saturday 9 am – 12 am

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: April 28, 2017
Protest Petition Deadline: June 12, 2017
Roll Call Hearing Date: June 26, 2017

License No.: ABRA-090311
Licensee: ABAL, LLC
Trade Name: CherCher Ethiopian Restaurant
License Class: Retailer's Class "C" Restaurant
Address: 1334 9th Street, N.W.
Contact: Alemayehu Abebe: (202) 299-9703

WARD 2 ANC 2F SMD 2F06

Notice is hereby given that this licensee has requested a Substantial Change to their 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 on June 26, 2017 at 10 a.m., 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 Summer Garden Endorsement with 16 seats.

CURRENT HOURS OF OPERATION FOR PREMISES

Sunday through Thursday 9:30 am – 1 am, Friday and Saturday 9:30 am – 2 am

CURRENT HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR PREMISES

Sunday through Thursday 11 am – 1 am, Friday and Saturday 11 am – 2 am

PROPOSED HOURS OF OPERATION FOR SUMMER GARDEN

Sunday through Thursday 9:30 am – 1 am, Friday and Saturday 9:30 am – 2 am

PROPOSED HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR SUMMER GARDEN

Sunday through Thursday 11 am – 1 am, Friday and Saturday 11 am – 2 am

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

Placard Posting Date: April 28, 2017
Protest Petition Deadline: June 12, 2017
Roll Call Hearing Date: June 26, 2017
Protest Hearing Date: August 9, 2017

License No.: ABRA-106089
Licensee: Laduree Washington, LLC
Trade Name: Laduree
License Class: Retailer's Class "C" Restaurant
Address: 3060 M Street, N.W.
Contact: Michael Fonseca: (202) 625-7700

WARD 2

ANC 2E

SMD 2E05

Notice is hereby given that this licensee 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 **Roll Call Hearing date on June 26, 2017 at 10 a.m., 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 on **August 9, 2017 at 4:30 p.m.**

NATURE OF OPERATION

A Retailer's Class "C" Restaurant that will be serving upscale bakery items with Parisian origins and French macarons, along with alcoholic beverages. Total Occupancy Load of 50 seats.

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION

Sunday through Saturday 11:00 am – 11:00 pm

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION

NOTICE OF PUBLIC HEARING

Placard Posting Date: April 28, 2017
Protest Petition Deadline: June 12, 2017
Roll Call Hearing Date: June 26, 2017

License No.: ABRA-097822
Licensee: Slim's Diner, LLC
Trade Name: Slim's Diner
License Class: Retailer's Class "C" Restaurant
Address: 4200 Georgia Avenue, N.W.
Contact: Paul Ruppert: (202) 783-3933

WARD 4 ANC 4C SMD 4C07

Notice is hereby given that this licensee has requested a Substantial Change to their 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 on June 26, 2017 at 10 a.m., 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

Request to Add a Sidewalk Café with 53 seats

CURRENT HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION (PREMISES)

Sunday - Thursday 8:00 am - 2:00 am, Friday - Saturday 8:00 am - 3:00am

PROPOSED HOURS OF OPERATION (SIDEWALK CAFÉ)

Sunday - Thursday 7:00 am - 12:00 am, Friday - Saturday 7:00 am - 2:00 am

PROPOSED HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION (SIDEWALK CAFÉ)

Sunday - Thursday 8:00am - 12:00 am, Friday - Saturday 8:00 am - 2:00 am

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

Placard Posting Date: April 28, 2017
Protest Petition Deadline: June 12, 2017
Roll Call Hearing Date: June 26, 2017
Protest Hearing Date: August 9, 2017

License No.: ABRA-105823
Licensee: The V.I.P. Room, LLC
Trade Name: The V.I.P. Room
License Class: Retailer's Class "C" Tavern
Address: 6201 3rd Street, N.W.
Contact: Abner Sampson: (202) 368-4661

WARD 4

ANC 4B

SMD 4B06

Notice is hereby given that this licensee 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 **Roll Call Hearing date on June 26, 2017 at 10 a.m., 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 on **August 9, 2017 at 1:30 p.m.**

NATURE OF OPERATION

New Class "C" Tavern offering alcoholic beverages for special events with a Total Occupancy Load of 150. A Summer Garden with an occupancy of 100 seats. Offering Live Entertainment, which includes Dancing and Cover Charge.

HOURS OF OPERATION, ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION, AND LIVE ENTERTAINMENT INDOORS

Sunday through Saturday 8:00 am – 2:00 am

HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR SUMMER GARDEN

Sunday through Saturday 8:00 am – 2:00 am

HOURS OF LIVE ENTERTAINMENT FOR SUMMER GARDEN

Sunday through Saturday 8:00 am – 12:00 am

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
WEDNESDAY, JUNE 14, 2017
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 SIX

19507 **Application of 1005 First, LLC**, pursuant to 11 DCMR Subtitle X, Chapter 9, ANC 6C for special exceptions under Subtitle I § 602.2 for garage and loading entrances, Subtitle C §904.2 for loading access, and Subtitle C §1500.3(c) for penthouse use, and pursuant to Subtitle X, Chapter 10, for a variance from the closed court area requirement of Subtitle I §207.1, to construct a mixed-used project consisting of hotel, residential and retail uses in the D-5 Zone at premises 1005 First Street N.E. (Square 0713, Lot 53).

WARD FIVE

19508 **Application of John Tekeste**, pursuant to 11 DCMR Subtitle X, Chapter 9, for a ANC 5B special exception from the lot occupancy requirements under Subtitle G § 1200.4, and pursuant to Subtitle X, Chapter 10, for a variance from the FAR requirements of Subtitle G § 402.1, to allow a mixed-use building in the MU-3 Zone at premises 3418 18th Street N.E. (Square 4146, Lot 39).

WARD ONE

19510 **Appeal of Nefretiti Makenta**, pursuant to 11 DCMR Subtitle Y § 302, from the ANC 1A decision made on February 9, 2017 by the Zoning Administrator, Department of Consumer and Regulatory Affairs, to issue building permit B1603868, to permit construction of a third floor addition, roof deck and rear deck to an existing flat in the RF-1 Zone at premises 3616 11th Street N.W. (Square 2829, Lot 167).

WARD FIVE

19511 **Application of D.C. Department of General Services**, pursuant to 11 DCMR ANC 5E Subtitle X, Chapter 9, for special exceptions from the maximum lot occupancy requirements of Subtitle C § 1603.3 and the minimum parking requirement Subtitle C § 701.5, to replace an existing one-story public recreation and community center with a new, two-story recreation center in the RF-1 Zone at premises 301 Franklin Street N.E. (Square 3550, Lot 801).

BZA PUBLIC HEARING NOTICE

JUNE 14, 2017

PAGE NO. 2

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 Subtitles X and Y of the District of Columbia Municipal Regulations, Title 11. Pursuant to Subtitle Y, Chapter 2 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.

**Note that party status is not permitted in Foreign Missions cases.*

Do you need assistance to participate?

Amharic

ለሙከራ ቦርድ ላይ ለማገልገል ማዘጋጀት?

የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጎም)

ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-

0312 ወይም በኢሜል Zelalem.Hill@dc.gov ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

Chinese

您需要有人帮助参加活动吗?

如果您需要特殊便利设施或语言协助服务（翻译或口译），请在见面之前提前五天与 Zee Hill 联系，电话号码 (202) 727-0312，电子邮件

Zelalem.Hill@dc.gov。这些是免费提供的服务。

French

Avez-vous besoin d’assistance pour pouvoir participer ? Si vous avez besoin d’aménagements spéciaux ou d’une aide linguistique (traduction ou interprétation), veuillez contacter Zee Hill au (202) 727-0312 ou à Zelalem.Hill@dc.gov cinq jours avant la réunion. Ces services vous seront fournis gratuitement.

BZA PUBLIC HEARING NOTICE

JUNE 14, 2017

PAGE NO. 3

Korean

참여하시는데 도움이 필요하세요?

특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면, 회의 5일 전에 Zee Hill 씨께 (202) 727-0312로 전화 하시거나 Zelalem.Hill@dc.gov 로 이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

Spanish

¿Necesita ayuda para participar?

Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

Vietnamese

Quý vị có cần trợ giúp gì để tham gia không?

Nếu quý vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

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

**FREDERICK L. HILL, CHAIRPERSON
LESYLLEÉ M. WHITE, MEMBER
CARLTON HART, VICE-CHAIRPERSON,
NATIONAL CAPITAL PLANNING COMMISSION
A PARTICIPATING MEMBER OF THE ZONING COMMISSION
ONE BOARD SEAT VACANT
CLIFFORD W. MOY, SECRETARY TO THE BZA
SARA A. BARDIN, DIRECTOR, OFFICE OF ZONING**

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING**

TIME AND PLACE: **Thursday, June 8, 2017, @ 6:30 p.m.**
Jerrily R. Kress Memorial Hearing Room
441 4th Street, N.W., Suite 220-South
Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

Z.C. CASE NO. 16-18A (MedStar Health, Inc./MedStar Georgetown Medical Center, Inc. d/b/a MedStar Georgetown University Hospital – Further Processing of the 2017-2036 Georgetown University Campus Plan @ Square 1321, Lots 824, 825, 826, 833)

THIS CASE IS OF INTEREST TO ANC 2E

On April 17, 2017, the Office of Zoning received an application from MedStar Health, Inc., through its wholly owned not-for-profit subsidiary MedStar Georgetown Medical Center, Inc. d/b/a MedStar Georgetown University Hospital (the “Applicant”) on behalf of Georgetown University, for special exception approval for further processing of the 2017-2036 Georgetown University Campus Plan, to permit the construction of a new medical/surgical pavilion (the “Surgical Pavilion”).

The property that is the subject of this application is located in the R-3 zone and within the Georgetown Historic District. The main hospital building is located south of Reservoir Road and at the north end of the main university campus. The Surgical Pavilion will be an addition to east side of the main hospital building.

Pursuant to Subtitle C § 1504, the Applicant respectfully requests special exception relief from the penthouse setback requirements of Subtitle C § 1502.1: (i) for an emergency egress stairwell associated with the hospital’s Federal Aviation Administration approved helipad that is not set back a distance equal to its height from the rear building wall; and (ii) to have a portion of the penthouse at the north end that is not setback a distance equal to its height from a building wall that borders an open court. Pursuant to Subtitle C § 1504, the Applicant also requests special exception relief from the requirements of Subtitle C § 1500.9 to have a mechanical penthouse with enclosing walls that are not a single uniform height and relief from the requirements of Subtitle C § 1500.6 to have more than a single penthouse enclosure.

The Applicant also requests special exception relief pursuant to Subtitle C § 1402.1 to authorize the construction of a retaining wall to the west of the proposed addition along the east-west access road shown on the 2017-2036 Georgetown University Campus Plan. The retaining wall is higher than the allowance provided for in Subtitle C, Chapter 14.

This public hearing will be conducted in accordance with the contested case provisions of the Zoning Commission’s Rules of Practice and Procedure, 11 DCMR Subtitle Z, Chapter 4.

How to participate as a witness.

Interested persons or representatives of organizations may be heard at the public hearing. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The applicable time limits for oral testimony are described below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

How to participate as a party.

Any person who desires to participate as a party in this case must so request and must comply with the provisions of Subtitle Z § 404.1.

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations. If you are still unsure of what it means to participate as a party and would like more information on this, please contact the Office of Zoning at dcoz@dc.gov or at (202) 727-6311.

Except for an 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 Commission, not less than 14 days prior to the date set for the hearing, or 14 days prior to a scheduled public meeting if seeking advanced party status consideration, a Form 140 – Party Status Application, a copy of which may be downloaded from the Office of Zoning's website at: <https://app.dcoz.dc.gov/Help/Forms.html>.** This form may also be obtained from the Office of Zoning at the address stated below.

Subtitle Z § 406.2 provides that the written report of an affected ANC shall be given great weight if received at any time prior to the date of a Commission meeting to consider final action, including any continuation thereof on the application, and sets forth the information that the report must contain. Pursuant to Subtitle Z § 406.3, if an ANC wishes to participate in the hearing, it must file a written report at least seven days in advance of the public hearing and provide the name of the person who is authorized by the ANC to represent it at the hearing.

All individuals, organizations, or associations wishing to testify in this case are encouraged to inform the Office of Zoning their intent to testify prior to the hearing date. This can be done by mail sent to the address stated below, e-mail (donna.hanousek@dc.gov), or by calling (202) 727-0789.

The following maximum time limits for oral testimony shall be adhered to and no time may be ceded:

1. Applicant and parties in support 60 minutes collectively

- 2. Parties in opposition 60 minutes collectively
- 3. Organizations 5 minutes each
- 4. Individuals 3 minutes each

Pursuant to Subtitle Z § 408.4, the Commission may increase or decrease the time allowed above, in which case, the presiding officer shall ensure reasonable balance in the allocation of time between proponents and opponents.

Written statements, in lieu of oral testimony, may be submitted for inclusion in the record. The public is encouraged to submit written testimony through the Interactive Zoning Information System (IZIS) at <http://app.dcoz.dc.gov/Login.aspx>; however, written statements may also be submitted by mail to 441 4th Street, N.W., Suite 200-S, Washington, DC 20001; by e-mail to zcsubmissions@dc.gov; or by fax to (202) 727-6072. Please include the case number on your submission. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

ANTHONY J. HOOD, ROBERT E. MILLER, PETER A. SHAPIRO, PETER G. MAY, AND MICHAEL G. TURNBULL ----- ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY SARA A. BARDIN, DIRECTOR, AND BY SHARON S. SCHELLIN, SECRETARY TO THE ZONING COMMISSION.

Do you need assistance to participate? If you need special accommodations or need language assistance services (translation or interpretation), please contact Zee Hill at (202) 727-0312 or Zelalem.Hill@dc.gov five days in advance of the meeting. These services will be provided free of charge.

¿Necesita ayuda para participar? Si tiene necesidades especiales o si necesita servicios de ayuda en su idioma (de traducción o interpretación), por favor comuníquese con Zee Hill llamando al (202) 727-0312 o escribiendo a Zelalem.Hill@dc.gov cinco días antes de la sesión. Estos servicios serán proporcionados sin costo alguno.

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참여하시는데 도움이 필요하세요? 특별한 편의를 제공해 드려야 하거나, 언어 지원 서비스(번역 또는 통역)가 필요하시면, 회의 5일 전에 Zee Hill 씨께 (202) 727-0312 로 전화 하시거나 Zelalem.Hill@dc.gov 로 이메일을 주시기 바랍니다. 이와 같은 서비스는 무료로 제공됩니다.

您需要有人帮助参加活动吗?如果您需要特殊便利设施或语言协助服务(翻译或口译)·请在见面之前提前五天与 Zee Hill 联系·电话号码 (202) 727-0312, 电子邮件 Zelalem.Hill@dc.gov 这些是免费提供的服务。

Quý vị có cần trợ giúp gì để tham gia không? Nếu quý vị cần thu xếp đặc biệt hoặc trợ giúp về ngôn ngữ (biên dịch hoặc thông dịch) xin vui lòng liên hệ với Zee Hill tại (202) 727-0312 hoặc Zelalem.Hill@dc.gov trước năm ngày. Các dịch vụ này hoàn toàn miễn phí.

ለማተፍ ዕርዳታ ያስፈልግዎታል? የተለየ እርዳታ ካስፈለገዎት ወይም የቋንቋ እርዳታ አገልግሎቶች (ትርጉም ወይም ማስተርጓሚ) ካስፈለገዎት እባክዎን ከስብሰባው አምስት ቀናት በፊት ዚ ሂልን በስልክ ቁጥር (202) 727-0312 ወይም በኢሜል Zelalem.Hill@dc.gov ይገናኙ። እነኚህ አገልግሎቶች የሚሰጡት በነጻ ነው።

DISTRICT OF COLUMBIA HOUSING AUTHORITY

NOTICE OF FINAL RULEMAKING

The Board of Commissioners of the District of Columbia Housing Authority (DCHA), pursuant to the authority set forth in the District of Columbia Housing Authority Act of 1999, effective May 9, 2000 (D.C. Law 13-105; D.C. Official Code § 6-203 (2012 Repl.)), hereby gives notice of the adoption of the following amendments to Chapter 83 (Rent and Housing Assistance Payments) of Title 14 (Housing) of the District of Columbia Municipal Regulations (DCMR).

This amendment increases the Payment Standards, allowing DCHA to authorize and pay higher rent subsidies on behalf of participants of the Housing Choice Voucher Program. Before the adoption of this amendment on an emergency basis, DCHA could only pay up to one hundred thirty percent (130%) of the Fair Market Rent, and participants were responsible for any amount in excess, regardless of their income. This restricted their rental options to less expensive neighborhoods and put the most vulnerable D.C. residents at risk for eviction for non-payment of rent. As housing costs in D.C. continue to increase, this change will enable participants in the Housing Choice Voucher Program to more easily find housing that is both safe and affordable.

The emergency regulations were adopted by the Board on December 14, 2016 and became effective immediately. The proposed regulations were published in the *D.C. Register* on December 23, 2016 at 63 DCR 015800. This rulemaking was adopted as final at the Board of Commissioners regular meeting on April 12, 2017. The final rules will become effective upon publication of this Notice in the *D.C. Register*.

Chapter 83, RENT AND HOUSING ASSISTANCE PAYMENTS, of Title 14 DCMR, HOUSING, is amended as follows:

Section 8300, PAYMENT STANDARD AMOUNT, Subsection 8300.2(e), is amended to read as follows:

- (e) The Payment Standard is up to one hundred seventy-five percent (175%) of the Fair Market Rents for all size units in all areas of the District of Columbia. Any change to the Payment Standard shall be implemented by regulatory action of the Commission and shall apply to all vouchers issued after the date of the adoption of any regulation modifying the Payment Standard.

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA**NOTICE OF FINAL RULEMAKING****AND****Z.C. ORDER NO. 14-11B****Z.C. Case No. 14-11B****(Text Amendment – 11 DCMR)**

**(Subtitle B, Definitions; Subtitle D, Zones R-2, R-13, R-17, and R-20; Subtitle E, RF Zones;
and Subtitle U, Use Permissions RF Zones)**

March 27, 2017

The Zoning Commission for the District of Columbia, (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 Rep1.), hereby gives notice of its adoption of amendments to Subtitles B (Definitions, Rules of Measurement, and Use Categories); D (Residential House (R) Zones); E (Residential Flat (RF) Zones); and U (Use Permissions) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR).

The amendments address concerns about excessively disproportionate rear extensions adjoining attached and semi-detached buildings in the R-2, R-3, R-13, R-17, R-20, and RF zones by adding language limiting a matter-of-right rear extension to such buildings, whether as an addition to an existing building or as new construction, from extending further than ten feet (10 ft.) beyond the farthest rear wall of an adjoining principal residential building on an adjoining property (10-foot limitation). The amendments allow a rear extension to extend further than ten feet (10 ft.) if approved as a special exception. The proposed limitation does not apply to detached buildings because a detached building, including any rear addition, would be subject to side yard requirements that provide separation from adjacent buildings.

Also adopted are amendments to the adopted text from Z.C. Case No. 14-11 regarding conversions to apartment houses in the RF zones that make clarifications requested by the Zoning Administrator. These amendments are identified and explained in Part II of the Office of Planning's (OP) setdown report for this case, which is Exhibit No. 1 in the record. Finally, the amendments make clarifying changes to the rules prohibiting in an RF zone the removal or significant alteration of original rooftop architectural elements or the construction of an addition that would interfere within an existing solar energy system

A Notice of Proposed Rulemaking (Notice) was published in the *D.C. Register* on February 10, 2017, at 64 DCR 1470.

Prior to the publication of the Notice, Advisory Neighborhood Commission ("ANC") 6B filed a report supporting the clarifying language proposed. The ANC expressed some concern that the vent/chimney provisions might continue to be ambiguous, particularly with respect to the meaning of what constitutes a "working" vent/chimney. The ANC further indicated and that it would appreciate any clarification that OP and the Commission could provide.

Timely public comments to the Notice were received from Cindy Jimenez and Cris Turner (10-foot limitation was too restrictive), Sandy Kheradi, Cameron Alexander Holdings, LLC (opposing inclusion of porch roofs as architectural elements that require special exception approval to be modified), and Tarique Jawed, Stony Creek Homes (already filed building permit applications should be vested against the application of the 10-foot limitation).

At its regularly scheduled meeting held March 13, 2017, the Commission voted to defer final action so as to permit OP to respond to the ANC report, the public comments, and certain questions posed by the Commission at the conclusion of the hearing.

By report dated March 22, 2017, OP indicated that it had shared ANC 6B's concerns with the Office of the Zoning Administrator, which indicated that it remained comfortable with the amendment's proposed wording. OP recommended no changes to this portion of the text. As to whether the 10-foot limitation was too restrictive, OP noted that special exception relief would be available. OP also indicated its opposition to removing modifications of porch roofs from special exception review. Finally, in response to vesting concerns expressed by Stony Creek Homes, OP indicated that it would not object to vesting building permit applications received prior to July 1, 2017 against the application of the 10-foot limitations and represented that the Office of the Zoning Administrator also had no objection to such vesting.

At its regularly scheduled meeting held March 27, 2017, the Commission took final action to adopt the proposed text without change. Although the Commission agreed with the Office of Planning's recommendation to not change the substantive text of the rules, it concluded that exempting current and some future building permit applications from the 10-foot limitation would add uncertainty to the zoning process.

These rules become effective immediately upon publication of this notice in the *D.C. Register*.

Title 11 DCMR, ZONING REGULATIONS OF 2016, is amended as follows:

Title 11-B DCMR, DEFINITIONS, RULES OF MEASUREMENT, AND USE CATEGORIES, is amended as follows:

Chapter 1, DEFINITIONS, is amended as follows:

The definition of "Boarding House" in § 100.2 of § 100, DEFINITIONS, is amended to read as follows:

Boarding House: A building or part thereof where, for compensation, lodging and meals are provided to three (3) or more guests on a monthly or longer basis; a boarding house shall be considered a residential structure.

Title 11-D DCMR, RESIDENTIAL HOUSE (R) ZONES, is amended as follows:

Chapter 3, RESIDENTIAL HOUSE ZONES – R-1-A, R-1-B, R-2, AND R-3, is amended as follows:

New §§ 306.3 and 306.4 are added to § 306, REAR YARD, to read as follows:

306.3 Notwithstanding Subtitle D §§ 306.1 and 306.2, a rear wall of an attached or semi-detached building shall not be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property.

306.4 A rear wall of an attached or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property if approved as a special exception pursuant to Subtitle X, Chapter 9 and as evaluated against the criteria of Subtitle D §§ 5201.3(a) through 5201.3(d) and §§ 5201.4 through 5201.6.

Chapter 7, NAVAL OBSERVATORY RESIDENTIAL HOUSE ZONES - R-12 AND R-13, is amended as follows:

New §§ 706.3 and 706.4 are added to § 706, REAR YARD, to read as follows:

706.3 Notwithstanding Subtitle D §§ 706.1 and 706.2, a rear wall of an attached or semi-detached building shall not be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property.

706.4 A rear wall of an attached or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property if approved as a special exception pursuant to Subtitle X, Chapter 9 and as evaluated against the criteria of Subtitle D §§ 5201.3(a) through 5201.3(d) and §§ 5201.4 through 5201.6.

Chapter 10, FOGGY BOTTOM RESIDENTIAL HOUSE ZONE - R-17, is amended as follows:

New §§ 1006.2 and 1006.3 are added to § 1006, REAR YARD, to read as follows:

1006.2 Notwithstanding Subtitle D § 1006.1, a rear wall of an attached or semi-detached building shall not be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property.

1006.3 A rear wall of an attached or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property if approved as a special exception pursuant to Subtitle X, Chapter 9 and as evaluated against the criteria of Subtitle D §§ 5201.3(a) through 5201.3(d) and §§ 5201.4 through 5201.6.

Chapter 12, GEORGETOWN RESIDENTIAL HOUSE ZONES – R-19 AND R-20, is amended as follows:

New §§ 1206.3 and 1206.4 are added to § 1206, REAR YARD, to read as follows:

- 1206.3 Notwithstanding Subtitle D § 1206.2, a rear wall of an attached or semi-detached building shall not be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property.
- 1206.4 In the R-20 zone, a rear wall of an attached or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any principal residential building on an adjoining property if approved as a special exception pursuant to Subtitle X, Chapter 9 and as evaluated against the criteria of Subtitle D §§ 5201.3(a) through 5201.3(d) and §§ 5201.4 through 5201.6.

Title 11-E DCMR, RESIDENTIAL FLAT (RF) ZONES, is amended as follows:

Chapter 2, GENERAL DEVELOPMENT STANDARDS (RF), is amended as follows:

New §§ 205.4 and 205.5 are added to § 205, REAR YARD, to read as follows:

- 205.4 Notwithstanding §§ 205.1 through 205.3, a rear wall of an attached or semi-detached building shall not be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any adjoining principal residential building on an adjoining property.
- 205.5 A rear wall of an attached or semi-detached building may be constructed to extend farther than ten feet (10 ft.) beyond the farthest rear wall of any principal residential building on an adjoining property if approved as a special exception pursuant to Subtitle X, Chapter 9 and as evaluated against the criteria of Subtitle E §§ 5201.3 through 5201.6.

Section 206, ROOF TOP OR UPPER FLOOR ADDITIONS, is amended to read as follows:

206 ROOF TOP OR UPPER FLOOR ADDITIONS

206.1 In an RF zone district, the following provisions shall apply:

- (a) A roof top architectural element original to the building such as cornices, porch roofs, a turret, tower, or dormers, shall not be removed or significantly altered, including shifting its location, changing its shape or increasing its height, elevation, or size. For interior lots, not including through lots, the roof top architectural elements shall not include identified roof top architectural elements facing the structure's rear lot line. For all

other lots, the roof top architectural elements shall include identified rooftop architectural elements on all sides of the structure;

- (b) Any addition, including a roof structure or penthouse, shall not block or impede the functioning of a chimney or other external vent compliant with any District of Columbia municipal code on an adjacent property. A chimney or other external vent must be existing and operative at the date of the building permit application for the addition; and
- (c) Any addition, including a roof structure or penthouse, shall not significantly interfere with the operation of an existing solar energy system of at least 2kW on an adjacent property unless agreed to by the owner of the adjacent solar energy system. For the purposes of this paragraph, the following quoted phrases shall have the associated meanings:
 - (1) “Significantly interfere” shall mean an impact caused solely by the addition that decreases the energy produced by the adjacent solar energy system by more than five percent (5%) on an annual basis, as demonstrated by a comparative solar shading study acceptable to the Zoning Administrator; and
 - (2) “Existing solar energy system” shall mean a solar energy system that is, at the time the application for the building permit for the adjacent addition is officially accepted as complete by the Department of Consumer and Regulatory Affairs or an application for zoning relief or approval for the adjacent addition is officially accepted as complete by the Office of Zoning, either:
 - (A) Legally permitted, installed, and operating; or
 - (B) Authorized by an issued permit; provided that the permitted solar energy system is operative within six (6) months after the issuance of the solar energy system permit not including grid interconnection delays caused solely by a utility company connecting to the solar energy system.

206.2 In an RF zone district, relief from the design requirements of Subtitle E § 206.1 may be approved by the Board of Zoning Adjustment as a special exception under Subtitle X, Chapter 9, subject to the conditions of Subtitle E § 5203.3.

Title 11-U DCMR, USE PERMISSIONS, is amended as follows:

Chapter 3, USE PERMISSIONS RESIDENTIAL FLATS (RF) ZONES, is amended as follows:

Subsection 301.2 of § 301, MATTER-OF-RIGHT USES (RF), is amended to read as follows:

301.2 Conversion of an existing non-residential building or structure to an apartment house shall be permitted as a matter of right in an RF-1, RF-2, or RF-3 zone subject to the following conditions:

- (a) The building or structure to be converted is in existence on the property at the time of filing an application for a building permit;
- (b) The maximum height of any addition to the existing structure shall not exceed thirty-five feet (35 ft.);
- (c) There shall be a minimum of nine hundred square feet (900 sq. ft.) of land area per dwelling unit;
- (d) An addition shall not extend further than ten feet (10 ft.) past the furthest rear wall of any principal residential building on an adjacent property;
- (e) A roof top architectural element original to the structure such as cornices, porch roofs, a turret, tower, or dormers shall not be removed or significantly altered, including shifting its location, changing its shape or increasing its height, elevation, or size. For interior lots, not including through lots, the roof top architectural elements shall not include identified roof top architectural elements facing the structure's rear lot line. For all other lots, the roof top architectural elements shall include identified rooftop architectural elements on all sides of the structure;
- (f) Any addition, including a roof structure or penthouse, shall not block or impede the functioning of a chimney or other external vent compliant with any District of Columbia municipal code on an adjacent property. A chimney or other external vent must be existing and operative at the date of the building permit application for the addition;
- (g) Any addition, including a roof structure or penthouse, shall not significantly interfere with the operation of an existing solar energy system of at least 2kW on an adjacent property unless agreed to by the owner of the adjacent solar energy system. For the purposes of this paragraph the following quoted phrases shall have the associated meaning:
 - (1) "Significantly interfere" shall mean an impact caused solely by the addition that decreases the energy produced by the adjacent solar energy system by more than five percent (5%) on an annual basis, as demonstrated by a comparative solar shading study acceptable to the Zoning Administrator; and

- (2) “Existing solar energy system” shall mean a solar energy system that is, at the time the application for the building permit for the adjacent addition is officially accepted as complete by the Department of Consumer and Regulatory Affairs or an application for zoning relief or approval for the adjacent addition is officially accepted as complete by the Office of Zoning, either:
- (A) Legally permitted, installed, and operating; or
 - (B) Authorized by an issued permit; provided that the permitted solar energy system is operative within six (6) months after the issuance of the solar energy system permit not including grid interconnection delays caused solely by a utility company connecting to the solar energy system; and
- (h) An apartment house in an RF-1, RF-2, or RF-3 zone converted from a non-residential building prior to June 26, 2015, shall be considered a conforming use and structure, but shall not be permitted to expand, either structurally or through increasing the number of units, unless approved by the Board of Zoning Adjustment pursuant to Subtitle X, Chapter 9, and Subtitle U § 320.3.

Section 320, SPECIAL EXCEPTION USES (RF), is amended as follows:

Paragraphs (f) through (h) of § 320.2 are amended to read as follows:

320.2 Conversion of an existing residential building existing prior to May 12, 1958, to an apartment house shall be permitted as a special exception in an RF-1, RF-2, or RF-3 zone if approved by the Board of Zoning Adjustment under Subtitle X, Chapter 9, subject to the following conditions:

...¹

- (f) Any addition, including a roof structure or penthouse, shall not block or impede the functioning of a chimney or other external vent compliant with any District of Columbia municipal code on an adjacent property. A chimney or other external vent must be existing and operative at the date of the building permit application for the addition;
- (g) Any addition, including a roof structure or penthouse, shall not significantly interfere with the operation of an existing solar energy system of at least 2kW on an adjacent property unless agreed to by the

¹ The uses of this and other ellipses indicate that other provisions exist in the subsection being amended and that the omission of the provisions does not signify an intent to repeal.

owner of the adjacent solar energy system. For the purposes of this paragraph the following quoted phrases shall have the associated meaning:

- (1) “Significantly interfere” shall mean an impact caused solely by the addition that decreases the energy produced by the adjacent solar energy system by more than five percent (5%) on an annual basis, as demonstrated by a comparative solar shading study acceptable to the Zoning Administrator; and
- (2) “Existing solar energy system” shall mean a solar energy system that is, at the time the application for the building permit for the adjacent addition is officially accepted as complete by the Department of Consumer and Regulatory Affairs or an application for zoning relief or approval for the adjacent addition is officially accepted as complete by the Office of Zoning, either:
 - (A) Legally permitted, installed, and operating; or
 - (B) Authorized by an issued permit; provided that the permitted solar energy system is operative within six (6) months after the issuance of the solar energy system permit not including grid interconnection delays caused solely by a utility company connecting to the solar energy system;

- (h) A roof top architectural element original to the house such as cornices, porch roofs, a turret, tower, or dormers shall not be removed or significantly altered, including shifting its location, changing its shape or increasing its height, elevation, or size. For interior lots, not including through lots, the roof top architectural elements shall not include identified roof top architectural elements facing the structure’s rear lot line. For all other lots, the roof top architectural elements shall include identified rooftop architectural elements on all sides of the structure;

...

The first sentence of § 320.3 is amended to read as follows:

320.3 Conversion of a non-residential building or other structure to an apartment house and not meeting one (1) or more of the requirements of Subtitle U § 301.2, shall be permitted as a special exception in an RF-1, RF-2, or RF-3 zone if approved by the Board of Zoning Adjustment under Subtitle X, Chapter 9 subject to the following provisions:

...

On November 17, 2016, upon the motion of Commissioner Turnbull, as seconded by Commissioner May, the Zoning Commission took **PROPOSED ACTION** to **APPROVE** the application at the conclusion of the public hearing by a vote of **3-0-2** (Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve; Anthony J. Hood and Peter A. Shapiro, not present, not voting).

On March 27, 2017, upon the motion of Commissioner Turnbull, as seconded by Commissioner May, the Zoning Commission took **FINAL ACTION** to **APPROVE** the application at its public meeting by a vote of **4-0-1** (Anthony J. Hood, Robert E. Miller, Peter G. May, and Michael G. Turnbull to approve; Peter A. Shapiro, not having participated, not voting).

In accordance with the provisions of 11-Z DCMR § 604.9, this Order shall become final and effective upon publication in the *DC Register*; that is on April 28, 2017.

BY THE ORDER OF THE D.C. ZONING COMMISSION

A majority of the Commission members approved the issuance of this Order.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in Section 4 of the District of Columbia Newborn Screening Requirement Act of 1979, effective April 29, 1980 (D.C. Law 3-65; D.C. Official Code § 7-833 (2012 Repl.)), and Mayor's Order 2004-172, dated October 20, 2004, hereby gives notice of the intent to adopt the following amendments to Chapter 21 (Neonatal Screening Services) of Title 22 (Health), Subtitle B (Public Health and Medicine) of the District of Columbia Municipal Regulations (DCMR), in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

The Committee on Metabolic Disorders recommended on September 6, 2016, that Pompe, X-ALD, and MPS1 be added to the list of neonatal screening services.

The proposed rule will amend 22-B DCMR § 2101.1 to add three metabolic disorders to the panel of tests that hospitals and birthing centers must make available to parents of newborns.

Chapter 21, NEONATAL SCREENING SERVICES, of Title 22-B DCMR, PUBLIC HEALTH AND MEDICINE, is amended as follows:

Section 2101, METABOLIC DISORDERS, is amended as follows:

Subsection 2101.1 is amended by striking the word “and” at the end of paragraph (nn) and adding a new paragraphs (pp), (qq) and (rr) to read as follows:

(pp) Pompe;

(qq) X-ALD; and

(rr) MPS1.

Comments on the proposed rules should be sent in writing to the Department of Health, Office of the General Counsel, 5th Floor, 899 North Capitol Street, N.E., Washington, D.C. 20002, not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*. Copies of the proposed rules may be obtained Monday through Friday, except holidays, between the hours of 8:15 A.M. and 4:45 P.M. at the same address. Questions concerning the rulemaking should be directed to Angli Black, Paralegal Specialist, at Angli.Black@dc.gov or (202) 442-5977.

DEPARTMENT OF HEALTH

NOTICE OF PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to Section 14 of the Legalization of Marijuana for Medical Treatment Amendment Act of 2010, effective July 27, 2010 (D.C. Law 18-210; D.C. Official Code § 7-1671.13 (2012 Repl.)), and Mayor’s Order 2011-71, dated April 13, 2011, hereby gives notice of her intent to adopt the following amendments to Chapter 56 (General Operating Requirements) of Subtitle C (Medical Marijuana) of Title 22 (Health) of the District of Columbia Municipal Regulations (DCMR).

The purpose of this rulemaking is to expand and clarify the requirements and prohibitions concerning the use of pesticides in the cultivation of medical marijuana in the District of Columbia. The proposed rules are based on regulations enacted by the state of Colorado for pesticides that may be applied to cannabis.

The Director gives notice of the intent to adopt these rules in not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*, and upon completion of the thirty (30) day Council period of review if the Council does not act earlier to adopt a resolution approving the rules.

Chapter 56, GENERAL OPERATING REQUIREMENTS, of Title 22-C DCMR, MEDICAL MARIJUANA, is amended as follows:

Section 5620, MANUFACTURING STANDARDS, is amended as follows:

Paragraph (h) of Subsection 5620.1 is amended to read as follows:

5620.1

...

- (h) Any pesticide, fungicide, fertilizer, rodenticide, or drug banned by the Department of Agriculture or Food and Drug Administration;

Paragraph (i) of Subsection 5620.1 is redesignated as paragraph (j).

A new paragraph (i) of Subsection 5620.1 is added to read as follows:

5620.1

...

- (i) Any pesticide not in compliance with Subsection 5620.6; or

New Subsections 5620.6- 5620.8 are added to read as follows:

5620.6

Pesticides may be legally used on medical marijuana by cultivation centers under the following criteria:

- (a) Any pesticide used in the cultivation of medical marijuana must be registered with the Department of Energy and Environment.
- (b) The use of any pesticide used in the cultivation of medical marijuana must comply with the regulations promulgated by the Department of Energy and Environment.
- (c) Any pesticide registered with the Department of Energy and Environment may be used in accordance with its label or labeling directions for the cultivation of medical marijuana in the District of Columbia under the following conditions:
 - (1) For products registered by the Environmental Protection Agency under Section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act:
 - (i) All active ingredients of the pesticide product are exempt from the requirements of a tolerance, as established under 40 CFR Part 180, Subparts D and E;
 - (ii) The pesticide product label allows use on the intended site of application;
 - (iii) The pesticide product label expressly allows use on crops or plants intended for human consumption; and
 - (iv) The active ingredients of the pesticide product are allowed for use on tobacco by the Environmental Protection Agency;
 - (2) Notwithstanding § 5620.6(b) and subject to the authority of the Department of Energy and Environment, the Director of the Department of Health has the authority to permit the use of a pesticide product that does not expressly allow use on crops intended for human consumption if:
 - (i) The active and inert ingredients are exempt under 40 CFR Part 180, Subparts D and E;
 - (ii) The pesticide product label allows use on the intended site of application; and
 - (iii) The active ingredients of the pesticide product are allowed for use on tobacco;
 - (3) The pesticide product label specifically allows use on medical

marijuana;

(4) For 25(b) minimum risk pesticide products as defined in 40 CFR § 152.25(f), the pesticide product label allows use on the intended site of application and allows use on crops or plants intended for human consumption;

(5) For pesticide products with a District of Columbia Special Local Need registration, issued under Section 24(c) of the Federal Insecticide, Fungicide and Rodenticide Act, the District of Columbia Special Local Need label allows use on medical marijuana.

(c) The Director of the Department of Health may prohibit the use of any pesticide product for the cultivation of medical marijuana if the Director of the Department of Health determines that such use poses a significant threat to public health and safety or the environment.

5620.7 The use of any pesticide not specifically tested, labeled and assigned a tolerance for use on medical marijuana is not recommended by the District of Columbia because the health effects on consumers are unknown.

5620.8 To assist medical marijuana cultivation centers, the Department of Health may publish a list of pesticides that it has determined meet these criteria.

Section 9900, DEFINITIONS, of Chapter 99, DEFINITIONS, is amended as follows:

Subsection 9900.1 is amended as follows:

The following terms with the ascribed meaning are added as follows:

Human consumption - means the consumption of medical marijuana by a person through oral ingestion, absorption through the skin, inhalation through smoking, vaporization or other means.

Site - means any location or medical marijuana to which pesticide is applied.

Tolerance - means a level of pesticide residue in or on food that the Environmental Protection Agency has determined with reasonable certainty will not pose a hazard to public health when used in accordance with label directions.

All persons desiring to comment on the subject matter of this proposed rulemaking action shall submit written comments, not later than thirty (30) days after the date of publication of this notice in the *D.C. Register*, to Phillip Husband, General Counsel, Department of Health, Office

of the General Counsel, 899 North Capitol Street, N.E., 5th Floor, Washington, D.C. 20002. Copies of the proposed rules may be obtained between the hours of 8:00 a.m. and 4:00 p.m. at the address listed above, or by contacting Angli Black, Administrative Assistant, at Angli.Black@dc.gov, (202) 442-5977.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF COMMENT PERIOD EXTENSION**RM-40-2017-01, IN THE MATTER OF 15 DCMR CHAPTER 40 — DISTRICT OF COLUMBIA SMALL GENERATOR INTERCONNECTION RULES**

and

FORMAL CASE NO. 1050, IN THE MATTER OF THE INVESTIGATION OF IMPLEMENTATION OF INTERCONNECTION STANDARDS IN THE DISTRICT OF COLUMBIA

1. By this Public Notice, the Public Service Commission of the District of Columbia (“Commission”) informs interested persons of an extension of time to file comments and reply comments in response to a Notice of Proposed Rulemaking (“NOPR”), published in the *D.C. Register* on February 17, 2017.¹ The proposed rules amend Chapter 40, the “District of Columbia Small Generator Interconnection Rules” of Title 15 (Public Utilities and Cable Television) of the District of Columbia Municipal Regulations (DCMR), to address among other things: (a) the enactment of the Renewable Portfolio Standard Expansion Amendment Act of 2016, which increases the size of solar facilities qualified for solar renewable energy credits in D.C.; (b) the need for adding Authorization to Operate deadline as discussed in the Pepco/Exelon merger commitments; (c) the evolution of best practices of interconnection of small generators over time; and (d) amendments to Institute of Electrical and Electronics Engineers (“IEEE”) 1547 and the rapidly evolving nature of interconnection rules.

2. Through this Public Notice, the Commission extends the comment period from April 3, 2017, to May 3, 2017, and reply comment period from April 18, 2017, to May 18, 2017. All persons interested in filing comments and reply comments on the subject matter of the NOPR shall file the comments and reply comments with Brinda Westbrook-Sedgwick, Commission Secretary, Public Service Commission of the District of Columbia, 1325 G Street, Suite 800, Washington D.C. 20005. Copies of the NOPR may be obtained by visiting the Commission’s website at www.dcpsc.org or at cost, by contacting the Commission Secretary at the above address. After the comment period expires, the Commission will take final rulemaking action.

¹ 64 *D.C. Register* 1753 (February 17, 2017).

ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED RULEMAKING**Z.C. Case No. 08-06J****(Text Amendment – 11 DCMR)****Technical Corrections to Z.C. Order 08-06A**

The Zoning Commission for the District of Columbia (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 Rep1.), hereby gives notice of its intent to amend Subtitles B (Definitions, Rules of Measurement, and Use Categories); C (General Rules); D (Residential House (R) Zones); G (Mixed-Use (MU) Zones); K (Special Purpose Zones); and X (General Procedures) of Title 11 (Zoning Regulations of 2016) of the District of Columbia Municipal Regulations (DCMR) to make minor modifications and technical corrections to the amendments made by Z.C. Order No. 08-06A (Order). The Order, which took the form of a Notice of Final Rulemaking, adopted comprehensive amendments to the Zoning Regulations that became effective on September 6, 2016.

A full explanation for the corrections and modifications proposed may be found in the Office of Planning report, which appears as Exhibit 1 in this case, and which may be accessed on the Office of Zoning website at <http://dcoz.dc.gov>.

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

The following amendments to Title 11 DCMR are proposed (additions are shown in **bold underlined** text and deletions are shown in ~~strike through~~ text):

Title 11-B DCMR, DEFINITIONS, RULES OF MEASUREMENT, AND USE CATEGORIES, is amended as follows:

Chapter 1, DEFINITIONS, § 100, DEFINITIONS, § 100.2 is amended as follows:

The definition of “flat” is amended to read as follows:

Flat, residential: A dwelling used exclusively as a residence for two (2), **three (3), or four (4)** families living independently of each other.

The definition of “Lot Occupancy” is amended to read as follows:

Lot Occupancy: The percentage of the total area of a lot that is occupied by the total building area of all buildings ~~and structures~~ on the lot.

Title 11-C DCMR, GENERAL RULES, is amended as follows:

Chapter 3, SUBDIVISION is amended as follows:

Subsections 304.4 and 304.5 of § 304, RULES OF MEASUREMENT FOR LOT WIDTH, are deleted, and new §§ 303.4 and 303.5 of § 303, LOT FRONTAGE, are added to include the former subsection’s text as follows:

303 LOT FRONTAGE

...¹

303.4 Each new lot being created to be used and occupied by a single dwelling unit or flat building, shall have a street frontage measured along the street lot line a distance equal to at least forty percent (40%) of the required minimum width of lot and in no case less than fourteen feet (14 ft.).

303.5 Each new lot being created to be used and occupied by an apartment house shall have a street frontage measured along the street line a distance of not less than thirty feet (30 ft.).

304 RULES OF MEASUREMENT FOR LOT WIDTH

...

~~304.4~~ ~~Each new lot being created to be used and occupied by a single dwelling unit or flat building, shall have a street frontage measured along the street lot line a distance equal to at least forty percent (40%) of the required minimum width of lot and in no case less than fourteen feet (14 ft.).~~

~~304.5~~ ~~Each new lot being created to be used and occupied by an apartment house shall have a street frontage measured along the street line a distance of not less than thirty feet (30 ft.).~~

Chapter 7, VEHICLE PARKING, is amended as follows:

Paragraph (a) of § 702.3 of § 702, EXEMPTIONS FROM MINIMUM PARKING REQUIREMENTS, is amended to read as follows:

702.3 Vehicle parking shall not be required:

- (a) For a detached single dwelling unit, a semi-detached single dwelling unit, an attached single dwelling unit, rowhouse, or flat within the R and RF zones, if the lot does not have access to an open, improved, and public alley with a right of way of ten feet (10 ft.) width minimum;

...

Subparagraphs (1) and (5) of paragraph (b) of § 710.2 of § 710, LOCATION RESTRICTIONS, is amended to read as follows:

¹ The uses of this and other ellipses indicate that other provisions exist in the subsection begin amended and that the omission of the provisions does not signify an intent to repeal.

710.2 Vehicle parking spaces shall be located:

...

(b) On an open area of the lot, except:

(1) Between a building restriction and a front lot ~~line~~line;

...

(5) Within all R and RF zones ~~of~~, any surface parking lot for more than ten (10) parking spaces shall be located a minimum of six feet (6 ft.) from any property line, with the space between the surface parking lot and the property line providing landscaping and screening consistent with Subtitle C §§ 714 and 715.

Chapter 15, PENTHOUSES, is amended as follows:

Subparagraph (2) of paragraph (c) of § 1502.1 of § 1502, PENTHOUSE SETBACKS, is amended as follows:

1502.1 Penthouses, screening around unenclosed mechanical equipment, rooftop platforms for swimming pools, roof decks, trellises, and any guard rail on a roof shall be setback from the edge of the roof upon which it is located as follows:

...

(c) A distance equal to its height from the side building wall of the roof upon which it is located if:

(1) ...

(2) In the R-1 through R-3 and RF ~~R-4~~ zones, it is on any building not described in Subtitle C § 1502.1(c)(1) that is:

...

The introductory paragraph of § 1504.1 of § 1504, RELIEF TO PENTHOUSE REQUIREMENTS, is amended as follows:

1504.1 Relief to the requirements of Subtitle C §§ ~~1506~~ 1500.6 – 1500.10 and 1502 may be granted as a special exception by the Board of Zoning Adjustment subject to Subtitle X, Chapter 9 and subject to the following considerations:

...

Title 11-D DCMR, RESIDENTIAL HOUSE (R) ZONES, is amended as follows:

Subsection 1203.4 through 1203.7 of § 1203, HEIGHT, of Chapter 12, GEORGETOWN RESIDENTIAL HOUSE ZONES – R-19 AND R-20, are renumbered to eliminate a duplicative § 1203.4 and the renumbered § 1203.5 is amended as follows:

1203.4 In R-19 and R-20 zones, and addition of two (2) or more stories to a principal building which has an existing second story side yard shall not exceed the vertical plane of that existing side yard for the length of the second story addition.

1203.~~5~~4 In R-19 and R-20 zones, any ~~parapet~~, pergola, railing, or similar roof structure, or penthouse shall not exceed the permitted building height by more than four feet (4 ft.).

1203.~~6~~5 An institutional building or structure may be erected to a height no exceeding ninety feet (90 ft.), not including the penthouse, provided that the building or structure shall be removed from all lot lines of its lot a distance of not less than one foot (1 ft.) for each foot of height in excess of that authorized in the zone in which it is located.

1203.~~7~~6 A non-residential building constructed pursuant to Subtitle D § 207.6 shall be permitted a mechanical penthouse to a maximum height of eighteen feet six inches (18 ft. 6 in.).

Title 11-G DCMR, MIXED-USE (MU) ZONES, is amended as follows:

Chapter 3, MIXED-USE ZONES – MU-1 AND MU-2, is amended as follows:

Subsections 305.1 and 305.2 of § 305, REAR YARD, are amended to read as follows:

305.1 A minimum rear yard of two and one-half inches (2.5 in.) per one foot (1 ft.) of vertical distance from the mean finished grade at the middle of the rear of the structure to the highest point of the main roof or parapet wall, but not less than twelve feet (12 ft.) shall be required above a horizontal plane as described in Subtitle G § 305.2 in the MU-1 and MU-2 zones.

305.2 A horizontal plane may be established at ~~twenty five feet (25 ft.)~~ twenty feet (20 ft.) above the mean finished grade at the middle of the rear of the structure for the purposes of measuring rear yards.

...

Title 11-K DCMR, SPECIAL PURPOSE ZONES, is amended as follows:

Chapter 2, SOUTHEAST FEDERAL CENTER ZONES - SEFC-1 THROUGH SEFC-4, is amended as follows:

Paragraph (b) of § 203.1 of § 203, HEIGHT (SEFC-1), is amended to read as follows:

203.1 The maximum permitted building height, not including the penthouse, in the SEFC-1 zone shall be one hundred and ten feet (110 ft.), except as set forth below:

- (a) ...
- (b) For a site within Parcels A, F, G, or H utilizing the bonus density permitted pursuant to **Subtitle K § 202.1** §1803.7 (b), the maximum permitted building height shall be that permitted by the Act to Regulate the Height Act.

Chapter 5, CAPITOL GATEWAY ZONES - CG-1 THROUGH CG-7, is amended as follows:

Subsection 504.8 of § 504, DEVELOPMENT STANDARDS (CG-4), is amended by deleting its current text and replacing it with new text so that it reads as follows:

~~504.8 The required rear yard shall be measured as follows:~~

- ~~(a) Measure a horizontal plane twenty five feet (25 ft.) above the mean elevation of the rear lot line, parallel to the rear lot line, into the lot, the distance of the required minimum yard identified in the development standards table; and~~
- ~~(b) From the furthest point from the rear lot line along the horizontal plane up to the maximum height limit of the zone. This vertical plane will form the rear yard.~~

504.8 For the CG-4 zone, a rear yard is required only for residential uses. If required, the rear yard shall be:

- (a) A minimum two and one-half inches (2.5 in.) per one foot (1 ft.) of vertical distance from the mean finished grade at the middle of the rear of the structure to the highest point of the main roof or parapet wall, but not less than twelve feet (12 ft.) shall be provided;**
- (b) Established no lower than the first level of residential use; and**
- (c) Measured as follows:**
 - (1) Where a lot abuts an alley, the rear yard may be measured from the center line of the alley to the rear wall of the building or other structure; and**

(2) Where a lot does not abut an alley, the rear yard shall be measured from the rear lot line to the rear wall of the building or other structure.

Subsection 505.7 of § 505, DEVELOPMENT STANDARDS (CG-5), is amended as follows:

505.7 A minimum rear yard of twelve feet (12 ft.) shall be provided for residential use in the CG-5 zone, in accordance with the following conditions:

(a) Where a lot abuts an alley, the rear yard may be measured from the center line of the alley to the rear wall of the building or other structure; and

(b) Where a lot does not abut an alley, the rear yard shall be measured from the rear lot line to the rear wall of the building or other structure.

...

Title 11-X DCMR, GENERAL PROCEDURES, is amended as follows:

Chapter 3, PLANNED UNIT DEVELOPMENTS, is amended as follows:

Subsection 304.3 of § 304, PLANNED UNIT DEVELOPMENT EVALUATION STANDARDS, is amended to read as follows:

304.3 In deciding a PUD application, the Zoning Commission shall judge, balance, and reconcile the relative value of the public benefits ~~project~~ and project amenities offered, the degree of development incentives requested, and any potential adverse effects according to the specific circumstances of the case.

Subsections 1001.3 and 1001.4 of § 1001, VARIANCE TYPES, of Chapter 10, ZONING APPEALS, are amended to read as follows:

1001.3 Examples of area variances are requests to deviate from:

...

(e) The prohibition against certain enlargements and additions to nonconforming structures as stated at Subtitle C § ~~202302.2~~; and

...

1001.4 A use variance is a request to permit:

...

(c) An expansion of a nonconforming use prohibited by Subtitle C § ~~204304.1~~.

All persons desiring to comment on the subject matter of this proposed rulemaking action should file comments in writing no later than thirty (30) days after the date of publication of this notice

in the *D.C. Register*. Comments should be filed with Sharon Schellin, Secretary to the Zoning Commission, Office of Zoning, through the Interactive Zoning Information System (IZIS) at <https://app.dcoz.dc.gov/Login.aspx>; however, written statements may also be submitted by mail to 441 4th Street, N.W., Suite 200-S, Washington, D.C. 20001; by e-mail to zcsubmissions@dc.gov; or by fax to (202) 727-6072. Ms. Schellin may be contacted by telephone at (202) 727-6311 or by email at Sharon.Schellin@dc.gov. Copies of this proposed rulemaking action may be obtained at cost by writing to the above address.

OFFICE OF RISK MANAGEMENT

NOTICE OF SECOND EMERGENCY RULEMAKING

The Chief Risk Officer of the Office of Risk Management (ORM), Executive Office of the Mayor, pursuant to the authority set forth in Section 2344 of the District of Columbia Government Merit Personnel Act of 1978 (CMPA), effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code § 1-623.44 (2016 Repl.)); the Office of Administrative Hearings Establishment Act of 2001 (OAH Act), effective March 6, 2002 (D.C. Law 14-76, D.C. Official Code §§ 1-1831.01 *et seq.* (2016 Repl.)); Section 7 of Reorganization Plan No. 1 of 2003 for the Office of Risk Management, December 15, 2003; and Mayor's Order 2004-198, dated December 14, 2004, hereby gives notice of the adoption, on an emergency basis, of the following amendments to Chapters 1 (Public Sector Workers' Compensation Benefits) and 33 (Revised Public Sector Workers' Compensation Benefits) of Title 7 (Employment Benefits) of the District of Columbia Municipal Regulations (DCMR).

The emergency rules will be placed in Chapter 33, except Subsections 100.5, 111.6 – 111.11, 112.1 and 120.4. The last two digits of the emergency rules in Chapter 33 correspond to the last two digits in the proposed rules. Subsection 100.5 will be adopted and Subsections 111.6 – 111.11, 112.1 and 120.4 of the current rules will be amended to conform with the emergency rules.

The purpose of these rules is to maintain that portion of the emergency rulemaking currently in effect while ORM responds to comments received in response to the Notice of Proposed Rulemaking, published December 16, 2016 at 63 DCR 15433, and in preparation of Final Rulemaking. The need for these rules is for the ongoing and immediate preservation and promotion of the health, safety, and welfare of the residents of the District by maintaining: (1) new PSWCP hearing procedures and standards to be employed by the Office of Administrative Hearings for the adjudication of public sector workers' compensation claims under Sections 2323(a-2)(4), 2324(b)(1), and (d)(2) of the CMPA, pursuant to jurisdiction established in Office of Administrative Hearings (OAH) by D.C. Official Code § 2-1831.03(b)(1) (2016 Repl.); (2) uniform procedures for accurate calculation and timely delivery of benefits; and (3) support for the direct payment of benefits to injured workers through the District's payroll system, rather than through a third-party vendor.

The first Emergency Rulemaking was published December 16, 2016 at 63 DCR 15510, and expired March 17, 2017. These second emergency rules were adopted on March 16, 2017 and became effective on March 17, 2017. They will remain in effect for a period of one hundred twenty (120) days from adoption, until July 14, 2017, or until the publication of a Notice of Final Rulemaking, whichever occurs first.

Chapter 1, PUBLIC SECTOR WORKERS' COMPENSATION BENEFITS, of Title 7 DCMR, EMPLOYMENT BENEFITS, is amended as follows:

The following sections are repealed in their entirety:

- 101 FORMS;
- 105 PROGRAM NOTICES OF INITIAL DETERMINATIONS AND ELIGIBILITY DETERMINATIONS;
- 106 COMPUTATION OF TIME;
- 114 COMPUTATION OF INDEMNITY PAYMENTS;
- 115 MAXIMUM AND MINIMUM RATES OF COMPENSATION
- 116 COST-OF-LIVING ADJUSTMENT OF COMPENSATION
- 118 ELECTION OF COMPENSATION;
- 121 SCHEDULE AWARDS;
- 126 UTILIZATION REVIEW;
- 127 MODIFYING, SUSPENDING OR TERMINATION BENEFITS;
- 128 APPEAL OF INITIAL DETERMINATIONS AND ELIGIBILITY DETERMINATIONS;
- 129 REQUEST FOR HEARING PROCEDURES;
- 132 CLAIMS FOR FEES FOR REPRESENTATION;
- 134 PAYMENT OF COMPENSATION BENEFITS ON REMAND FROM APPEAL;
- 135 ADMINISTRATIVE AND JUDICIAL REVIEW;
- 141 LOSS OF WAGE EARNING CAPACITY;
- 142 OVERPAYMENT;
- 144 LIMITATION ON BENEFITS; and
- 199 DEFINITIONS.

Section 100, GENERAL PROVISIONS, is amended as follows:

A new Subsection 100.5 is adopted to read as follows:

100.5 These regulations shall apply to all new, pending, and existing claims, whether the injury giving rise to such claim, occurred before or after the date of these rules.

Section 111, INITIAL DETERMINATIONS, is amended as follows:

Subsections 111.6 – 111.11, are amended to read as follows:

111.6 If one (1) of the circumstances in § 111.5 occurs, the Program shall issue an amended ID.

111.7 The Program shall issue an amended ID pursuant to § 111.5(b) if the Program determines that a claimant is entitled to benefits for an additional body part or injury that is related to the original injury claim. A body part or injury shall be added to an accepted claim if the Program determines after considering all relevant factual evidence, including all relevant medical evidence received pursuant to §§ 123 and 124, that the injury or injury to the body part is directly related to the original injury for which the claim was initially accepted.

- 111.8 Before the Program may issue an amended ID pursuant to § 111.7, the claimant shall provide notice of the additional body part or injury within thirty (30) days of the new injury or within thirty (30) days of when the claimant first became aware or reasonably should have become aware that an additional body part or injury is directly related to the original claim.
- 111.9 A claimant seeking to amend an ID pursuant to §§ 111.7 and 111.8 shall make a claim for the additional body part or injury by completing a supplemental Form CA-7, Claim for Compensation, Part A, Employee Statement, in accordance with § 108.4 of this chapter; a Form 3, Physician's Report of Employee's Injury, pursuant to § 108.6; and any other medical or supplemental reports required pursuant to §§ 108.7 and 108.10. The claimant shall return the forms to the Program within fifteen (15) days of the date from which the forms are mailed to the employee.
- 111.10 If a claimant suffers a new injury or an injury to an additional body part pursuant to § 111.8 while at work, the claimant's official superior shall fill out the forms required in §§ 107.4 through 107.7 within fifteen (15) days of the date from which the forms are mailed to the employer.
- 111.11 The Program shall issue an amended ID either awarding or denying the claim for an amended ID within thirty (30) days of the Program's receipt of all forms required pursuant to §§ 111.8 through 111.10. The Program may controvert a claim for an amended ID pursuant to §§ 112.3 through 112.7 of this chapter.

Section 112, CLAIMS DEEMED ACCEPTED AND CONTROVERSION, is amended as follows:

Subsection 112.1 is amended to read as follows:

- 112.1 A newly filed claim for benefits shall be deemed accepted by the Program if the Program does not issue an initial notice of determination or notice of controversion within thirty (30) days of the date the claim was first reported to the Program. This subsection only applies to newly filed claims and does not apply to any other request for compensation or benefits under this chapter, including claims for amended IDs under § 111.5(b) or claims of recurrences of injuries under § 120 of this chapter.

Section 120, RECURRENCE OF INJURY, is amended as follows:

Subsection 120.4 is amended to read as follows:

- 120.4 The Program shall issue a Decision on Recurrence of Disability (DRD) either awarding or denying the claim for a recurrence of injury within thirty (30) days of the Program's receipt of the information required in § 120.2. The Program may controvert a claim for a recurrence of injury pursuant to §§ 112.3 through 112.7 of

this chapter. DRDs shall be issued in accordance to the manner in which the Program issues IDs, as provided at §111.3 of this chapter.

A new Chapter 33 entitled “REVISED PUBLIC SECTOR WORKERS’ COMPENSATION BENEFITS” is adopted to read as follows:

CHAPTER 33 REVISED PUBLIC SECTOR WORKERS’ COMPENSATION BENEFITS

3302 FORMS

3302.1 Any notices, claims, requests, applications, or certificates that the Act or this chapter requires to be made shall be on approved forms.

3302.2 All approved forms shall be obtained from the Program.

3302.3 The following forms are approved:

- (a) Form A-1 – Employee Request for Calculation and Certification of Award;
- (b) Form 1 – Employee’s Notice of Injury / Claim for Continuation of Pay;
- (c) Form CA1 – Request to Reinstate COP;
- (d) Form 2 – Employing Agency’s Report of Injury / Response to COP Request;
- (e) Form CA2 – Election of COP Charge Back;
- (f) Form 3 – Physician’s Report;
- (g) Form 3RC – Annual Medical Recertification;
- (h) Form 3A – Employee Statement of Medical History;
- (i) Form CA3 – Employing Agency Report of Return to Work;
- (j) Form 4 – Employee Authorization for Release of Medical Records;
- (k) Form 5 – Employee Authorization for Release of Earnings and Tax Records;
- (l) Form 6 – Employee Authorization for Release of PSWCP Records;
- (m) Form 7 – Employee Request for PSWCP File;

- (n) Form CA7, Part A – Employee Claim for Compensation;
- (o) Form CA7, Part B – Employing Agency Statement;
- (p) Form 8 – Employee Report of Earnings;
- (q) Form 9 – Employee Application for Hearing;
- (r) Form CA10 – Request for Leave Restoration;
- (s) Form 10 – Agreement to Off-set;
- (t) Form 11 – Employee Request for Travel Reimbursement;
- (u) Form 12 – Employee Claim for Permanent Disability Compensation;
- (v) Form 12A – Employee Request for Hearing on Permanent Disability;
- (w) Form M1 – Itemization of Professional Services of Medicinal Drugs;
- (x) Form M2 – Itemization of Hospital Charges;
- (y) Form M3 – Request to Change Treating Physician; and
- (z) Form M4 – Request for Pre-authorization of Medical Procedure.

3302.4 Nothing in this section shall be construed to limit the number of forms approved by the Program.

3326 MEDICAL BILLS

3326.2 Medical care and services shall be billed at the rate established in the medical fee schedule adopted by the Program. This fee schedule shall be based on one hundred-thirteen percent (113%) of Medicare's reimbursement amounts.

3327 UTILIZATION REVIEW

3327.1 Any medical care or service furnished or scheduled to be furnished under the Act shall be subject to utilization review. The review may be performed before, during, or after the medical care or service is provided.

3327.2 A utilization review organization or individual used pursuant to the Act shall be certified by the Utilization Review Accreditation Commission.

3327.3 The claimant or the Program may initiate utilization review where it appears that

the necessity, character, or sufficiency of medical services is improper or clarification is needed on medical service that is scheduled to be provided.

- 3327.4 The necessity, character or sufficiency of medical services should be reviewed for treatment of the accepted condition(s) only.
- 3327.5 If a review of medical care or a service is initiated under this section, the utilization review organization must make a decision no later than sixty (60) days after the utilization review is requested. If the utilization review is not completed within one hundred-twenty (120) days of the request, the care or service under review shall be deemed approved.
- 3327.6 The report of the review shall specify the medical records considered and shall set forth rational medical evidence to support each finding. The report shall be authenticated or attested to by the utilization review individual or by an officer of the utilization review organization. The report shall be provided to the claimant and the Program.
- 3327.7 Any decision issued by the utilization review organization under this section shall inform the claimant of his or her right to reconsideration or appeal of the decision.
- 3327.8 A utilization review report which conforms to the provisions of this section shall be admissible in all proceedings with respect to any claim to determine whether medical care or service was, is, or may be necessary and appropriate to the diagnosis of the claimant's injury.
- 3327.9 If the medical care provider or claimant disagrees with the opinion of the utilization review organization or individual, the medical care provider or claimant may submit a written request to the utilization review organization or individual for reconsideration of the opinion.
- 3327.10 The request for reconsideration shall:
- (a) Be in writing;
 - (b) Contain reasonable medical justification;
 - (c) Provide additional information, if the medical care or service was denied because insufficient information was initially provided to the utilization review organization; and
 - (d) Be made within sixty (60) calendar days of the claimant's receipt of the utilization review report if the claimant is requesting reconsideration, or within sixty (60) calendar days of the medical provider's receipt of the utilization review report, if the medical care provider is requesting reconsideration.

- 3327.11 Disputes pursuant to Section 2323(a-2)(4) of the Act may be resolved upon an application for a hearing before the OAH within thirty (30) days of the date of the utilization review report or reconsideration decision.
- 3327.12 Requests for a hearing pursuant to § 3327.11 of this chapter may be made by the Program, medical provider, or claimant.
- 3327.13 The Superior Court of the District of Columbia may review the OAH's decision without an appeal to the Compensation Review Board. The decision may be affirmed, modified, reversed, or remanded at the discretion of the court. The decision shall be affirmed if supported by substantial competent evidence of the record, pursuant to the District of Columbia Superior Court Rules of Civil Procedure Agency Review.
- 3327.14 The District of Columbia government shall pay the cost of a utilization review if the claimant seeks the review and is the prevailing party.

3329 COMPUTATION OF WAGE INDEMNITY; TOTAL DISABILITY

- 3329.1 If the disability is total, subject to the limitations in Section 2306a, the employee's monthly monetary compensation shall be sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of the employee's monthly pay.
- 3329.2 The employee's monthly pay shall be calculated based on the employee's Average Annual Earning (AAE) as follows:
- (a) One-twelfth ($\frac{1}{12}$) of the employee's AAE at the time of injury (or recurrence, if the employee returned to regular, full-time employment for six months or more prior to recurrence).
- 3329.3 Average Annual Earnings (AAE) are determined based on the nature and duration of the employment in accordance with the Act as follows:
- (a) Section 2314(d)(1) is used if the employee worked substantially the whole year prior to the injury.
 - (b) Section 2314(d)(2) is used if the employee did not work substantially the whole year prior to the injury, but would have been employed for substantially a whole year had it not been for the injury.
 - (c) Section 2314(d)(3) is used if the employee was not employed for substantially the whole year and the employment would not have lasted for substantially the whole of the year.

- (d) Section 2314(d)(4) is used when an employee works without pay or nominal pay.

3329.4 When determining a pay rate, the criteria listed at § 3329.3 should be considered in the order listed, so that only if the method prescribed in § 2314(d)(1) of the Act cannot be reasonably and fairly applied, should consideration be given to the method stated in § 2314(d)(2), and so forth.

3329.5 Substantially the Whole-Year Employment – Section 2314(d)(1) of the Act – If the claimant worked substantially the whole year prior to the injury and:

- (a) Has a fixed Annual Rate of Pay, then the claimant’s Average Annual Earnings (AAE) is their Annual Rate of Pay (ARP).
- (b) Does not have a fixed ARP, then the claimant’s AAE, shall be calculated as follows:
- (1) Daily Wage multiplied by three hundred (300), if the employee regularly worked six (6) days per work week;
 - (2) Daily Wage multiplied by two hundred-eighty (280), if the employee regularly worked five and one-half (5½) days per work week;
 - (3) Daily Wage multiplied by two hundred-sixty (260), if the employee regularly worked five (5) days per work week;
 - (4) Daily Wage multiplied by two hundred (200), if the employee regularly worked four (4) days per work week; or
 - (5) Daily Wage multiplied by one hundred-fifty (150), if the employee regularly worked three (3) or fewer days per work week.

3329.6 “Substantially the whole year” under Section 2314 of the Act means the employee worked in the position in which he was employed at the time of the injury for at least eleven (11) out of the immediate twelve (12) months prior to the injury, unless the employee worked in one of the following positions:

- (a) Career seasonal employment – This is an arrangement where the employee regularly works just part of a calendar year, usually for the same general period each year and at the same type of job. The employee must have a prior written agreement with the employer to continue seasonal employment from year to year to be considered a career seasonal employee. Such an employee is entitled to receive compensation on the same basis as an employee with the same grade and step who has worked the whole year. An employee should not be considered career seasonal

without explicit written documentation by the agency of his or her status.

- (b) School year employment – Employees whose employment is limited to school years (*i.e.*, teachers, bus drivers) are not considered to fall under the provisions of career seasonal employment as set forth above, but they are considered whole-year employment by nature of the position. Although “substantially the whole year” is normally defined as at least eleven (11) months, in order to determine the average annual earnings for an employee whose employment by nature is governed by school years, consideration must be given to whether the claimant worked substantially the whole actual school year, *i.e.*, eleven-twelfths ($^{11}/_{12}$) of the school year, and whether he or she would have been employed for substantially a whole school year had it not been for the injury.

3329.7

Concurrent employment can be included in monthly pay determinations made under Sections 2314(d)(1) and (2) of the Act only to the extent that it establishes the ability to work full time, meaning forty (40) hours per week. When a claimant has been employed for forty (40) or more hours per week for substantially the whole year prior to injury, but not all of these hours are with the District government, he or she has demonstrated the ability to work full time and is entitled to compensation at the rate of a regular full-time employee in the same position as follows:

- (a) Similar Employment – If a claimant’s concurrent employment was similar to his or her District employment, the Program shall combine the actual earnings from District employment with the actual earnings for the similar employment to obtain the average annual pay the employee earned. (The combination of District and non-District employment hours shall not exceed forty (40) hours per week of employment.) District employment hours shall take precedence in this calculation. This total would be divided by twelve (12) to obtain the monthly pay.
- (b) Dissimilar Employment - If a claimant’s concurrent employment was dissimilar to his or her District employment and the claimant worked part-time for the District government, the Program shall treat the hours worked at the concurrent employment as a demonstrated ability to work more than part-time. The Program shall compute the claimant’s weekly hours worked by adding the total number of hours worked at the District and non-District employment. The total hours worked, not to exceed forty (40) hours per week, would be multiplied by the hourly rate of pay the claimant received for his or her District employment to compute the claimants weekly pay. The weekly pay would be multiplied by fifty-two (52) and divided by twelve (12) to obtain the monthly pay.
- (c) For the purpose of concurrent employment, attending school and sporadic employment does not demonstrate the ability to work more than part time.

- (d) Pay rates based on full-time 40-hour per week employment may not be expanded to include pay earned in any other concurrent employment, even if that employment is similar to the District duties. Pay rate based on full-time career seasonal or school year employment may not be expanded to include the pay earned "off season" or "off school year."

3329.8 Anticipated Whole-Year Employment – Section 2314(d)(2) of the Act – If the claimant did not work substantially the whole year, but the position was one which would have afforded employment for substantially a whole year, the claimant’s average annual earnings are determined as described at § 3329.5 and § 3329.7 shall also apply.

3329.9 Irregular Employment – Section 2314(d)(3) of the Act – If the claimant did not work substantially the whole year and the position was not one which would have afforded employment for substantially the whole year (for example - intermittent, non-career seasonal, on-call, and discontinuous work), the claimant’s AAE are determined as follows:

- (a) If the claimant is entitled to compensation for wage loss and further investigation is required to determine the claimant's AAE, the Program shall use the "150 Formula" as a provisional pay rate to calculate compensation. Compensation under the "150 Formula" pay rate shall remain in effect until the investigation is completed.
- (b) In order to compute the claimant’s AAE for the immediate twelve (12) months preceding the injury, the Program shall add the claimant’s total earnings per position(s) worked within that period. To do so, the Program shall pro-rate the claimant’s earnings by the period worked for each position employed, in the following order:
 - (1) If the claimant was employed by the District in more than one (1) position within the immediate twelve (12) months preceding the injury:
 - (A) Calculate the claimant’s total base earnings and number of weeks worked for the entire period that the claimant was employed with the District government at his or her position at the time of injury; and
 - (B) Calculate the claimant’s total base earnings at any other District employment, not to exceed the immediate twelve (12) months prior to the date of injury. This information should be obtained from the Employing Agency or other District agency, where the claimant worked. This information shall be obtained through PeopleSoft.

- (2) If the claimant was collectively employed with the District government for less than twelve (12) months, immediately preceding the injury, include one (1) or more of the following categories, if applicable, to complete the calculation such that the total wage accounts for one (1) full year of employment prior to the injury:
- (A) Similarly-employed worker – The Program should determine the earnings of another District employee working the greatest number of hours during the year prior to the injury in the same or most similar class, in the same agency.
- (i) "Same or most similar class" refers both to the kind of work performed and the kind of appointment held. A similarly situated employee would most likely hold the same type of appointment and the same pay grade and step as the claimant. For example, a seasonal life guard should not be compared to a career full-time life guard, as these are different types of appointments. If the claimant's job was temporary and seasonal in nature, it should be compared to that of another temporary and seasonal employee.
- (ii) If the "same or most similar class" contains more than one employee, the employing agency should be asked to state the earnings of the employee who worked the greatest number of hours and therefore had the highest earnings. If the claimant's term of employment is less than a year, the earnings of the similar employee should be pro-rated to match the same term of employment as the claimant's.
- (iii) The selected employee's grade and step should also be provided for reference so that it will be on file for wage-earning capacity purposes.
- (iv) If there are no other "same or most similar class" employees at the employing agency, the Program need not consider the "Similarly-employed worker" factor.
- (B) Claimant's prior-year non-District employment – Only earnings in employment which is the same as, or similar to,

the work the employee was doing when injured may be considered.

- (i) To make this determination, the Program shall explore the claimant's full employment history for the twelve (12) months preceding the injury to determine the nature of the prior-year non-District employment.
- (ii) The annual earnings should be pro-rated such that it reflects the period of time worked, not to exceed twelve (12) months preceding the date of injury.
- (iii) Any other relevant factors which may pertain to the employee's AAE in the employment in which he or she was working at the time of the injury may be considered.

(C) The pay rate determined by the "150 Formula" – The “150 Formula,” provided at section 2314(d)(3) of the Act provides that a claimant’s AAE may not be less than one hundred-fifty (150) times the average daily wage that the employee earned in the employment during the year just before the injury.

3329.10 The “rate of pay” for District employment under Section 2314 of the Act shall be determined by referring to the employee’s official personnel folder.

3329.11 Daily wage under Section 2314 of the Act shall be computed by dividing the employee’s total earnings for the immediate twelve (12) months prior to the injury by the total number of days worked in that period.

3329.12 To convert the monthly monetary compensation into bi-weekly installments, the monthly compensation rate shall be multiplied by twelve (12) and divided by twenty-six (26).

3329.13 To calculate monetary compensation due between pay periods, the total number of hours that the employee was absent due to the work related injury that was not otherwise covered by COP shall be divided by the total number of hours in which the employee was scheduled to work, then multiplied by the bi-weekly compensation rate as follows:

$$\text{Bi-weekly Compensation Rate} \times \frac{(\text{Total nonCOP work hours absent during pay period})}{(\text{Total hours scheduled to work during pay period})}$$

3330 COMPUTATION OF WAGE INDEMNITY; PARTIAL DISABILITY

3330.1 A disability is partial, when a qualified physician determines that a claimant can perform work with restrictions, provided that:

- (a) The restrictions arise out of a work-related injury;
- (b) A claim has been filed for the work-related injury and accepted by the Program; and
- (c) The physician has examined the employee and reviewed his or her medical records.

3330.2 If the disability is partial, subject to the limitations in § 1-623.06a, the claimant's monthly monetary compensation shall be sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of the difference between the claimant's monthly pay, as defined at Section 2301(4) of the Act, and the claimant's monthly wage earning capacity after the beginning of the partial disability.

3330.3 If the claimant has actual earnings which fairly and reasonably represent his or her wage-earning capacity, those earnings will form the basis for payment of compensation for partial disability. If the employee's actual earnings do not fairly and reasonably represent his or her wage-earning capacity, or if the claimant has no actual earnings, the Program shall use the factors stated in Section 2315 of the Act to select a position which represents his or her wage-earning capacity. The factors considered include the nature of the injury, the degree of physical impairment, the usual employment, the age of the claimant, the claimant's qualifications for other employment, and the availability of suitable employment. However, the Program will not secure employment for the claimant in the position selected for establishing a wage-earning capacity.

3330.4 The formula which the Program uses to compute the compensation payable for partial disability employs the following terms:

- (a) Pay rate for compensation purposes, which is defined in § 3399.1(cc) of this chapter;
 - (1) Current pay rate is the "pay rate" as defined in § 3399.1(cc) at the time of the determination; and
- (b) Earnings, which means one-twelfth ($\frac{1}{12}$) of:
 - (1) The claimant's actual annual earnings, if they fairly and reasonably represent his or her wage earning capacity; or

- (2) The average annual earning potential derived from the labor market survey conducted by the Program as representing the claimant’s wage-earning capacity.

3330.5 The phrase “labor market survey,” means a determination of the types of jobs that a claimant is capable of doing, based on the following factors:

- (a) The nature of his or her injury;
- (b) The degree of physical impairment;
- (c) His or her age;
- (d) His or her qualifications for other employment;
- (e) The availability of suitable employment; and
- (f) Other factors or circumstances which may affect his or her wage-earning capacity as a worker with a disability.

3330.6 The phrase “average annual earning potential,” means the average of all annual earnings for jobs that were available and considered by the Program at the time it conducted the labor market survey.

3330.7 The claimant’s wage-earning capacity, in terms of percentage, is computed by dividing the claimant's earnings by the current pay rate. The comparison of earnings and “current” pay rate for the job held at the time of injury need not be made as of the beginning of partial disability. The Program may use any convenient date for making the comparison as long as both wage rates are in effect on the date used for comparison.

3330.8 The claimant’s salary, if he or she was an employee under Section 2301(1)(A) of the Act, for the purposes of § 3330 shall be determined according to grade and step reflected in the claimant’s official personnel record at the time of injury, disability or recurrence.

3330.9 The claimant’s wage-earning capacity in terms of dollars is computed by first multiplying the pay rate for compensation purposes by the percentage of wage-earning capacity. The resulting dollar amount is then subtracted from the pay rate for compensation purposes to obtain the claimant’s loss of wage-earning capacity.

3330.10 The formula for calculating partial disability based on a monthly rate of pay shall be as follows:

$$\text{Partial Disability Compensation} = \frac{2}{3} \text{ OR } \frac{3}{4} [(\text{Pay Rate}) - ((\text{Payrate}) \left(\frac{\text{Earnings}}{\text{Current Pay Rate}} \right))]$$

3330.11 To convert the monthly partial disability monetary compensation into bi-weekly installments, the monthly compensation rate shall be multiplied by twelve (12) and divided by twenty-six (26).

3330.12 Cost-of-living adjustments shall be applied to the partial disability compensation rate in accordance with § 3339.2(d) of this chapter.

3331 AUGMENTED PAY

3331.1 Pursuant to Section 2310 of the Act, amended September 24, 2010, only employees hired before January 1, 1980 are entitled to an augmented benefits rate for dependents.

3332 COMPUTATION OF WAGE INDEMNITY; STATUTORY MAXIMUM AND MINIMUM

3332.1 The statutory maximum and minimum for wage indemnity shall be calculated in accordance to Section 2312 of the Act. The calculation shall be determined by following the federal general pay scale when using Section 5332 of Title 5 of the United States Code, and by following the non-union, District career service (general) pay scale when using the District pay scale.

3333 OVERPAYMENT

3333.1 If the Program makes an overpayment to a claimant as a result of an error of fact or law, the Program shall recoup the overpayment from the claimant or, if a claimant is receiving compensation from the Program, adjust the claimant's compensation payments to correct and recoup the overpayment, as provided in this section.

3333.2 In order to adjust or recoup an overpayment, the Program must make a preliminary finding as to whether the claimant was "at fault," as defined under Section 2329(b)(2)(A)(i) of the Act, in the creation of the overpayment.

3333.3 If the Program makes a preliminary finding that the claimant was at fault in the creation of the overpayment, the Program shall issue a notice of adjustment or recoupment forthwith.

3333.4 If the Program preliminarily finds that the individual was not at fault in the creation of the overpayment, a notice of adjustment or recoupment shall only issue where the Program has determined that the adjustment or recoupment would not defeat the purpose of the Act or be against equity and good conscience, as provided under Section 2329(b) of the Act.

3333.5 A notice of adjustment or recoupment shall advise the claimant of the following:

- (a) That the overpayment exists and the amount of the overpayment;
- (b) That a preliminary finding shows that the claimant either was or was not at fault in the creation of the overpayment;
- (c) That the claimant has the right to inspect and copy the Program's records relating to the overpayment;
- (d) That the claimant has the right to request a waiver and present evidence within thirty (30) days of the notice to challenge
 - (1) The fact and amount of the overpayment; or
 - (2) The Program's preliminary finding of claimant's fault in the creation of the overpayment; and
- (e) That the claimant's failure to present evidence within the thirty (30) days provided shall result in a final determination supporting recoupment of the overpayment, unless the deadline to present evidence is extended pursuant to § 3333.9 of this chapter.

3333.6 Any request for a waiver or challenge to a preliminary finding of overpayment must be submitted to the Program within thirty (30) days of the date of the overpayment notice issued by the Program.

3333.7 Failure to submit evidence to challenge the overpayment or in support of a waiver pursuant to Section 2329(b-1)(2) of the Act within thirty (30) days of the date of the overpayment notice shall result in the issuance of a final determination without participation of the claimant.

3333.8 Final determinations on overpayment shall be determined based Section 2329(b-1)(2) of the Act.

3333.9 If a claimant fails to request a waiver or challenge a preliminary finding of overpayment within thirty (30) days of the date of the overpayment notice and

- (a) A final determination has not issued pursuant to § 3333.6, the claimant may submit the request directly to the Program for consideration pursuant to Section 2329(b-1)(2) of the Act.
- (b) A final determination has issued pursuant to § 3333.6, the claimant may appeal the Program's final determination to the Chief Risk Officer pursuant to § 3356.1 of this chapter. The Chief Risk Officer shall grant the appeal and remand the belated challenge or waiver of overpayment to the Program for consideration pursuant to Section 2329(b-1)(2) of the Act,

only where the claimant submits evidence that establishes the claimant's inability to timely act resulted from:

- (1) Good cause;
- (2) Mental or physical incapacity; or
- (3) Lack of timely receipt of the notice of adjustment or recoupment.

3333.10 The Program may treat any overpayment as an employee debt to the District pursuant to Section 2902 and 2904 of the Act. Pursuant to Section 2901(g) of the Act, Sections 2901(a) through (f) of the Act shall not apply to limit the Program's ability to collect overpayments; and

3333.11 If the Program has reason to believe that the overpayment may have occurred as a result of fraud or other criminal activity on the part of the claimant, the Program shall refer the matter to the Office of the Inspector General, the United States Attorney's Office, or another appropriate law enforcement entity.

3334 ELECTION OF COMPENSATION

3334.1 A claimant receiving indemnity compensation under this chapter shall not:

- (a) Receive other salary, pay, or remuneration of any type from the District of Columbia, including retirement pay for employees hired by the District of Columbia on or after October 1, 1987. The prohibition in this paragraph does not apply to service actually performed in a part-time or modified duty capacity pursuant to § 3337 of this chapter; or
- (b) Recover damages from the District government because of the claimant's compensable injury or death, as a result of a judicial proceeding in a civil action or in admiralty, or by an administrative or judicial proceeding under another workers' compensation statute or federal tort liability statute.

3334.2 The phrase "salary, pay, or remuneration" as used in this section includes:

- (a) Severance pay, separation pay and "buy-out" payments to a claimant from the claimant's Employment Agency; and
- (b) Federal retirement benefits accrued as a result of District employment.

3334.3 A claimant may not receive indemnity compensation concurrently with retirement pay or PSWCP death benefits concurrently with survivor annuity from the District of Columbia. The claimant must elect the benefit that he or she wishes to receive, provided that such election is permitted per the terms of the applicable retirement pay or survivor annuity. Once made, if permitted, the election is only revocable

prospectively. A claimant may, however, receive compensation schedule payments pursuant to Section 2307 of the Act, at the same time that he or she receives District government retirement pay.

- 3334.4 A claimant may not receive indemnity compensation concurrently with federal retirement pay. Once a claimant applies and receives federal retirement pay, the claimant is no longer eligible for temporary indemnity compensation. A claimant may, however, receive compensation schedule payments pursuant to Section 2307 of the Act, at the same time that he or she receives federal civil service retirement pay.
- 3334.5 A claimant may only receive compensation concurrently with military retired pay, retirement pay, retainer pay or equivalent pay for service in the United States Armed Forces or other uniformed services.
- 3334.6 When a claimant begins receiving indemnity compensation under this section, it shall be the claimant's obligation to inform the Program if the claimant receives prohibited compensation under this subsection for as long as the claimant receives indemnity compensation from the Program.
- 3334.7 Whenever the Program determines that a claimant is receiving or may be entitled to receive the salary, pay, remuneration, or benefits listed in this section, it may forward to the claimant a form for the election of which compensation the employee or claimant wishes to receive. If the claimant has already received salary, pay, remuneration, or benefits in violation of this section, the Program shall initiate overpayment proceedings.
- 3334.8 A claimant shall not be eligible for indemnity compensation, if he or she was employed by the District of Columbia or the federal government before October 1, 1987, and is receiving disability benefits from the federal government for the same injury.
- 3334.9 Remuneration, such as severance pay, received pursuant to § 3334.1(a) of this chapter, shall be off-set against:
- (a) Any compensation benefits due or paid to claimant; or
 - (b) Lump sum payment a claimant received in commutation installment payments.

3339 COST OF LIVING ADJUSTMENTS

- 3339.1 Cost of living adjustments shall be applied to compensation calculated pursuant to Section 2305 or 2306 of the Act.
- 3339.2 The following cost-of-living adjustments apply in the calculation of compensation

for disability or death:

- (a) Cost-of-Living Adjustments under 5 U.S.C. § 8146a, FECA Bulletin No. 14-03

<u>EFFECTIVE DATE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>	<u>RATE</u>
10/01/66	12.5%	06/01/75	4.1%
01/01/68	3.7%	01/01/76	4.4%
12/01/68	4.0%	11/01/76	4.2%
09/01/69	4.4%	07/01/77	4.9%
06/01/70	4.4%	05/01/78	5.3%
03/01/71	4.0%	11/01/78	4.9%
05/01/72	3.9%	05/01/79	5.5%
06/01/73	4.8%	10/01/79	5.6%
01/01/74	5.2%	04/01/80	7.2%
07/01/74	5.3%	09/01/80	4.0%
11/01/74	6.3%	03/01/81	3.6%

- (b) Cost-of-Living Adjustments under D.C. Law 2-139, § 2341 (25 DCR 5740 (March 3, 1979)):

<u>EFFECTIVE DATE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>	<u>RATE</u>
11/01/81	5.1%	02/01/87	3.8%
12/01/82	4.0%	12/01/87	4.2%
10/01/83	3.7%	12/01/88	4.0%
09/01/84	4.6%	05/01/89	3.7%
09/01/85	4.1%		

- (c) Cost-of-Living Adjustments under D.C. Official Code § 1-623.41, (37 DCR 778 (March 15, 1990)):

<u>EFFECTIVE DATE</u>	<u>RATE</u>	<u>EFFECTIVE DATE</u>	<u>RATE</u>
10/03/93	5.0%	10/05/03	2.5%
04/02/95	-4.0%	07/10/05	3.5%
10/01/95	4.2%	10/02/05	4.0%
10/11/98	6.0%	10/01/06	3.0%
04/09/00	6.0%	10/14/07	3.25%
10/08/00	4.0%		

- (d) Cost-of-Living Adjustments under D.C. Law 21-0039 (62 DCR 13744-13745 (October 23, 2015)):

After December 15, 2015, the percentage amount and effective date of an across-the-board salary increase reflected in any Career Service (General) District Government Salary Schedule that is approved in accordance with Sections 1105 and 1006 of the Act.

3339.3 Notwithstanding consideration of any permitted premium pay, the application of any cost of living adjustment shall not result in a monthly pay rate that exceeds sixty-six and two-thirds ($66\frac{2}{3}$) percent (or seventy-five percent (75%), if an augmented rate of indemnity compensation is permitted) of the current monthly pay rate (*i.e.*, $\frac{1}{12}$ of the current annual salary) for the grade and step of the claimant's pre-injury position.

3340 PERMANENT DISABILITY

3340.1 A claimant may be eligible for permanent disability indemnity compensation upon:

- (a) Reaching maximum medical improvement for a disability and temporary disability compensation has ceased;
- (b) Receiving four hundred-forty-eight (448) weeks of temporary total or partial disability; or
- (c) Loss of use of both hands, both arms, both feet, or both legs, or the loss of sight of both eyes.

3340.2 Claims for permanent disability by claimants, who are eligible to request an award pursuant to § 3340.1(a) of this chapter shall be filed with the Program within one hundred and eighty (180) days of the termination of temporary disability indemnity benefits. Claimants who fail to request an award within one hundred and eighty (180) days of termination of temporary disability indemnity benefits shall not be entitled to permanent disability indemnity benefits thereafter, unless there is good cause to excuse the delay.

3340.3 Claims for permanent disability by claimants, who are eligible to request an award pursuant to § 3340.1(b) of this chapter shall be filed as a hearing for permanent disability with the Office of Administrative Hearings within fifty-two (52) weeks after receipt of the 448th week of temporary total or partial disability indemnity benefits. Claimants who fail to request a hearing within the last fifty-two (52) weeks of five hundred (500) weeks of benefits shall not be entitled to permanent temporary or partial disability indemnity benefits thereafter.

3340.4 A claimant eligible for permanent disability pursuant to § 3340.1(c) of this chapter may be awarded a scheduled award for permanent disability in lieu of temporary disability upon filing a claim for indemnity compensation.

- 3340.5 To file a claim for permanent disability under Section 2307 of the Act, the claimant shall complete Form 12 and provide supporting information and documentation, including a permanent disability rating performed in accordance to the most recent edition of the AMA Guides from a qualified physician.
- 3340.6 If a claimant requests a schedule award pursuant to § 3340.1(a) of this chapter, the Program shall:
- (a) Review the request;
 - (b) Request additional information or action as necessary, including the scheduling of a physical examination(s), to evaluate the extent of permanency; and
 - (c) Issue a written decision within thirty (30) days of receipt of all required documents that shall:
 - (1) Sets forth the basis for accepting or denying the request; and
 - (2) Be accompanied by information about the claimant's right to appeal the Program's decision to the Chief Risk Officer, as provided in § 3356 of this chapter.
- 3340.7 Permanent disability compensation shall be computed pursuant to § 3329 of this chapter and in accordance with the schedule provided at Section 2307 of the Act and shall not be subject to cost-of-living-adjustments.
- 3340.8 Permanent partial disability shall be computed by:
- (a) Calculating the monthly compensation less COLAS pursuant to § 3329 of this chapter;
 - (b) Converting the monthly compensation to weekly compensation by multiplying the monthly compensation rate by twelve (12) and dividing the product by fifty-two (52);
 - (c) The adjusted award schedule for partial disability shall be computed by multiplying the total number of weeks available for the impairment member under Section 2307(c) of the Act by the percentage impairment rating provided by the physician; and
 - (d) The total award for partial disability shall be computed by multiplying the adjusted award schedule for partial disability by the weekly compensation rate computed pursuant to § 3340.8(b).
- 3340.9 Medical reports establishing eligibility and determination for schedule awards

under Section 2307 of the Act shall be prepared by physicians with specific training and experience in the use of the most recent edition of the American Medical Association Guides to the Evaluation of Permanent Impairment.

3340.10 A claimant who requests or receives a schedule award pursuant to Section 2307 of the Act is ineligible for further indemnity payment(s) for temporary disability arising out of the same injury for which a schedule award has been approved or paid.

3340.11 A claimant may not receive indemnity compensation for temporary disability and a schedule award at the same time.

3344 MODIFICATION, FORFEITURE, SUSPENSION OR TERMINATION OF BENEFITS

3344.1 A claimant's benefits shall be modified if the Program has reason to believe that the claimant's PSWCP file and records establish the following:

- (a) The disability for which compensation was paid has ceased or lessened;
- (b) The disabling condition is no longer causally related to the employment;
- (c) The claimant's condition has changed from total disability to partial disability;
- (d) The employee has been released to return to work in a modified or light duty basis; or
- (e) The Program determines based on strong compelling evidence that the initial decision was in error.

3344.2 A claimant's benefits shall be forfeited if substantial evidence in the claimant's PSWCP file establishes that claimant failed to complete a report of earnings pursuant to § 3338.

3344.3 A claimant's benefits shall be terminated if the Program has reason to believe that the claimant's PSWCP file establishes the following:

- (a) The disability for which compensation was paid has ceased;
- (b) The disabling condition is no longer causally related to the employment;
- (c) The employee has been released to return to work or has returned to work based upon clear evidence;
- (d) The claimant has failed to complete a report of earnings for more than

ninety (90) days; or

- (e) The claimant has been offered a modified duty assignment and has elected not to accept the modified duty assignment.

3344.4 A claimant's benefits shall be suspended if the Program has reason to believe that the claimant's PSWCP file establishes the following:

- (a) The claimant failed to attend an appointment for Additional Medical Examination (AME), bring medical records under the claimant's possession and control, or any other obstruction of the examination;
- (b) The claimant failed to follow prescribed and recommended course of medical treatment from the treating physician; or
- (c) A claimant hired on or after January 1, 1980, without good cause failed to apply for or undergo vocational rehabilitation when so directed by the Program.

3344.5 If substantial evidence in the claimant's PSWCP file establishes that a claimant hired before January 1, 1980, without good cause fails to apply for or undergo vocational rehabilitation, when directed by the Program:

- (a) The Program may propose a reduction of indemnity compensation and present the proposed reduction to the Compensation Review Board (CRB) for review; and
- (b) The CRB shall affirm the reduction in benefits, if it determines that there is substantial evidence in the record to show that the wage-earning capacity of the individual would probably have substantially increased, absent the claimant's failure to attend vocational rehabilitation, as directed by the Program.
 - (1) "Substantially increase" means an increase in wage-earning capacity by fifty percent (50%) or more.
 - (2) The claimant's wage-earning capacity is computed by conducting a labor market research based on the assumption the claimant has enrolled in vocational rehabilitation to arrive at the claimant's "average annual earning potential." The average annual earning potential shall be divided by twelve to arrive at the claimant's monthly wage-earning capacity. The claimant's monthly wage earning capacity shall be compared against the claimant's monthly pay. If the claimant's wage earning capacity exceeds the claimant's monthly pay by fifty percent (50%), the Program may propose a reduction of indemnity compensation.

- 3344.6 Failure to apply for or undergo vocational rehabilitation shall include failure to attend meetings with the vocational rehabilitation case worker, failure to apply for jobs that have been identified for the claimant, or failure to otherwise participate in good faith in the job application process.
- 3344.7 Prior written notice need not be given when an employee's benefits are suspended or forfeited pursuant to this section.
- 3344.8 In all claims, the claimant is responsible for continual submission, or arranging for the continual submission of, a medical report from the attending physician as evidence supporting the reason for continued payment of compensation.
- 3344.9 For indemnity compensation benefits, "reason to believe" that the disability for which compensation was paid has ceased pursuant to §§ 3344.1(a) and 3344.3(a) of this chapter includes a claimant's failure to provide contemporaneous medical evidence to show that
- (a) The accepted condition remains disabling; and
 - (b) The nature and extent of the ongoing disability necessitate a claimant's continued absence from work or restriction from performing the full scope of pre-injury duties.
- 3344.10 For medical compensation benefits, "reason to believe" that the disability for which compensation was paid has ceased pursuant to §§ 3344.1(a) and 3344.3(a) of this chapter includes a claimant's lack of treatment for the accepted condition for one year or more.

3345 ADJUSTMENTS AND CHANGES TO BENEFITS

- 3345.1 Except as provided in §§ 3345.3, 3345.4, 3345.5 and 3345.6 of this chapter, the Program will provide the claimant with prior written notice of the proposed action and give the claimant thirty (30) days to submit relevant evidence or argument to support entitlement to continued payment of compensation, prior to issuance of an Eligibility Determination (ED), where the Program has a reason to believe that compensation should be either modified or terminated due to a change of condition pursuant to Section 2324(d)(1) and (4) of the Act. An ED shall be accompanied by information about the employee's appeal rights.
- 3345.2 Prior notice provided under this section will include a description of the reasons for the proposed action and a copy of the specific evidence upon which the Program is basing its determination. Payment of compensation will continue until any evidence or argument submitted has been reviewed and an appropriate decision has been issued, or until thirty (30) days have elapsed after the issuance of the notice if no additional evidence or argument is submitted.

- 3345.3 Prior written notice will not be given when a claimant dies, when the Program either reduces or terminates compensation upon a claimant's return to work, when the Program terminates only medical benefits after a physician indicates that further medical treatment is not necessary or has ended, or when the Program denies payment for a particular medical expense.
- 3345.4 The Program will not provide prior written notice when compensation is forfeited for:
- (a) A claimant's failure to report earnings from employment or self-employment; or
 - (b) A claimant's failure to accept a modified duty assignment, when one is offered to him or her.
- 3345.5 The Program will not provide prior written notice when compensation is suspended due to one of the following:
- (a) A claimant's failure to attend vocational rehabilitation;
 - (b) A claimant's failure to follow prescribed and recommended courses of medical treatment from the treating physician; or
 - (c) A claimant fails to cooperate with the Program's request for a physical examination.
- 3345.6 The Program will not provide prior written notice when compensation is terminated due to one of the following:
- (a) The award of compensation was for a specific period of time which has expired;
 - (b) The death of a claimant;
 - (c) The claimant has been released to return to work or has returned to work based upon clear evidence; or
 - (d) A claimant's conviction for fraud in connection with a claim under the Act.
- 3345.7 The Program shall provide written notice, but not an ED, where there are *de minimus* adjustments resulting from the application of COLAs or corrections of technical errors that affect five percent (5%) or less of the claimant's monetary benefits over the course of a 12-month period. The reasons for such *de minimus* changes shall be documented in claimant's PSWCP file.

3345.8 If the claimant submits evidence or argument prior to the issuance of the decision, the Program will evaluate the submission in light of the proposed action and undertake such further development as it may deem appropriate, if any. Evidence or argument that is repetitious, cumulative, or irrelevant will not require any further development. If the claimant does not respond within thirty (30) days of the prior written notice, the Program will issue a decision consistent with its prior written notice. The Program will not grant any request for an extension of this thirty (30) day period.

3345.9 Evidence or argument that refutes the evidence upon which the proposed action was based will result in the continued payment of compensation. If the claimant submits evidence or argument that fails to refute the evidence upon which the proposed action was based but which requires further development of the evidence and basis for the decision, the Program will not provide the claimant with another notice of its proposed action upon completion of such development. Once any further development of the evidence is completed, the Program will either continue payment or issue a decision consistent with its prior written notice or further developed evidence.

3346 WEIGHING MEDICAL EVIDENCE

3346.1 When the Program receives medical evidence from more than one source, it should evaluate the relative value, or merit, of each piece of medical evidence.

3346.2 In evaluating the merits of medical reports, no preference shall be given to treating physicians. The Program shall evaluate the probative value of the report and assign greater value to:

- (a) An opinion based on complete factual and medical information over an opinion based on incomplete, subjective or inaccurate information. Generally, a physician who has physically examined a patient, is knowledgeable of his or her medical history, and has based the opinion on an accurate factual basis, has weight over a physician conducting a file review with no knowledge of the patient's medical history or fails to take into account or omits other relevant medical conditions that relate to or may be related to the condition at issue.
- (b) An opinion based on a definitive test(s) and includes the physician's findings. Some medical conditions can be established by objective testing. Medical reports that contain objective findings shall be assigned greater weight than those that fail to account for or include objective findings, where the condition can be established or excluded by such finding.
- (c) A well-rationalized opinion over one that is unsupported by affirmative

evidence. The term “rationalized” means that the statements of the physician are supported by an explanation of how his or her conclusions are reached, including appropriate citations or studies. An opinion that is well-rationalized provides a convincing argument for a stated conclusion that is supported by the physician’s reasonably justified analysis of relevant evidence. For example, an opinion which is supported by the interpretation of diagnostic evidence and relevant medical or scientific literature is well-rationalized. Conversely, an opinion which states a conclusion without explaining the interpretation of evidence and reasoning that led to the conclusion is not well-rationalized.

- (d) The opinion of an expert over the opinion of a general practitioner or an expert in an unrelated field. However, conclusive statements of an expert without any underlying justification, other than affirmation of the physician’s expertise, are not to be viewed as carrying significant probative value over that of a general practitioner report that is well-rationalized and/or supported by applicable affirmative evidence.
- (e) An unequivocal opinion over one that is vague or speculative. A physician offering a clear, unequivocal opinion on a medical matter is to be viewed as more probative compared to an opinion that waives or hesitates in its presentation or contains vague and speculative language. An opinion which contains verbiage such as “possibly could have” or “may have been” or provides a guess or estimation indicates speculation on the part of the physician.

3347 GOOD CAUSE DETERMINATION

- 3347.1 A good cause determination shall be supported by evidence that establishes good cause as defined at § 3399.1(q) and the proponent’s failure to act does not result in undue prejudice to the opposing party.

3353 REQUESTS FOR AUDIT OF INDEMNITY BENEFITS

- 3353.1 A claimant who believes that the Program has incorrectly calculated his or her indemnity benefit may request an audit of the Program’s calculation by completing Form A-1 and submitting it to the Chief Risk Officer.
- 3353.2 The Chief Risk Officer shall affirm the Program’s calculations, if it is supported by substantial evidence in the record. Otherwise, at the discretion of the Chief Risk Officer, the Program’s decision may be modified, revised or remanded to the Program with instructions.
- 3353.3 The Chief Risk Officer shall notify the claimant in writing of his or her decision on the audit request within thirty (30) days of the Program’s receipt of the request, unless the Chief Risk Officer provides notice in writing that extenuating

circumstances preclude him or her from making a decision within this period.

3353.4 If no decision or notice of extenuating circumstances is issued within thirty (30) days, the calculation which forms the basis of the claimant's request for an audit shall be deemed the final decision of the agency in response to the claimant's request and the claimant may seek review of the calculations before the Superior Court of the District of Columbia on timely petition for review by the claimant.

3353.5 Any retroactive benefits due to the claimant as result of a request made under this chapter are subject to the limitations of D.C. Official Code § 12-301(8).

3355 OFFICE OF ADMINISTRATIVE HEARINGS (OAH) AND OFFICE OF HEARINGS AND ADJUDICATION (OHA), JURISDICTION

3355.1 Beginning December 1, 2016, the following decisions shall be appealed to the Office of Administrative Hearings (OAH):

- (a) Initial awards for or against compensation benefits pursuant to Section 2324(b) of the Act;
- (b) Final decisions concerning the necessity, character or sufficiency of medical care or services following an appeal to a utilization review pursuant to Section 2323(a-2)(4) of the Act; and
- (c) Modification of awarded benefits pursuant to Section 2324(d) of the Act.

3355.2 Requests for determination of whether claimant has a permanent disability pursuant to Section 2306a shall be made to the Office of Administrative Hearings (OAH).

3355.3 All appeals filed prior to December 1, 2016, for decisions described at 7 DCMR §§ 3344.1(a), (b), and (c) (repealed by adoption of these regulations) shall be made to the Department of Employment Services, Office of Hearings and Adjudications (OHA).

3356 OFFICE OF RISK MANAGEMENT, JURISDICTION

3356.1 A claimant who is dissatisfied with any other decision issued by the Program may only appeal the decision to the Chief Risk Officer.

3356.2 Appeals to the Chief Risk Officer shall:

- (a) Be filed within ten (10) days from the date the decision was issued, unless otherwise provided;
- (b) Contain information required under this chapter; and

- (c) Include all documents and other evidence in support of the claimant's arguments.

3356.3 The Chief Risk Officer shall affirm the Program's decision, if it is supported by substantial evidence in the record. Otherwise, at the discretion of the Chief Risk Officer, the Program's decision may be modified, revised or remanded to the Program with instructions.

3356.4 The Chief Risk Officer shall notify the claimant in writing of his or her decision within thirty (30) days of the Program's receipt of the appeal. If no decision is issued within those thirty (30) days, the Program's decision shall be deemed the final decision of the agency.

3356.5 The final decision of the agency under § 3356.4 may be reviewed by the Superior Court of the District of Columbia on timely petition for review by the employee pursuant to District of Columbia Superior Court Rules of Civil Procedure Agency Review Rule 1.

3357 OAH AND OHA, HEARING RULES

3357.1 OAH Rules 2950 through 2969 contain the Rules for management of PSWCP cases filed pursuant to Section 2324 of the Act with the Department of Employment Services, Office of Hearings and Adjudications (OHA) and Office of Administrative Hearings (OAH).

3357.2 If no procedure is specifically prescribed by these Rules, the Superior Court for the District of Columbia Rules may be used as guidance, to the extent practicable.

3357.3 The rules shall govern the conduct of hearing, unless the ALJ determines its application impairs the ALJ's ability to ascertain the claimant's rights pursuant to Section 2324(b)(2) of the Act.

3358 HEARINGS, STANDARD OF REVIEW

3358.1 All appeals of Program decisions before the OAH and OHA shall be reviewed under a *de novo* standard of review.

3359 HEARINGS, BURDEN OF PROOF

3359.1 Burden of Proof, Initial Determination. Claimant has the burden to prove, by a preponderance of the evidence (more likely than not)

- (a) That the injury was work related; and
- (b) The extent and nature of Claimant's injuries and disability.

3359.2 Burden of Proof, Termination or Modification of Award. If the Agency seeks to terminate or modify an award, it must present substantial evidence that the Program had reason to believe the claimant's condition has sufficiently changed to warrant modification or termination of benefits. Once the Agency presents such evidence, the claimant has the burden to prove, by a preponderance of the evidence, the entitlement to ongoing benefits, as well as the nature and extent of disability.

3359.3 Burden of Proof, Recurrence of Disability. The claimant has the burden to prove by clear and convincing evidence that a recurrence of disability is causally related to the original injury.

3359.4 Burden of Proof, Permanent Disability. The claimant has the burden to prove, by a preponderance of the evidence that he or she is entitled to an award for permanent disability.

3360 HEARING DECISIONS, COMPLIANCE AND ENFORCEMENT

3360.1 The ALJ shall issue an order to reverse, modify, affirm, or remand a determination rendered by the claims examiner within thirty (30) days after the hearing ends or the record closes.

3360.2 Unless the OHA or OAH decision is appealed or otherwise stayed by a reviewing administrative or judicial forum, the Program shall comply with the decision within thirty (30) calendar days from the date the decision becomes final.

3360.3 If the Program fails to comply with the final decision within the time prescribed at § 3360.2 of this chapter:

- (a) The claimant shall file Form A-1 with the General Counsel for the Office of Risk Management to request computation of benefits due pursuant to the compensation order;
- (b) Within thirty (30) days from the date the request was received, the Program shall certify an amount due to the claimant under the compensation order; and
- (c) Once a certification of compensation is issued, the claimant may file for a lien in the amount certified against the Disability Compensation Fund, the General Fund, or any other District fund or property to pay the compensation award with the Superior Court of the District of Columbia.

3360.4 A claimant may dispute the amount calculated and certified by the Program by appealing the decision to the Chief Risk Officer pursuant to § 3356.

3360.5 Increases in awards available under Section 2324(g) of the Act shall be limited to awards for indemnity compensation.

3361 INTEREST ON COMPENSATION AWARDS

3361.1 Interest may only be awarded where the Program fails to make payment toward the compensation award within twelve (12) months after the date of the compensation order.

3361.2 Interest on compensation awards, when awarded, shall:

- (a) Be the lower of four percent (4%) per annum or the rate provided under D.C. Official Code § 28-3302(c),
- (b) Not begin to accrue until twelve (12) months have elapsed after the date of the compensation order; and
- (c) Not apply to any increase in award payment pursuant to Section 2324(g) of the Act.

3361.3 Interest on compensation awards shall be limited to simple interest.

3362 ATTORNEY'S FEES

3362.1 "Actual benefits secured" for the purpose of Section 2327 means the total amount of benefits secured by an attorney in connection with a hearing through the date of the compensation order only and shall not include future benefits.

3362.2 Attorney's fees awarded under Section 2327 of the Act shall be computed at fifty percent (50%) of the most current United States Attorney's Office Attorney's Fees Matrix. In no event shall the attorney's fees exceed twenty percent (20%) of the lump sum indemnity benefit secured as of the issuance date of the compensation order.

3363 ADMINISTRATIVE AND JUDICIAL REVIEW

3363.1 The provisions of 7 DCMR §§ 250 to 271 concerning administrative appeals to the Compensation Review Board (sometimes referred to in these regulations as the Board) established pursuant to the Directive of the Director of the Department of Employment Services (Director), Administrative Policy Issuance No. 05-01 (February 5, 2005), are incorporated herein by reference as fully as if stated and set forth in their entirety in this section.

3363.2 Any party adversely affected or aggrieved by a compensation order or final decision issued by the OHA or OAH with respect to a claim for workers' compensation benefits pursuant to Title XXIII of the District of Columbia

Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Official Code §§ 1-623.1, *et seq.* (2014 Repl. & 2016 Supp.)) may appeal said compensation order to the Board by filing an Application for Review with the Board within thirty (30) calendar days from the date shown on the certificate of service of the compensation order or final decision in accordance with and pursuant to the provisions of 7 DCMR § 258.

3399**DEFINITIONS**

3399.1

The definitions set forth in Section 2301 of Title 23 (Workers' Compensation) of the District of Columbia Government Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §§ 1-623.01 *et seq.* (2014 Repl. & 2016 Supp.)) shall apply to this chapter. In addition, for purposes of this chapter, the following definitions shall apply and have the meanings ascribed:

- (a) **The Act** -- the District of Columbia Comprehensive Merit Personnel Act of 1978, effective March 3, 1979 (D.C. Law 2-139; D.C. Official Code §§ 1-623.01 *et seq.* (2016 Repl.)), as amended, and as it may be hereafter amended.
- (b) **Administrative Law Judge or ALJ** -- a hearing officer of the Office of Hearings and Adjudication in the Administrative Hearings Division of the Department of Employment Services or Administrative Law Judge in the Office of Administrative Hearings.
- (c) **Aggravated injury** -- The exacerbation, acceleration, or worsening of pre-existing disability or condition caused by a discrete event or occurrence and resulting in substantially greater disability or death.
- (d) **Alive and well check** -- an inquiry by the Program to confirm that a claimant who is receiving benefits still meets the eligibility requirements of the Program.
- (e) **Beneficiary** -- an individual who is entitled to receive death benefits under the Act.
- (f) **Claim** -- an assertion properly filed and otherwise made in accordance with the provisions of this chapter that an individual is entitled to compensation benefits under the Act.
- (g) **Claim file** -- all program documents, materials, and information, written and electronic, pertaining to a claim, excluding that which is privileged or confidential under District of Columbia law.
- (h) **Claimant** -- an individual who receives or claims benefits under the Act.

- (i) **Claimant's Representative** -- means an individual or law firm properly authorized by a claimant of this chapter to act for the claimant in connection with a claim under the Act or this chapter.
- (j) **Controversion** -- means to dispute, challenge or deny the validity of a claim for Continuation of Pay.
- (k) **Disability** -- means the incapacity, because of an employment injury, to earn the wages the employee was receiving at the time of injury. It may be partial or total.
- (l) **Earnings** -- for the purposes of § 138, any cash, wages, or salary received from self-employment or from any other employment aside from the employment in which the worker was injured. It also includes commissions, bonuses, and cash value of all payments and benefits received in any form other than cash. Commissions and bonuses earned before disability but received during the time the employee is receiving workers' compensation benefits do not constitute earnings that must be reported.
- (m) **Eligibility Determination (ED)** -- a decision concerning, or that results in, the termination or modification of a claimant's existing Public Sector Workers' Compensation benefits that is brought about as a result of a change to the claimant's condition.
- (n) **Employee** – means
 - (1) A civil officer or employee in any branch of the District of Columbia government, including an officer or employee of an instrumentality wholly owned by the District of Columbia government, or of a subordinate or independent agency of the District of Columbia government;
 - (2) An individual rendering personal service to the District of Columbia government similar to the service of a civil officer or employee of the District of Columbia, without pay or for nominal pay, when a statute authorizes the acceptance or use of the service or authorizes payment of travel or other expenses of the individual, but does not include a member of the Metropolitan Police Department or the Fire and Emergency Medical Services Department who has retired or is eligible for retirement pursuant to D.C. Official Code §§ 5-707 through 5-730 (2012 Repl. & 2016 Supp.). The phrase “personal service to the District of Columbia government” as used for the definition of employee means working directly for a District government agency or

instrumentality, having been hired directly by the agency or instrumentality; it does not mean working for a private organization or company that is providing services to the District government or its instrumentalities; and

- (3) An individual selected pursuant to federal law and serving as a petit or grand juror and who is otherwise an employee for the purposes of this chapter as defined by paragraphs (i) and (ii) above.
- (o) **Employee’s Representative** -- means an individual or law firm properly authorized by an employee in writing of this chapter to act for the employee in connection with a request for continuation of pay under the Act or this chapter.
- (p) **Employing agency** -- the agency or instrumentality of the District of Columbia government which employs or employed an individual who is defined as an employee by the Act.
- (q) **Good cause** -- omissions caused by “excusable” neglect or circumstances beyond the control of the proponent. Inadvertence, ignorance or mistakes construing law, rules and regulations do not constitute “excusable” neglect.
- (r) **Health care professional** -- means a person who has graduated from an accredited program for physicians, advance practice nurses, physician assistants, clinical psychologist, and is licensed to practice in the jurisdiction where care is provided.
- (s) **Immediate supervisor** -- the District government officer or employee having responsibility for the supervision, direction, or control of the claimant, or one acting on his or her behalf in such capacity.
- (t) **Indemnity compensation** -- the money allowance paid to a claimant by the Program to compensate for the wage loss experienced by the claimant as a result of a disability directly arising out of an injury sustained while in the performance of his or her duty, calculated pursuant to the provisions of this chapter.
- (u) **Initial Determination (ID)** -- a decision regarding initial eligibility for benefits under the Act, including decisions to accept or deny new claims, pursuant to this chapter.
- (v) **Latent disability** -- a condition, disease or disability that arises out of an injury caused by the employee’s work environment, over a period longer than one workday or shift and may result from systemic infection, repeated physical stress or strain, exposure to toxins, poisons, fumes or

other continuing conditions of the work environment.

- (w) **Mayor** -- the Mayor of the District of Columbia or a person designated to perform his or her functions under the Act.
- (x) **Medical opinion** -- a statement from a physician, as defined in Section 2301 of the Act, that reflects judgments about the nature and severity of impairment, including symptoms, diagnosis and prognosis, physical or mental restrictions, and what the employee or claimant is capable of doing despite his or her impairments.
- (y) **Office of Administrative Hearings (OAH)** -- the office where Administrative Law Judges adjudicate public sector workers' compensation claims under Sections 2323(a-2)(4), 2324(b)(1), and (d)(2) of the Act, pursuant to jurisdiction under D.C. Official Code § 2-1831.03 (b)(1) (2012 Repl.), Section 2306a of the Act, and rules set forth in this chapter.
- (z) **Office of Hearings and Adjudication (OHA)** -- the office in the Administrative Hearings Division of the Department of Employment Services where Administrative Law Judges adjudicate workers' compensation claims, including public sector workers' compensation claims under Sections 2323(a-2)(4), 2324(b)(1), and (d)(2) of the Act , and rules set forth in this chapter.
- (aa) **Office of Risk Management (ORM)** -- the agency within the Government of the District of Columbia that is responsible for the District of Columbia's Public Sector Workers' Compensation Program (PSWCP).
- (bb) **Panel physician** – means a physician approved by the Program pursuant to § 3324.2 of this chapter to provide medical treatment to persons covered by the Act.
- (cc) **Pay rate for compensation purposes** -- means the employee's pay, as determined under Section 2314 of the Act, at the time of injury, the time disability begins, or the time compensable disability recurs if the recurrence begins more than six months after the injured employee resumes regular full-time employment with the District of Columbia government, whichever is greater, except as otherwise determined under Section 2313 of the Act with respect to any period. Consideration of additional remuneration in kind for services shall be limited to those expressly authorized under Section 2314(e) of the Act.
- (dd) **Permanent partial disability payment (PPD)** -- schedule award indemnity compensation payable to a partially disabled claimant pursuant to Section 2307 of the Act and § 3340 of this chapter.

- (ee) **Permanent total disability payment (PTD)** -- schedule award indemnity compensation payable to a completely disabled claimant pursuant to Section 2307 of the Act and § 3340 of this chapter, when a qualified physician has determined that a claimant has reached maximum medical improvement and is unable to work on a permanent basis.
- (ff) **Program** -- the Public Sector Workers' Compensation Program of the Office of Risk Management, including a third party administrator thereof.
- (gg) **Qualified health professional or qualified physician** -- includes a surgeon, podiatrist, dentist, clinical psychologist, optometrist, orthopedist, neurologist, psychiatrist, chiropractor, or osteopath practicing within the scope of his or her practice as defined by state law. The term includes a chiropractor only to the extent that reimbursable services are limited to treatment consisting of manual manipulation of the spine to correct a subluxation as demonstrated by x-ray to exist and subject to regulation by the Mayor.
- (hh) **Recurrence of disability** -- means a disability that reoccurs within one (1) year after the date indemnity compensation terminates or, if such termination is appealed, within one (1) year after the date of the final order issued by a judicial entity, caused by a spontaneous change in a medical condition which had resulted from a previous injury or illness without an intervening injury or new exposure to the work environment that caused the illness. This term also means an inability to work that takes place when a modified duty assignment made specifically to accommodate an employee's physical limitations due to his or her work-related injury or illness is withdrawn or when the physical requirements of such an assignment are altered so that they exceed his or her established physical limitations. A recurrence of disability does not apply when a modified duty assignment is withdrawn for reasons of misconduct, non-performance of job duties or other downsizing or where a loss of wage-earning capacity determination is in place.
- (ii) **Recurrence of medical condition** -- means a documented need for further medical treatment after release from treatment for the accepted condition or injury when there is no accompanying work stoppage. Continuous treatment for the original condition or injury is not considered a "need for further medical treatment after release from treatment," nor is an examination without treatment.
- (jj) **Return to "Regular Full-Time" position** -- means the claimant returned to employment or a position that is established and not fictitious, odd-lot or sheltered, not a job created especially for a claimant, for the same number of hours of work per week as prior to injury.

- (kk) **Traumatic injury** -- means a condition of the body caused by a specific event or incident, or series of events or incidents, within a single workday or shift. Such condition must be caused by external force, including physical stress or strain, which is identifiable as to time and place of occurrence and member or function of the body affected.
- (ll) **Temporary partial disability payment (TPD)** -- indemnity compensation payable to a claimant, who has a wage earning capacity and has not reached maximum medical improvement, calculated pursuant to Section 2306 of the Act and § 3330 of this chapter.
- (mm) **Temporary total disability payment (TTD)** -- indemnity compensation payable to a claimant, who has a complete loss of wage earning capacity and has not reached maximum medical improvement, calculated pursuant to Section 2305 of the Act and § 3329 of this chapter.
- (nn) **Treating physician** -- the physician, as defined in Section 2301 of the Act, who provided the greatest amount of treatment and who had the most quantitative and qualitative interaction with the employee or claimant.

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM


Mayor's Order 2017-098
April 18, 2017

SUBJECT: Appointment — Public Service Commission


ORIGINATING AGENCY: Office of the Mayor

By virtue of the authority vested in me as Mayor of the District of Columbia by section 422(2) of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), pursuant to section 8 (97) of An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteenth hundred and fourteen, and for other purposes, approved March 4, 1913, 37 Stat. 995; D.C. Official Code § 34-801 (2012 Repl. and 2016 Supp.), which established the Public Service Commission for the District of Columbia ("**Commission**"), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2016 Repl.), it is hereby **ORDERED** that:

1. **RICHARD BEVERLY**, pursuant to the Public Service Commission Richard Beverly Confirmation Resolution of 2016, effective December 20, 2016, R21-0708, is appointed as a member of the Commission, replacing Joanne Doty Fort, for a term to end June 30, 2020.
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to December 20, 2016.



MURIEL BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-099

April 18, 2017

SUBJECT: Appointments — Board of Trustees of the University of 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) 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) (2016 Repl.), pursuant to section 201 of the District of Columbia Public Postsecondary Education Reorganization Act, effective October 26, 1974, 88 Stat. 1424; Pub. L. 93-471; D.C. Official Code § 38.1202.01 (2012 Repl. and 2016 Supp.), and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2016 Repl.), it is hereby **ORDERED** that:

1. **ESTHER BARAZZONE**, pursuant to the Board of Trustees of the University of the District of Columbia Esther Barazzone Confirmation Resolution of 2016, effective December 20, 2016, R21-0706, is appointed as a member of the Board of Trustees of the University of the District of Columbia, replacing Reverend Kendrick Curry, for a term to end May 15, 2019.
2. **CHARLENE DREW JARVIS**, pursuant to the Board of Trustees of the University of the District of Columbia Charlene Drew Jarvis Confirmation Resolution of 2016, effective December 20, 2016, R21-0705, is appointed as a member of the Board of Trustees of the University of the District of Columbia, replacing George Vradenburg, for a term to end May 15, 2018.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to December 20, 2016.



MURIEL BOWSER
MAYOR

ATTEST:



LAUREN C. VAUGHAN

SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-100
April 18, 2017

SUBJECT: Reappointment and Appointments — District of Columbia Board of Optometry

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) (2016 Repl.), pursuant to section 207 of the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, D.C. Law 6-99; D.C. Official Code § 3-1202.07(2016 Repl.), which established the Board of Optometry, and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1-523.01 (2016 Repl.), it is hereby **ORDERED** that:

1. **TRACY HAMMOND**, pursuant to the Board of Optometry Tracy Hammond Confirmation Resolution of 2016, effective October 8, 2016, PR 21-0809, is reappointed as a consumer member of the District of Columbia Board of Optometry, for a term to end November 10, 2019.
2. **LAMIA JONES**, pursuant to the Board of Optometry LaMia Jones confirmation Resolution of 2016, effective October 8, 2016, PR 21-0808, is appointed as a licensed optometrist member of Board of Optometry, filling a vacant seat, for a term to end November 10, 2018.
3. **JEFFREY KRASKIN**, pursuant to the Board of Optometry Jeffrey Kraskin Confirmation Resolution of 2016, effective November 5, 2016, PR21-0871, is reappointed as a licensed optometrist member of the Board, for a term to end November 10, 2018.

4. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to the dates of confirmation.



MURIEL BOWSER
MAYOR

ATTEST: 
LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-101
April 18, 2017

SUBJECT: Reappointments – Board of Accountancy


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) (2016 Repl.), and pursuant to section 1002(b)(1) of the Second Omnibus Regulatory Reform Amendment Act of 1998, effective April 20, 1999, D.C. Law 12-261; D.C. Official Code § 47-2853.06(b)(1) (2012 Repl. & 2014 Supp.), which established the Board of Accountancy, and in accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979, D.C. Law 2-142; D.C. Official Code § 1- 523.01 (2016 Repl.), it is hereby **ORDERED** that:

1. **ROBERT TODERO**, pursuant to the Board of Accountancy Mr. Robert Todero Confirmation Resolution of 2016, effective November 5, 2016, PR21-0873, is reappointed as a Certified Public Accountant member of the Board of Accountancy, for a term to end January 14, 2018.
2. **KAYLA FUTCH**, pursuant to the Board of Accountancy Kayla Futch Confirmation Resolution of 2016, effective November 5, 2016, PR21-0872, is reappointed as a Certified Public Accountant member of the Board of Accountancy, for a term to end January 14, 2019.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to November 5, 2016.



MURIEL BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-102
April 18, 2017

SUBJECT: Appointment — State Rehabilitation Council

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 of 1973, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and in accordance with Mayor's Order 2001-173, dated November 30, 2001, it is hereby **ORDERED** that:

1. **KIM ALFONSO** is appointed as a representative of business industry and labor member of the State Rehabilitation Council for a term to end November 17, 2020.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-103
April 18, 2017

SUBJECT: Appointment — Mayor's Council on Physical Fitness, Health, and Nutrition

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) (2016 Repl.), and in accordance with section 2 of the Mayor's Council on Physical Fitness, Health, and Nutrition Establishment Act of 2011, effective December 2, 2011, D.C. Law 19-58, D.C. Official Code § 7-121 (2012 Repl.), it is hereby **ORDERED** that:

1. **GREGORY JACKSON** is appointed as the designee of the Mayor of the District of Columbia member of the Mayor's Council on Physical Fitness, Health, and Nutrition, serving at the pleasure of the Mayor.
2. **GREGORY JACKSON** is appointed as the Chairperson of the Mayor's Council on Physical Fitness, Health, and Nutrition, serving at the pleasure of the Mayor.
3. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-104
April 18, 2017

SUBJECT: Appointment — Mayor's Advisory Committee on Child Abuse and Neglect

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) (2016 Repl.), and in accordance with Mayor's Order 2012-164, dated October 3, 2012, as amended by Mayor's Order 2014-074, dated April 9, 2014, it is hereby **ORDERED** that:

1. The following persons are appointed as government representative members of the Mayor's Advisory Committee on Child Abuse and Neglect, serving at the pleasure of the Mayor:
 - a. **JILL FORBES**, representing the Child and Family Services Agency, replacing Debra Porchia-Usher; and
 - b. **AISHA BRAITHWAITE FLUCKER**, representing the Office of Attorney General, replacing Charmetra Parker.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL BOWSER
MAYOR

ATTEST: 
 LAUREN C. VAUGHAN
 SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM


Mayor's Order 2017-105
April 20, 2017

SUBJECT: Appointment — Humanities Council of Washington, D.C.


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) (2016 Repl.), and in accordance with the National Foundation on the Arts and Humanities Act of 1965, Pub. L. No 89-209, 79 Stat. 845 (1965), it is hereby **ORDERED** that:

1. **JOYCE WELLMAN**, is appointed as a member of the Humanities Council of Washington, D.C., replacing Nikki Webber, and shall serve the remainder of an unexpired term ending June 1, 2018.
2. **EFFECTIVE DATE:** This Order shall become effective immediately.


MURIEL BOWSER
MAYOR

ATTEST:


LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-106
April 20, 2017

SUBJECT: Appointments— Advisory Committee to the Office of Administrative Hearings


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 of 1973, approved December 24, 1973, 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) (2016 Repl.), and in accordance with section 20 of the Office of Administrative Hearings Establishment Act of 2001, effective March 6, 2002, D.C. Law 14-76, D.C. Official Code § 2-1831.17 (2016 Repl.), it is hereby **ORDERED** that:

1. The following persons are appointed as members of the Advisory Committee to the Office of Administrative Hearings, as agency heads from agencies with cases coming before the Office of Administrative Hearings, serving at the pleasure of the Mayor:
 - a. **MELINDA BOLLING**, replacing William Howland
 - b. **WAYNE TURNAGE**, replacing Nicholas Majettt
2. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to June 3, 2015.



MURIEL BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADMINISTRATIVE ISSUANCE SYSTEM

Mayor's Order 2017-107
April 20, 2017

SUBJECT: Amendment — Open Government Advisory Group


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 of 1973, approved December 24, 1973 87 Stat. 790, Pub. L. 93-198, D.C. Official Code § 1-204.22(2) and (11) (2016 Repl.), and in accordance with Mayor's Order 2016-094, dated June 9, 2016, it is hereby **ORDERED** that:

1. Section IV (A) (13) of Mayor's Order 2016-094 is amended by inserting the phrase "who are District of Columbia residents" after the phrase "Eight (8) public members".
2. **EFFECTIVE DATE:** This Order shall become effective immediately.



MURIEL BOWSER
MAYOR

ATTEST: 

LAUREN C. VAUGHAN
SECRETARY OF THE DISTRICT OF COLUMBIA

GOVERNMENT OF THE DISTRICT OF COLUMBIA**ADMINISTRATIVE ISSUANCE SYSTEM**

Mayor's Order 2017-108

April 20, 2017

SUBJECT: Amendment and Appointment — Commission for National and Community Service**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) and (11) (2016 Repl.), and pursuant to Mayor's Order 2013-171, dated September 19, 2013, and in accordance with the provisions of the National and Community Service Trust Act of 1993, approved September 21, 1993, 107 Stat. 785, Pub. L. 103-82, it is hereby **ORDERED** that:

1. Section IV(A) of Mayor's Order 2013-171, dated September 19, 2013, is amended as follows:
 - A. By striking through the phrase "twenty-five (25)" and inserting the phrase "twenty-seven (27)" in its place.
2. **ANTOINETTE MITCHELL** is appointed as a non-voting, *ex-officio* member of the Commission for National and Community Service, as a representative of the Office of the State Superintendent of Education, serving at the pleasure of the Mayor.
3. **EFFECTIVE DATE:** This Order shall be effective *nunc pro tunc* to March 3, 2017.



MURIEL BOWSER
MAYOR

ATTEST:



LAUREN C. VAUGHAN

SECRETARY OF THE DISTRICT OF COLUMBIA

OFFICE OF ADMINISTRATIVE HEARINGS**DISTRICT OF COLUMBIA COMMISSION ON SELECTION AND TENURE OF
ADMINISTRATIVE LAW JUDGES****PUBLIC NOTICE OF MEETING**

In accordance with D.C. Code § 2-576(1), the District of Columbia Commission on Selection and Tenure of Administrative Law Judges of the Office of Administrative Hearings (Commission) hereby gives notice that it will meet to interview candidates for the vacant administrative law judge position. These interviews will be closed the public pursuant to D.C. Code § 2-575(10) as they involve confidential personnel matters.

The interviews will be conducted on Tuesday, April 25, 2017 beginning at 10:00 a.m. The alternate date for interviews will be Friday, April 28, 2016 beginning at 11:30 a.m., for applicants who are not available on the original date. The interviews will be conducted at the following location:

Office of Administrative Hearings
441 Fourth Street NW, Suite 450 North
Washington, DC 20001

For further information, please contact Shauntinique Steele at nikki.steele@dc.gov or 202-741-5303.

AGENDA**I. Interview of administrative law judge candidates**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF PUBLIC HEARINGS
CALENDAR

WEDNESDAY, MAY 3, 2017
2000 14TH STREET, N.W., SUITE 400S
WASHINGTON, D.C. 20009

Donovan W. Anderson, Chairperson
Members: Nick Alberti, Mike Silverstein,
James Short, Mafara Hobson, Jake Perry

- Show Cause Hearing (Status)** **9:30 AM**
Case # 16-251-00257; TGR, Inc., t/a Cities DC, 1909 K Street NW, License #77812, Retailer CR, ANC 2B
Failed to Follow Security Plan (Three Counts), Transfer of Ownership Without Board's Approval
- Show Cause Hearing (Status)** **9:30 AM**
Case # 16-CC-00163; Foggy Bottom Grocery, LLC, t/a FoBoGro, 2140 F Street NW, License #82431, Retailer B, ANC 2A
Sale to Minor Violation, Failed to Take Steps Necessary to Ascertain Legal Drinking Age, No ABC Manager on Duty
- Fact Finding Hearing*** **9:30 AM**
Goodies Frozen Custard & Treats, LLC, t/a Goodies Frozen Custard & Treats 1400 Independence Ave SW, License #105788, Retailer Caterer, ANC 6D
Application for a New Caterer's License
- Show Cause Hearing*** **10:00 AM**
Case # 16-CMP-00532; Relish Food Concepts, LLC, t/a Carving Room, 300 Massachusetts Ave NW, License #88816, Retailer CR, ANC 2C
No ABC Manager on Duty
- Evidentiary Hearing***Event Space, LLC, t/a 21; 2121 K Street NW, License #104945, Retailer CT, ANC 2A, **Fitness for Licensure-Application for a New License** **11:00 AM**

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

Board's Calendar
May 3, 2017

Protest Hearing*

1:30 PM

Case # 16-PRO-00105; Spo-dee-o-dee, LLC, t/a The Showtime, 113 Rhode Island Ave NW, License #89186, Retailer CT, ANC 5E

Application to Renew the License

***The Board will hold a closed meeting for purposes of deliberating these hearings pursuant to D.C. Official Code §2-574(b)(13).**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
CEASE AND DESIST AGENDA (CLASS C AND D RETAILERS)

WEDNESDAY, MAY 3, 2017
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

The ABC Board will be issuing Orders to Cease and Desist to the following Licensees for the reasons outlined below.

ABRA-026517 – **Courtyard by Marriott** – Retailer – C – Hotel – 900 F STREET NW
[Licensee did not make 2nd year payment.]

ABRA-001428 – **Bistro Francais** – Retailer – C – Restaurant – 3124 M STREET NW
[Licensee did not make 2nd year payment.]

ABRA-020251 – **Little Fountain Café/Angles** – Retailer – C – Restaurant – 2339 18TH STREET NW
[Licensee did not make 2nd year payment.]

ABRA-060735 – **La Tasca** – Retailer – C – Restaurant – 722 7TH STREET NW
[Licensee did not make 2nd year payment.]

ABRA-073795 – **Zengo** – Retailer – C – Restaurant – 781 7TH STREET NW
[Licensee did not make 2nd year payment.]

ABRA-076102 – **Austin Grill** – Retailer – C – Restaurant – 750 E STREET NW
[Licensee did not make 2nd year payment.]

ABRA-076750 – **Asian Spice** – Retailer – C – Restaurant – 717-719 H STREET NW
[Licensee did not make 2nd year payment.]

ABRA-078743 – **Chix** – Retailer – C – Restaurant – 2019 11TH STREET NW
[Licensee did not make 2nd year payment.]

ABRA-079873 – **Corina’s Restaurant** – Retailer – C – Restaurant – 831 KENNEDY STREET, NW

[Licensee did not make 2nd year payment.]

ABRA-082360 – **Kellari** – Retailer – C – Restaurant – 1700 K Street, NW

[Licensee did not make 2nd year payment.]

ABRA-084580 – **Top Spanish Café & Catering** – Retailer – C – Restaurant – 3541 GEORGIA AVENUE, NW

[Licensee did not make 2nd year payment.]

ABRA-086529 – **Lavagna** – Retailer – C – Restaurant – 539 8TH STREET, SE

[Licensee did not make 2nd year payment.]

ABRA-089763 – **Merlot’s Masterpiece** – Retailer – C – Restaurant – 2501 9th RD S #224

[Licensee did not make 2nd year payment.]

ABRA-090601 – **Chix** – Retailer – C – Restaurant – 1121 14TH STREET NW

[Licensee did not make 2nd year payment.]

ABRA-090797 – **Radius** – Retailer – C – Restaurant – 3155 MT PLEASANT STREET, NW

[Licensee did not make 2nd year payment.]

ABRA-090985 – **Silo** – Retailer – C – Restaurant – 917 5TH STREET NW

[Licensee did not make 2nd year payment.]

ABRA-093028 – **Alphonse Italian Market & Osteria** – Retailer – C – Restaurant – 1212 U STREET NW

[Licensee did not make 2nd year payment.]

ABRA-095178 – **Cheerz** – Retailer – C – Restaurant – 7303 GEORGIA AVENUE NW

[Licensee did not make 2nd year payment.]

ABRA-097661 – **Char Bar Restaurant & Eli's Market** – Retailer – C – Restaurant – 2142 L STREET NW

[Licensee did not make 2nd year payment.]

ABRA-097857 – **Chao Ku** – Retailer – C – Restaurant – 1414 9TH STREET NW

[Licensee did not make 2nd year payment.]

ABRA-098268 – **Olivia's Diner** – Retailer – C – Restaurant – 1120 19TH STREET NW

[Licensee did not make 2nd year payment.]

ABRA-100161 – **Shanghai Tokyo Café** – Retailer – C – Restaurant – 1376 PARK ROAD NW

[Licensee did not make 2nd year payment.]

ABRA-100284 – **Tasty Burger** – Retailer – C – Restaurant – 2108 8th STREET NW

[Licensee did not make 2nd year payment.]

ABRA-101155 – **Emissary** – Retailer – C – Restaurant – 2032 P STREET NW

[Licensee did not make 2nd year payment.]

ABRA-101276 – **Czars 11** – Retailer – C – Restaurant – 2309 18th STREET NW

[Licensee did not make 2nd year payment.]

**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD**

**NOTICE OF MEETING
INVESTIGATIVE AGENDA**

**WEDNESDAY, MAY 3, 2017
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009**

On Wednesday, May 3, 2017 at 4:00 pm., the Alcoholic Beverage Control Board will hold a closed meeting regarding the matters identified below. In accordance with Section 405(b) of the Open Meetings Amendment Act of 2010, the meeting will be closed “to plan, discuss, or hear reports concerning ongoing or planned investigations of alleged criminal or civil misconduct or violations of law or regulations.”

1. Case# 17-CMP-00206, La Dulce Noche, 3566 14th Street N.W., Retailer CR, License # ABRA-092426

2. Case# 17-251-00046, Opera Ultra Lounge, 1400 I Street N.W., Retailer CN, License # ABRA-084711

3. Case# 17-CC-00043, Harris Teeter, 401 M Street S.E., Retailer B, License # ABRA-095112

4. Case# 17-AUD-00020, Kitty O’Shea’s DC, 4624 Wisconsin Avenue N.W., Retailer CR, License # ABRA-090464

5. Case# 17-AUD-00011, Iron Gate, 1734 N Street N.W., Retailer CR, License # ABRA-090284

6. Case# 17-CMP-00203, Shophouse Southeast Asian Kitchen, 50 Massachusetts Avenue N.E., Retailer DR, License # ABRA-097214

7. Case# 17-CC-00044, Sunset Wine & Spirit, 1627 1st Street N.W., Retailer A, License # ABRA-095926

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF MEETING
LICENSING AGENDA

WEDNESDAY, MAY 3, 2017 AT 1:00 PM
2000 14TH STREET, N.W., SUITE 400S, WASHINGTON, D.C. 20009

1. Review Request for Safekeeping of License – Original Request. ANC 6E. SMD 6E01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. *The Shaw Bijou*, 1544 9th Street NW, Retailer CT, License No. 101238.

2. Review Request for Safekeeping of License – Original Request. ANC 3C. SMD 3C01. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *Café Paradiso*, 2649 Connecticut Avenue NW, Retailer CR, License No. 096593.

3. Review Request for Safekeeping of License – Original Request. ANC 2A. SMD 2A03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *The 51st State Tavern*, 2512 L Street NW, Retailer CT, License No. 071333.

4. Review Request to Extend Safekeeping of License pending Transfer – Sixth Request. Original Safekeeping Date: 9/30/2011. ANC 1C. SMD 1C03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *Rioja Market*, 1813 Columbia Road NW, Retailer B, License No. 103124.

5. Review Request to Extend Safekeeping of License – Fourth Request. Original Safekeeping Date: Pre-1998. ANC 2A. SMD 2A04. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. *1720 Club*, 2600 Virginia Avenue NW, Retailer CN, License No. 015251.

6. Review Application for Sidewalk Café with seating for 17 patrons. ***Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Sidewalk Café:*** Sunday-Saturday 11am to 11pm. ANC 2C. SMD 2C03. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Bantam King***, 501 G Street NW, Retailer CR, License No. 100622.

7. Review Request to expand operations to second floor and rooftop of establishment's building, increasing Total Occupancy Load of establishment from 49 to 194. ANC 5E. SMD 5E06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Big Bear Café***, 1700 1st Street NW, Retailer CR, License No. 084379.

8. Review Application for Summer Garden with seating for 68 patrons. ***Proposed Hours of Operation for Summer Garden:*** Sunday-Thursday 6am to 12am, Friday-Saturday 6am to 12:30am. ***Proposed Hours of Alcoholic Beverage Sales and Consumption for Summer Garden:*** Sunday 10am to 12am, Monday-Thursday 8am to 12am, Friday-Saturday 8am to 12:30am. ANC 5E. SMD 5E06. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No Settlement Agreement. ***Big Bear Café***, 1700 1st Street NW, Retailer CR, License No. 084379.

9. Review Application for Summer Garden with Seating for 30 patrons. ***Proposed Hours of Operation and Alcoholic Beverage Sales and Consumption for Summer Garden:*** Sunday 9am to 10:30pm, Monday-Thursday 8am to 10:30pm, Friday 8am to 12am, Saturday 9am to 12am. ANC 6C. SMD 6C05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***Fare Well***, 406 H Street NE, Retailer CR, License No. 097260.

10. Review Application for Entertainment Endorsement to provide Live Entertainment. ***Proposed Hours of Live Entertainment:*** Saturday & Sunday 11am to 9pm, Monday-Friday 6pm to 9pm. ANC 6C. SMD 6C05. No outstanding fines/citations. No outstanding violations. No pending enforcement matters. No conflict with Settlement Agreement. ***Fare Well***, 406 H Street NE, Retailer CR, License No. 097260.

***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.**

CENTER CITY PUBLIC CHARTER SCHOOLS**REQUEST FOR PROPOSALS**

Center City Public Charter Schools is soliciting proposals from qualified vendors for the following:

Furniture Purchase and Installation: Center City PCS would like to engage one furniture representative to meet school furniture needs at six charter schools located in the District of Columbia. The goal is to enter into a contract with a professional and dynamic company that is able to meet ALL purchase, delivery, and installation requirements identified below.

To obtain copies of full RFP's, please visit our website: www.centercitypcs.org. The full RFP's contain guidelines for submission, applicable qualifications and deadlines.

Contact person:

Natasha Harrison
nharrison@centercitypcs.org

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

NOTICE OF PUBLIC MEETING

**DC Board of Accountancy
1100 4th Street SW, Room E300
Washington, DC 20024**

MEETING AGENDA

**Friday, May 5, 2017
9:00 AM**

1. Call to Order – 9:00 a.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Accept Meeting Minutes,
7. Executive Session - Pursuant to § 2-575(4) (a), (9) and (13) the Board will enter executive session to receive advice from counsel, review application(s) for licensure and discuss disciplinary matters.
8. Old Business
9. New Business
10. Adjourn
11. Next Scheduled Board Meeting – June 2, 2017 at 9:00 a.m.

DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

NOTICE OF PUBLIC MEETING

District of Columbia Board of Barber and Cosmetology
1100 4th Street SW, Room E-300,
Washington DC 20024

Tuesday, May 9, 2017

AGENDA

1. **CALL to ORDER**- 9:00 a.m. (*Public Session*)
2. **ATTENDANCE**
3. **COMMENTS** from the Public
4. **DRAFT MINUTES** – *April 3, 2017 - vote*
5. **CORRESPONDENCE**
 - A. COP Applicant – Multiple Testing
6. **OLD BUSINESS**
 - A. Practitioners Forum Updates/Planning – June 26, 2017
 1. Award Nominees/Recipients
 2. Finalization of Forum Presenters
 - B. NIC 2017 Conference Dates (**August 3rd-7th**) **Charleston, WV** – *Travel submission May 2017*
 - C. NABBA Conference (**September 18th – 22nd**) **Charleston, SC** – *Travel submission June 2017*
7. **NEW BUSINESS**
8. **BOARD COMMITTEES**
 - A. Forum and Education Committee Meeting Planning and Meeting Dates
9. **EXECUTIVE SESSION - (CLOSED TO PUBLIC)**

Pursuant to § 2-575(4) (a), (9) and (13) the Board will enter executive session to receive advice from counsel, review application(s) for licensure and discuss disciplinary matters.
10. **FINAL RECOMMENDATIONS/ACTIONS**
11. **ADJOURN - vote**

Next Scheduled Regular Meeting is **Monday, June 5, 2017 at 10am.**
1100 4th Street, SW, Room 300B, Washington, DC 20024

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

NOTICE OF PUBLIC MEETING

**Board of Funeral Directors
1100 4th Street SW, Room E300
Washington, DC 20024**

MEETING AGENDA

**May 4, 2017
1:00 PM.**

1. Call to Order – 1:00 p.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Draft Minutes, April 6, 2017
7. Motion - Executive Session (Closed to the Public) to consult with an attorney pursuant to D.C. Official Code § 2-575(b) (4) (A); D.C. Official Code § 2-575(b) (9) (13) (14) to discuss complaints/legal matters, applications and legal counsel report.
8. Old Business
9. New Business
10. Adjourn
11. Next Scheduled Board Meeting – June 1, 2017 at 1:00 p.m.

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

NOTICE OF PUBLIC MEETING

District of Columbia Board of Industrial Trades
1100 4th Street, S.W., Room 300
Washington, D.C. 20024

AGENDA
May 16, 2017

1. Call to Order – 1:00 p.m.
2. Introduction of New Board Members
3. Executive Session (Closed to the Public) to consult with an attorney pursuant to D.C. Official Code § 2-575(b)(4)(A); D.C. Official Code 2-575(b)(9) to discuss complaints/legal matters, applications and legal counsel report.
4. Attendance (Start of Public Session) – 2:20 p.m.
5. Comments from the Public
6. Minutes - Draft, April 2017
8. Recommendations
9. Old Business
10. New Business
11. Adjourn

Next Scheduled Regular Board Meeting, June 20, 2017
1100 4th Street, SW, Room 300B, Washington, DC 20024

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

NOTICE OF PUBLIC MEETING

**Board of Real Estate Appraisers
1100 4th Street SW, Room E300
Washington, DC 20024**

MEETING AGENDA

**May 17, 2017
10:00 AM**

1. Call to Order – 10:00 a.m.
2. Members Present
3. Staff Present
4. Comments from the Public
5. Review of Correspondence
6. Draft Minutes, April 20, 2017
7. Executive Session (Closed to the Public)
8. Old Business
9. New Business
10. Adjourn
11. Next Scheduled Board Meeting – June 21, 2017 at 10:00 a.m.

**D.C. DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUSINESS AND PROFESSIONAL LICENSING ADMINISTRATION**

SCHEDULED MEETINGS OF BOARDS AND COMMISSIONS

May 2017

CONTACT PERSON	BOARDS AND COMMISSIONS	DATE	TIME/ LOCATION
Grace Yeboah Ofori	Board of Accountancy	5	8:30 am-12:00pm
Patrice Richardson	Board of Appraisers	17	8:30 am-4:00 pm
Patrice Richardson	Board Architects and Interior Designers	No Meeting	8:30 am-1:00 pm
Andrew Jackson	Board of Barber and Cosmetology	9	10:00 am-2:00 pm
Sheldon Brown	Boxing and Wrestling Commission	18	7:00-pm-8:30 pm
Pamela Hall	Board of Funeral Directors	6	12:00pm-4:00 pm
Avis Pearson	Board of Professional Engineering	25	9:00 am-1:30 pm
Leon Lewis	Real Estate Commission	9	8:30 am-1:00 pm
Jennifer Champagne	Board of Industrial Trades	16	1:00pm-3:30 pm
	Asbestos Electrical Elevators Plumbing Refrigeration/Air Conditioning Steam and Other Operating Engineers		

Dates and Times are subject to change. All meetings are held at 1100 4th St., SW, Suite E-300 A-B Washington, DC 20024. For further information on this schedule, please contact the front desk at 202-442-4320.

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

NOTICE OF PUBLIC MEETING

**District of Columbia Professional Engineers
1100 4th Street SW, Room 380
Washington, DC 20024**

AGENDA

**May 25, 2017 ~ Room 300
9:00 A.M. (Application Review by Board Members)**

11:00 A.M.

- 1) Call to Order – 11:00 a.m.
- 2) Attendance
- 3) Executive Session - **Pursuant to § 2-575(4) (a), (9) and (13) the Board will enter executive session – Closed to the Public**
 - Deliberation over applications for licensure
 - Review complaints and investigations
- 4) Comments from the Public
- 5) Review of Minutes
- 6) Recommendations
- 7) Old Business
- 8) New Business
- 9) Adjourn

Next Scheduled Meeting – June 22, 2017
Location: 1100 4th Street SW, Conference Room E300

**DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
OCCUPATIONAL AND PROFESSIONAL LICENSING DIVISION**

NOTICE OF PUBLIC MEETING

District of Columbia Real Estate Commission

1100 4th Street, S.W., Room 300
Washington, D.C. 20024

AGENDA

May 9, 2017

1. Call to Order - 9:30 a.m. (Public Session)
2. Attendance (Public Session)
3. Executive Session (Closed to the Public) pursuant to the authority of D.C. Official Code Section 2-575(b)(4)(A) to seek the advice of counsel, D.C. Official Code Section 2-575(b)(9) to discuss disciplinary matters, and D.C. Official Code Section 2-775(b)(13) to deliberate upon a decision in an adjudication action or proceeding) – 9:30 am-10:00 am
 - A. Legal Committee Recommendations
 - B. Review – Applications for Licensure
4. (Public Session) – 10:00 a.m.
5. Comments from the Public
6. Minutes - Draft, April 11, 2017
7. Recommendations
 - A. Review - Applications for Licensure
 - B. Legal Committee Report
 - C. Education Committee Report
 - D. Budget Report
 - E. 2017 Calendar
 - F. Correspondence
8. Old Business
9. New Business
10. Adjourn

Next Scheduled Regular Meeting, June 13, 2017
1100 4th Street, SW, Room 300B, Washington, DC 20024

DC SCHOLARS PUBLIC CHARTER SCHOOL**NOTICE OF INTENT TO ENTER A SOLE SOURCE CONTRACT****Information Technology Support Services**

DC Scholars Public Charter School intends to enter into a sole source contract with ACS International Resources Inc. for on-going and remote information technology management, maintenance, and monitoring for approximately \$170,000 for June to August of 2017. The decision to sole source is because ACS International has provided IT services to DC Scholars PCS over the past three school years and works with other schools that were formerly part of the Scholar Academies network. ACS International works with DCSPCS to maintain its network equipment and purchases hardware, software, add on services, and IT related accessories on the school's behalf. DC Scholars Public Charter School needs to purchase additional hardware devices, software subscriptions, warranties, and miscellaneous services as well as have ACS update and maintain the IT network from June to August 2017. These Information Technology Support Services are needed from ACS ensure that the school has independent access to technology implemented by the former Scholar Academies network of schools.

The Sole Source Contract will be awarded at the close of business on May 9, 2017. If you have questions or concerns regarding this notice, contact **Emily Stone** at [202-559-6138](tel:202-559-6138) or estone@dcscholars.org no later than **4:00 pm May 9, 2017**.

DC SCHOLARS PUBLIC CHARTER SCHOOL**NOTICE OF INTENT TO ENTER A SOLE SOURCE CONTRACT****Recruiting and Training Teacher Residents**

DC Scholars Public Charter School intends to enter into a sole source contract with Urban Teachers for contracted instructional support for approximately \$50,000 for the school year 2017-18. Urban Teachers has long and proven history of training novice teachers to be effective in urban education, using their unique evidence-based approach to teacher preparation. DC Scholars Public Charter School will use the services of Urban Teachers to recruit, select, train, and provide ongoing support and development for two teachers during school year 2017-2018. The decision to sole source is due to the fact that Urban Teachers is the only vendor who can position DC Scholars Public Charter School to achieve a full return on investment associated with the program model, through its teachers' four-year commitment to teaching. Teachers trained by Urban Teachers possess deeper knowledge of and experience with our students and various demographics compared to other novices, that enables them to be better equipped and prepared for their first year of lead teaching.

The Sole Source Contract will be awarded at the close of business on May 9, 2017. If you have questions or concerns regarding this notice, contact **Emily Stone** at [202-559-6138](tel:202-559-6138) or estone@dcscholars.org no later than **4:00 pm May 9, 2017**.

DEPARTMENT OF ENERGY AND ENVIRONMENT**PUBLIC NOTICE**

Notice is hereby given that, pursuant to 40 C.F.R. Part 51.161, D.C. Official Code §2-505, and 20 DCMR §210, the Air Quality Division (AQD) of the Department of Energy and Environment (DOEE), located at 1200 First Street NE, 5th Floor, Washington, DC, intends to issue an air quality permit (#6607) to the United States Government Publishing Office (GPO) to operate a Ryobi 3302HA non-heatset sheet-fed two-color offset printing press, designated as press group 80 in Building C (also known as Building 3) of the GPO complex at 732 North Capitol Street NW, Washington DC 20401. The contact person for the applicant is D. Kevin McGuinness, Environmental Program Manager, at (202) 512-1626.

The proposed overall emission limits for the equipment are as follows:

- a. No visible emissions shall be emitted from this equipment. [20 DCMR 201 and 20 DCMR 606.1]
- b. 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]

It should be noted that emissions are primarily minimized from this type of equipment by operational limitations and procedures set forth in the permit, rather than from explicit emission limits.

Maximum potential emissions from the units, after emission controls, are expected to be as follows:

Pollutant	Estimated Maximum Annual Emissions (tons/yr)
Volatile Organic Compounds (VOC)	0.574
Total Hazardous Air Pollutants (HAP)	0.014

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 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
Department of Energy and Environment
1200 First Street NE, 5th Floor
Washington, DC 20002
Stephen.Ours@dc.gov

No comments or hearing requests submitted after May 30, 2017 will be accepted.

For more information, please contact Stephen S. Ours at (202) 535-1747.

DEPARTMENT OF ENERGY AND ENVIRONMENT**NOTICE OF FINAL DOCUMENT****Clean Water Construction Program
Project Priority Rating System**

Through this notice, the Department of Energy and Environment (DOEE) is republishing as final the District's Clean Water Construction Program Project Priority Rating System. Beginning February 3, 2017, DOEE invited the public to comment on proposed revisions to the Project Priority Rating System (PPRS) used in the District of Columbia (District) Clean Water Construction (CWC) program (D.C. Register ID # 6386982). The comment period ended at the close of the public hearing on March 6, 2017.

The Water Pollution Control Act of 1984 is the primary source of the District's legal authority to prevent or reduce the discharge of pollutants to District waters for the purpose of achieving water quality objectives. The District Department of the Environment Establishment Act of 2005, D.C. Official Code § 8-151.01 *et seq.*, established the agency currently known as DOEE, and charged it with protection of the District's natural resources.

The PPRS describes the process through which DOEE chooses water quality improvement projects for inclusion in applications to the Environmental Protection Agency's (EPA) Clean Water State Revolving Fund (CWSRF) program. Final revisions to the PPRS ensure that funded projects address the District's current needs, obligations, and priorities for cleaning and protecting District waters.

DOEE received comments from the public. DOEE, in coordination with EPA, considered these comments in the final draft of the revised PPRS. The comment from DC Water elicited a change to the minimum eligibility requirements for Sewage Treatment Infrastructure Projects that allows these projects a five year completion period, and a clarification that in limited circumstances EPA and DOEE may consider time period extensions for all categories of CWC projects. The complete text of the comments and DOEE responses, and final text of the Project Priority Rating System are available online at DOEE's website, doee.dc.gov, under the Regulation & Law tab at the Public Notices link. To obtain a hard copy, please email suzanne.wald@dc.gov with a subject line of "REQUEST FOR FINAL PPRS" to arrange for pick-up.

DEPARTMENT OF ENERGY AND ENVIRONMENT**NOTICE OF FUNDING AVAILABILITY AND
REQUEST FOR PROJECT AND PARTNER APPLICATIONS****Fiscal Year 2018 Clean Water Construction Treatment Works Projects**

The Department of Energy and Environment (the Department or DOEE) seeks to identify collaborative partners for the Department's fiscal year 2018 Clean Water Construction (CWC) grant application to the Environmental Protection Agency (EPA) (CFDA#66.418). Applications are requested for funding as DOEE partners for three categories of work: (1) sewage infrastructure projects, (2) stormwater grey infrastructure projects, and (3) stormwater green infrastructure projects.

Projects may construct or rehabilitate municipal wastewater treatment works, construct or retrofit stormwater green infrastructure, and restore or create stream, wetland, and riparian habitat. All projects must provide a water quality benefit for District waters.

Eligibility: All the following entities may apply for funding:

- Nonprofit organizations, including those with IRS 501(c)(3) or 501(c)(4) determinations;
- Government agencies; and
- Universities/educational institutions.

Beginning **Friday April 28, 2017**, the full text of the notice will be available online at the Department's website. A person may obtain a copy by any of the following means:

Download from the Department's website, www.doe.dc.gov. Select the *Resources* tab. Cursor over the pull-down list and select *Grants and Funding*. On the new page, cursor down to the announcement for the FY18 CWC Project Request. Click on *Read More* and download this Notice and related information from the *Attachments* section.

Email a request to CWCprojectFY18@dc.gov with "Copy of FY18 CWC Project Request" in the subject line.

Pick up a copy in person from the Department's reception desk, located at 1200 First Street NE, 5th Floor, Washington, DC 20002. To make an appointment, call Suzanne Wald at (202) 673-6745 and mention the FY18 CWC Project Request by name.

Write the Department at 1200 First Street NE, 5th Floor, Washington, DC 20002, "Attn: Suzanne Wald, RE: FY18 CWC Project Request" on the outside of the envelope.

The deadline for application submissions is Monday, May 29, 2017, at 4:30 p.m. Five hard copies of the application must be submitted to the address above. In addition, a complete electronic copy of the application must be emailed to CWCprojectFY18@dc.gov.

A pre-proposal meeting will be held on Wednesday, May 10, 2017, at 1:30 p.m. at 1200 First Street N.E. Please meet in the DOEE 5th floor reception area. Participants may call in toll-free at (866) 741-7514. Use participant code 2014667. Attendance is not mandatory.

FRIENDSHIP PUBLIC CHARTER SCHOOL**NOTICE OF INTENT TO ENTER A SOLE SOURCE CONTRACT****EdFuel's School Leader Lab**

The decision to sole source is based on EdFuel being the sole source for *Leader Lab* for local training and coaching of school leaders in the NPAF, National Principals Academy Fellowship, and a national instructional school leadership program for current principals and instructional leaders. In addition, the unique nature of the program in D.C. and the sizable program subsidies that Edfuel is offering Friendship PCS for this pilot program for 2017-2018, affords Friendship PCS the opportunity to participate. The estimated yearly cost is approximately \$60,000. The contract term shall be automatically renewed for the same period unless either party, 60 days before expiration, gives notice to the other of its desire to end the agreement.

D.C HOMELAND SECURITY AND EMERGENCY MANAGEMENT AGENCY

NOTICE OF CLOSED MEETING

Homeland Security Commission

May 2nd, 2017

10:00 a.m.-12:00 p.m.

Rice Hall, Conference Room 702

2121 Eye St N.W.

Washington, D.C 20052

On May 2, 2017 at 10:00 a.m., the Homeland Security Commission (HSC) will hold a closed meeting for the purpose of discussing the Committee's annual report.

The meeting will be held in Rice Hall in Conference Room 702 at 2121 Eye St N.W., Washington, D.C. 20052.

For additional information, please contact Sarah Case-Herron, Deputy Assistant Director, at 202-481-3107 or sarah.case-herron@dc.gov.

INGENUITY PREP PUBLIC CHARTER SCHOOL**NOTICE OF INTENT TO ENTER A SOLE SOURCE CONTRACT****Student Assessment and Professional Development Services**

Ingenuity Prep Public Charter School intends to enter into a sole source contract with The Achievement Network for student assessment and professional development services to help identify and close gaps in student learning for the upcoming school year.

- Ingenuity Prep constitutes the sole source for The Achievement Network for student assessment services and professional development that will lead to student achievement.
- For further information regarding this notice contact bids@ingenuityprep.org no later than **5:00 pm, May 8, 2017**.

INGENUITY PREP PUBLIC CHARTER SCHOOL
REQUEST FOR PROPOSALS

Ingenuity Prep Public Charter School in accordance with section 2204(c) of the District of Columbia School Reform Act of 1995 solicits proposals for the following services:

- Furniture Vendor
- IT Support Services

Please go to www.ingenuityprep.org/bids to view a full RFP offering, with more detail on scope of work and bidder requirements.

Proposals shall be received no later than 5:00 P.M., Monday, May 8, 2016.

Prospective Firms shall submit one electronic submission via e-mail to the following address:

Bid Administrator
bids@ingenuityprep.org

Please include the bid category for which you are submitting as the subject line in your e-mail (e.g. Internet Service). Respondents should specify in their proposal whether the services they are proposing are only for a single year or will include a renewal option.

DEPARTMENT OF INSURANCE, SECURITIES, AND BANKING
DISTRICT OF COLUMBIA FINANCIAL LITERACY COUNCIL

NOTICE OF PUBLIC MEETING

The Members of the District of Columbia Financial Literacy Council (DCFLC) will hold a meeting 3:00 PM, Thursday, May 18, 2017. The meeting will be held at the DC Department of Insurance, Securities and Banking, 810 First St, NE, 7th Floor Conference Room, Washington, D.C. 20002. Below is the draft agenda for this meeting. A final agenda will be posted to the Department of Insurance, Securities, and Banking's website at <http://disb.dc.gov>. Please RSVP to Idriys J. Abdullah, idriys.abdullah@dc.gov, for additional information call (202) 442-7832 or e-mail idriys.abdullah@dc.gov

DRAFT AGENDA

- I.** Call to Order
- II.** Welcoming Remarks
- III.** Minutes of the Previous Meeting
- IV.** Unfinished Business
- V.** New Business
- VI.** Executive Session
- VII.** Adjournment

KINGSMAN ACADEMY PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS****Multiple Services**

Kingsman Academy Public Charter School is seeking competitive proposals for the following services:

- Accounting services,
- Desktop computers,
- Facilities management and maintenance,
- Human resources services and employee benefits,
- IT services,
- Janitorial services,
- Legal services,
- Related services for students (e.g., counseling, evaluations, occupational therapy, speech and language therapy),
- Roof repair,
- School and classroom furniture,
- Security equipment and monitoring,
- Special education case management support,
- Student snacks and staff meals, and
- Student transportation.

For details and information, email rfp@kingsmanacademy.org. **No phone calls please.**

KIPP DC PUBLIC CHARTER SCHOOLS**REQUEST FOR PROPOSALS****General Contracting Services**

KIPP DC is soliciting proposals from qualified general contracting firms for phase II of a school renovation project. The RFP can be found on KIPP DC's website at <http://www.kippdc.org/procurement>. Proposals should be uploaded to the website no later than 5:00 P.M., EST, on May 12, 2017. Questions can be addressed to althea.holford@kippdc.org.

CLASS Observation & Assessment Services

KIPP DC is soliciting proposals from qualified vendors for CLASS Observation & Assessment. The RFP can be found on KIPP DC's website at <http://www.kippdc.org/procurement>. Proposals should be uploaded to the website no later than 5:00 P.M., EST, on May 12, 2017. Questions can be addressed to stacie.kossoy@kippdc.org.

**OFFICE OF THE DEPUTY MAYOR FOR
PLANNING AND ECONOMIC DEVELOPMENT**

NOTICE OF FUNDING AVAILABILITY

FY2017 Neighborhood Prosperity Fund (NPF)

The Deputy Mayor for Planning and Economic Development (DMPED) invites the submission of proposals for the **FY 2017 Neighborhood Prosperity Fund (NPF)**. DMPED will award up to a maximum of **\$3 million**. The application deadline is **Friday, June 2, 2017** at 12:00p.m.

The Office of the Deputy Mayor for Planning and Economic Development welcome submissions directly connected this this goal. DMPED will fund projects to fill the gaps in non-residential components of a mixed used project, real estate, or retail development project in targeted census tracts where unemployment is 10% or greater. A map of these areas can be found at <http://arccg.is/OLz80>. **The grant provides necessary gap funding only for the commercial component of development projects.**

DMPED will award zero to 3 grants for an aggregate total of \$3 million.
Minimum application request is \$500,000.

Eligibility

1. Projects must be within the boundaries of the Neighborhood Prosperity Fund (see map at <http://arccg.is/OLz80>)
2. Mixed-use residential proposed projects must include, at a minimum, an amount of Affordable Dwelling Units (ADUs) that are equivalent to and compliant with the Inclusionary Zoning provisions of the District of Columbia Zoning Regulations (11 DCMR §§ 2600 *et seq.* (2012)).
3. 50% of the tenants are identified and/or secured through letters of intent.
4. The project must be able to begin work on site on or before Sep 30, 2018.

Applicant examples include, but are not limited to:

- Retail Stores – clothing, jewelry, toys, electronics, hardware
- Cafes
- Grocery Stores
- Drugstores/Pharmacies
- Sit Down Restaurants
- Coffee Shops
- Medical offices (doctor, dentist, chiropractor)
- Professional office space

Or as determined by DMPED

Preference is given to ground floor retail space which will enhance the pedestrian and retail experience.

For additional eligibility requirements and exclusions, please review the Request for Applications (RFA) which will be posted at <http://www.greatstreets.dc.gov> by **Friday, May 5, 2017**.

Application Process: Interested applicants must submit electronically by **Friday, June 2, 2017** at 12:00 p.m. DMPED will not accept applications submitted after 12:00 p.m. Late submissions applications will not be forwarded to the review panel. Instructions and guidance regarding application preparation can be found in the RFA, which will be available at <http://greatstreets.dc.gov> on **Friday, May 5, 2016**.

Award of Grants: DMPED will award up zero to three grants at a maximum of \$3million.

For More Information: Check our website at OPMPED's www.dmped.dc.gov and via the Great Streets website www.greatstreets.dc.gov

Questions may be sent to LaToyia Hampton, Grants Administrator at the Deputy Mayor for Planning and Economic Development at latoyia.hampton@dc.gov or 202-724-7648.

Reservations: DMPED reserves the right to issue addenda and/or amendments subsequent to the issuance of the NOFA or RFA, or to rescind the NOFA or RFA.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

NOTICE OF PROPOSED TARIFF

ET00-2, IN THE MATTER OF POTOMAC ELECTRIC POWER COMPANY'S PUBLIC SPACE OCCUPANCY SURCHARGE ELECTRICITY TARIFF, P.S.C.-D.C. No. 1

1. The Public Service Commission of the District of Columbia (Commission) hereby gives notice, pursuant to Section 34-802 of the District of Columbia Official Code and in accordance with Section 2-505 of the District of Columbia Official Code,¹ of its intent to act upon the Potomac Electric Power Company's (Pepco or Company) - Public Space Occupancy Surcharge Rider "PSOS" (Surcharge Update)² in not less than 30 days from the date of publication of this Notice of Proposed Tariff (NOPT) in the *D.C. Register*.

2. D.C. Official Code § 10-1141.06 states that "[e]ach public utility company regulated by the Public Service Commission shall recover from its utility customers all lease payments which it pays to the District of Columbia pursuant to this title through a surcharge mechanism applied to each unit of sale and the surcharge amount shall be separately stated on each customer's monthly billing statement." On February 27, 2017, Pepco filed an updated Rider PSOS that proposes to amend the following tariff page:

**ELECTRICITY TARIFF, P.S.C.-D.C. No. 1
17th Revised Page No. R-33**

3. According to Pepco, the Surcharge Update consists of two parts reflecting: 1) the payments to be made by Pepco to the District of Columbia for the current year, and 2) the over or under recovery from the prior year.³ Pepco proposes a PSOS rate of \$0.00209 per kilowatt-hour delivered to the customer, which is increased from the PSOS rate approved in 2016.⁴ The rate is based on a rate of \$0.00204 per kilowatt-hour for estimated 2016 payments and a rate of \$0.00005 per kilowatt-hour for the under collection of payments made by Pepco in 2016.⁵ Pepco proposes that its Surcharge

¹ D.C. Code § 2-505 (2001 Ed.) and D.C. Code § 34-802 (2001 Ed.).

² *ET00-2, In The Matter of Potomac Electric Power Company's Public Occupancy Surcharge Electricity Tariff, P.S.C.-D.C. No. 1*, Letter to Brinda Westbrook-Sedgwick, Commission Secretary, from Dennis Jamoneau, Assistant General Counsel, re: ET00-2 - Rider "PSOS", filed February 27, 2017 (hereinafter referred to as Surcharge Update).

³ *ET00-2*, Surcharge Update at 1.

⁴ *Id.* at 2 and Attachment B.

⁵ *Id.* at Attachment C.

Update becomes effective with meter readings on and after March 1, 2017.⁶ The Company has a statutory right to implement the PSOS. However, if the Commission discovers any inaccuracies in the calculation of the proposed surcharge rates, Pepco could be subject to reconciliation of the surcharges.

4. This Surcharge Update may be reviewed at the Office of the Commission Secretary, 1325 G Street, N.W., Suite 800, Washington, D.C. 20005, between the hours of 9:00 a.m. and 5:30 p.m., Monday through Friday as well as on the Commission's web site at www.dcpsc.org. Copies of the tariff are available upon request, at a per-page reproduction cost.

5. Comments on the Surcharge Update must be made in writing to Brinda Westbrook-Sedgwick, Commission Secretary, at the above address. All initial comments must be received within 30 days and reply comments within 45 days of the date of publication of this NOPT in the *D.C. Register*. Once the comment period has expired, the Commission will take final action on Pepco's Surcharge Update.

⁶ *Id.* at 1.

OFFICE OF THE SECRETARY OF THE DISTRICT OF COLUMBIA**REQUEST FOR APPLICATIONS****Grant to Promote District of Columbia
Voting Rights and Statehood****Release Date: Monday, May 1, 2017****Application Due Date: Monday, May 29, 2017****SECTION 1: FUNDING OPPORTUNITY**

Effective May 1, 2017, the Office of the Secretary, pursuant to the City-Wide Grants Manual and Sourcebook (Section 7.2) issues the Request For Application (RFA) entitled Grant to Promote District of Columbia Voting Rights and Statehood to provide all eligible applicants the opportunity to submit specific program activities that educate Americans about Mayor Muriel E. Bowser and the New Columbia Statehood Commission's initiatives to achieve full voting rights in the United States Congress, and, ultimately, statehood for the District of Columbia. This RFA will be open on May 1, 2017 and will close on May 29, 2017 at Noon.

Background

The residents of the District of Columbia serve in the military and pay federal taxes but continue to lack full democracy and the rights that residents of other states and municipalities enjoy, including autonomy from congressional oversight and obstruction, voting representation in Congress and statehood.

The District of Columbia Home Rule Act of 1973 provided limited "Home Rule" for the District by allowing election of a Mayor and Council of the District of Columbia. Since the inception of Home Rule, the District's elected officials and various groups have pursued strategies to raise awareness and work towards achieving voting representation in the U.S. House of Representatives and U.S. Senate and statehood. Yet democracy for the District has been derailed by the Charter itself, the courts, non-germane proposals restricting the District on must-pass Congressional legislation, riders on appropriations bills, and insufficient support for enactment of various budget autonomy and statehood proposals in the United States Congress.

For over a decade, the District has allocated funds to nonprofit organizations for educating citizens around the nation and pursuing strategies that highlight the continued lack of full democracy in the nation's capital. In addition, since 1990, District residents have elected a "shadow" delegation to Congress in order to promote statehood, and District residents have voted for, and the Mayor has supported, amending the Charter to allow for budget autonomy. The DC Council established the New Columbia Statehood Commission in 2014, adding to the District's advocacy for full democracy.

The Office of the Secretary is charged with responsibility for managing the funds allocated for voting rights and statehood initiatives for District residents. The Fiscal Year 2017 Budget authorized \$200,000 for the Office of the Secretary to issue competitive grants to promote voting rights and statehood.

Purpose of the Program

The objective of this grant is to strengthen awareness for District representation in Congress and statehood for the District of Columbia. This effort will require outreach, canvassing, and measurement of support of elected officials and residents across the country and visitors to the nation's capital. The ultimate goal of this program is that the grantee(s) increase congressional and nationwide support for self-determination for the District of Columbia including, but not limited to, voting rights in Congress and statehood.

This program is funded with FY2017 funds, which must be expended by September 30, 2017, with a full accounting provided to the Office of the Secretary no later than December 31, 2017.

SECTION II: AWARD INFORMATION

\$200,000 in District of Columbia funds will be available on a competitive basis as follows:

- A. 30% of the funds will be awarded on a competitive basis to an organization or organizations dedicated specifically to engaging youth (high school, college students and/or graduate students or other young adults) in civics, government, and/or voting rights in innovative ways by raising awareness through campaigns that include a branding and messaging strategy that include social media, print media, and other forms of communications. Such dedication can be evidenced by the organization's purpose, or through dedicated programming within the organization aimed at youth engagement.
- B. 70% of the funds will be awarded to a non-profit organization or organizations that engage in general or targeted public education, organizing, or legal strategy to educate and raise awareness for the lack of voting rights and statehood for the District of Columbia.

The release date of this Request for Applications (RFA) is May 1, 2017. This grant process conforms to the guidelines established in the District's City-Wide Grants Manual and Sourcebook (which is available at <http://opgs.dc.gov>).

All funds will be disbursed upon award of the grant, with a report and budget accounting required to be filed by September 30, 2017, and a final report due no later than December 31, 2017. All proposals must include a detailed description of how the funds will be spent, as well as a project plan, timeline, and metrics associated with tasks outlined in the

proposal. Creative proposals (which include fresh ideas) that specifically address the requirements for an award are required to ensure success. Proposals that do not contain all requested information will not be considered.

SECTION III: ELIGIBILITY INFORMATION

Eligibility for this grant is restricted to:

- A. Nonprofits (with or without a 501(c) (3) certification) and community-based organizations with a current District of Columbia business license, a “Clean Hands” certification that the organization does not owe money to the District or Federal government, and no outstanding or overdue final reports for grants received from the District government for similar purposes.
- B. Organizations with a history of advocating for democracy and self-determination for the District of Columbia include, but not limited to, District voting rights and statehood.
- C. Organizations with a financial track record and who are not reliant on another organization under a fiscal agent arrangement.

SECTION IV: APPLICATION AND SUBMISSION INFORMATION

This Request for Applications is posted at <http://os.dc.gov> and <http://opgs.dc.gov>. Requests for copies of this RFA and inquiries may be submitted to: Office of the Secretary of the District of Columbia, 1350 Pennsylvania Avenue, NW, Suite 419, Washington, DC 20004 or secretary@dc.gov, or 202-727-6306.

Application Forms and Content

All applications will be judged against the following requirements:

1. All proposals must be written in clear, concise and grammatically correct language. Narratives shall not exceed 2,500 words and must include answers to all the requirements specified in this Request for Applications.
2. There is no set form on which applications must be written, but please be clear and brief.
3. The grant applicant shall focus efforts on education and outreach to residents of the 50 States, and not just members of Congress. Funds shall not be used to lobby directly or through grassroots advocacy, for or against particular pieces of legislation.
4. Grant applicants’ efforts shall not significantly consist of paid media advertisements.
5. No more than 25% of awarded funds can go to pay for salaries.

6. Proposal must be specific as to how funds will be expended including:
 - a. Names and resumes of all staff and consultants proposed to work on the program.
 - b. Justification of the need for grant funds.
 - c. Specific activities for which funds will be used.
 - d. Proposed line item budget.
 - e. Agreement to submit all deliverables listed in section VI.
 - f. Specific performance metrics and evaluation plans.
 - g. Thorough timeline and benchmarks.
7. All certifications listed in the Application Process section **must** be included or the application will be disqualified.

Application Process & Requirements

Responses to this Request for Application shall be submitted via email to secretary@dc.gov or hard copy delivered to the Office of the Secretary, 1350 Pennsylvania Avenue, NW, Suite 419, Washington, DC 20004. Applications delivered to the Office of the Secretary must be date stamped no later than Noon on May 29, 2017.

The following criteria for all applications must be met. Applications that do not meet the requirements specified below will be disqualified from consideration:

1. All proposals shall include only written narrative without any additional input (such as DVDs, video, etc.).
2. All files submitted shall be in any of the following formats: MS Word2003 or 2007, PDF, MS Excel, HTML, MS Publisher or any format compatible with those mentioned.
3. The following is required, but are not included in the 2,500 word narrative:
 - a. The EIN, also called the Federal Tax ID number of the organization;
 - b. The website and main contact information for the organization;
 - c. A list of the current Board of Directors including affiliation and contact information;
 - d. Biography or resume of all proposed project staff; and
 - e. A copy of the organization's most recent Form 990 submission to the Internal Revenue Service.
4. Copy of the most recent and complete set of audited financial statements available for the organization. If audited financial statements have never been prepared due to the size or newness of an organization, the applicant must provide an organizational budget, an income statement (or profit and loss statement), and a balance sheet certified by an authorized representative of the organization, and any letters, filings, etc. submitted to the IRS within the three (3) years before the date of the grant application.

5. If the applicant is a 501 (c) (3), evidence of 501(c) (3) status, a current business license, and copies of any correspondence received from the IRS within the three (3) years preceding the grant application that relates to the organization's tax status (*e.g.*, suspension, revocation, recertification, etc.)
6. Application narrative shall be accompanied by a "Statement of Certification," the truth of which is attested to by the Executive Director or the Chair of the Board of Directors of the applicant organization, which states:
 - a. The individuals, by name, title, address, email, and phone number who are authorized to negotiate with the Office of the Secretary on behalf of the organization;
 - b. That the applicant is able to maintain adequate files, records, and can meet all reporting requirements;
 - c. That all fiscal records are kept in accordance with Generally Accepted Accounting Principles (GAAP) and account for all funds, tangible assets, revenue, and expenditure; that all fiscal records are accurate, complete and current at all times; and that these records will be made available for audit and inspection as required;
 - d. That the applicant is current on payment of all federal and District taxes, including Unemployment Insurance taxes and Workers' Compensation premiums. This statement of certification shall be accompanied by a certificate from the District of Columbia Office of Tax and Revenue (OTR) stating that the entity has complied with the filing requirements of District of Columbia tax laws and has paid taxes due to the District of Columbia or is in compliance with any payment agreement with OTR;
 - e. That the applicant has the demonstrated administrative and financial capability to provide and manage the proposed services and ensure an adequate administrative, performance and audit trail;
 - f. That the applicant is not proposed for debarment or presently debarred, suspended, or declared ineligible, as required by Executive Order 12549, "Debarment and Suspension," and implemented by 2 CFR 180, for prospective participants in primary covered transactions and is not proposed debarment or presently debarred as a result of any actions by the District of Columbia Contract Appeals Board, the Office of Contracting and Procurement, or any other District contract regulating Agency;
 - g. That the applicant has the necessary organization, experience, accounting and operational controls, and technical skills to implement the program, or the ability to obtain them;
 - h. That the applicant has the ability to comply with the required performance schedule, taking into consideration all existing and reasonably expected commercial and governmental business commitments;
 - i. That the applicant has a satisfactory record performing similar activities as detailed in the award;
 - j. That the applicant has a satisfactory record of integrity and business ethics (Clean Hands Certificate);

- k. That the applicant is in compliance with the applicable District licensing and tax laws and regulations (Clean Hands Certificate);
- l. That, if the applicant has previously won a similar award from the District of Columbia government, it has submitted all reports due and owing;
- m. That the applicant complies with provisions of the Drug-Free Workplace Act;
- n. That the applicant meets all other qualifications and eligibility criteria necessary to receive an award under applicable laws and regulations;
- o. The applicant agrees to indemnify, defend, and hold harmless the Government of the District of Columbia and its authorized officers, employees, agents, and volunteers from any and all claims, actions, losses, damages, and/ or liability arising out of this grant from any cause whatsoever, including the acts, errors, or omissions of any person and for any costs or expenses incurred by the District on account of any claim therefore, except where such indemnification is prohibited by law; and
- p. If any of the organization's officers, partners, principals, members, associates or key employees, within the last three (3) years prior to the date of the application, has:
 - i. Been indicted or had charges brought against them (if still pending) and/or been convicted of (a) any crime or offense arising directly or indirectly from the conduct of the applicant's organization or (b) any crime or offense involving financial misconduct or fraud, or
 - ii. Been the subject of legal proceedings arising directly from the provision of services by the organization. If the response is in the affirmative, the applicant shall fully describe any such indictments, charges, convictions, or legal proceedings (and the status and disposition thereof) and surrounding circumstances in writing and provide documentation of the circumstances.

Timeline

All applications shall be submitted by email to secretary@dc.gov or delivered to the Office of the Secretary, 1350 Pennsylvania Avenue, NW, Suite 419, Washington, DC 20004 no later than Noon on Monday, May 29, 2017. The Office of the Secretary is not responsible for misdirected email or late deliveries.

Terms and Conditions

1. Funding for this award is contingent on the continued funding from the grantor, including possible funding restrictions pursuant to the federal Anti-Deficiency Act, 31 U.S.C. §§ 1341,1342,1349-51, and 1511-1519 (2004); the District Anti-Deficiency Act, D.C. Official Code §§ 1-206.03(e), 47-105, and 47-355.01-355.08 (2001); and Section 446 of the District of Columbia Home Rule Act, D.C. Official Code § 1-204.46 (2014 Repl.). Nothing in this Request for Applications shall create an obligation of the District in anticipation of an appropriation by Congress and/or the Council of the District of Columbia (the "Council") for such

- purpose as described herein. The District's legal liability for any payment pursuant to this RFA shall not arise or obtain in advance of the lawful availability of appropriated funds for the applicable fiscal year as approved by Congress and/or the Council, and shall become null and void upon the lawful unavailability of such funds under these or other applicable statutes and regulations.
2. The Office of the Secretary reserves the right to accept or deny any or all applications if the Secretary determines it is in the best interest of the government to do so. The Secretary shall notify the applicant if it rejects an applicant's proposal. The Secretary may suspend or terminate an outstanding RFA pursuant to the policies set forth in the City-Wide Grants Manual and Sourcebook.
 3. The Office of the Secretary reserves the right to issue addenda and/or amendments subsequent to the issuance of the RFA, or to rescind the RFA.
 4. The Office of the Secretary shall not be liable for any costs incurred in the preparation of applications in response to the RFA. Applicant agrees that all costs incurred in developing the application are the applicant's sole responsibility.
 5. The Office of the Secretary may conduct pre-award on-site visits to verify information submitted in the application and to determine if the applicant's facilities are appropriate for the services intended.
 6. The Office of the Secretary may enter into negotiations with an applicant and adopt a firm funding amount or other revision of the applicant's proposal that may result from negotiations.
 7. To receive an award, the selected grantee shall provide in writing the name of all of its insurance carriers and the type of insurance provided (e.g., its general liability insurance carrier and automobile insurance carrier, workers' compensation insurance carrier, fidelity bond holder (if applicable), and, before execution of the award, a copy of the binder or cover sheet of their current policy for any policy that covers activities that might be undertaken in connection with performance of the grant, showing the limits of coverage and endorsements. All policies (except the workers' compensation, errors and omissions, and professional liability policies) that cover activities that might be undertaken in connection with the performance of the grant, shall contain additional endorsements naming the Government of the District of Columbia and its officers, employees, agents and volunteers as additional named insured with respect to liability abilities arising out of the performance of services under the award. The grantee shall require their insurance carrier of the required coverage to waive all rights of subrogation against the District, its officers, employees, agents, volunteers, contractors, and subcontractors.

8. To receive an award, the selected grantee must submit a completed IRS Form W-9 and a banking ACH form from the District of Columbia with the signed Notice of Grant Agreement (NOGA).
9. If there are any conflicts between the terms and conditions of the RFA and any applicable federal or local law or regulation, or any ambiguity related thereto, then the provisions of the applicable law or regulation shall control and it shall be the responsibility of the applicant to ensure compliance.

SECTION V: APPLICATION REVIEW INFORMATION

All proposals will be reviewed by a panel selected by the Secretary of the District of Columbia and may include reviewers from the Executive Office of the Mayor as well as outside reviewers. The ratings awarded each applicant shall be public information and shall be made based on the following criteria:

1. Demonstrated ability to make progress toward increasing nationwide awareness of thee lack of DC voting rights and statehood for the District during the grant period: 50%;
2. Specificity and feasibility of proposed activities: 25%;
3. History of effectively supporting democracy and statehood efforts: 10%; and
4. Specificity of performance measures: 15%.

SECTION VI: AWARD ADMINISTATION INFORMATION

Grant award (s) will be announced on the Office of the Secretary website no later than 5:00 P.M. on Monday, June 12, 2017. Unsuccessful applicants will be notified by email at the address from which the application was sent (unless otherwise specified) prior to the announcement of the winners. Disbursement of grant funds will occur as soon as practicable following the announcement of the selection of the awardee(s).

Deliverables

Project requirements that must be submitted on or before due dates include:

1. A project plan with detailed expense projections for the amount requested. (Due within 15 calendar days of grant award.)
2. Progress report detailing expenditures to date and summary of work completed shall be included with the final report due December 31, 2017.
3. Expenditure of grant funds before September 30, 2017.
4. A final report provided by the grant recipient(s) no later than December 31, 2017. The close out or final report shall include detailed accounting of all expenditures for each project and summary of work completed under the grant.

SECTION VII: AGENCY CONTACT

All inquiries regarding this Request for Applications should be directed to:

Lauren C. Vaughan
Secretary of the District of Columbia
Office of the Secretary of the District of Columbia
13501 Pennsylvania Avenue, NW, Suite 419
Washington, DC 20004
Secretary@dc.gov
202-727-6306

DISTRICT OF COLUMBIA SENTENCING COMMISSION

PUBLIC NOTICE

APPOINTMENT OF RESEARCH ANALYST

The D.C. Sentencing Commission hereby gives notice pursuant to D.C. Code § 1-609.03(c) (2015) that Taylor Tarnalicki was appointed as Research Analyst for the D.C. Sentencing Commission on April 3, 2017. This is an excepted service position.

DISTRICT OF COLUMBIA SENTENCING COMMISSION

PUBLIC NOTICE

APPOINTMENT OF STATISTICIAN

The D.C. Sentencing Commission hereby gives notice pursuant to D.C. Code § 1-609.03(c) (2015) that Mehmet Ergun was appointed as Statistician for the D.C. Sentencing Commission on April 10, 2017. This is an excepted service position.

SUSTAINABLE FUTURES PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS (RFP)****Classroom and Office Furniture**

Sustainable Futures Public Charter School seeks bids for Classroom and Office furniture.

For a copy of the full RFP and associated exhibits, interested firms should contact: **Kevin Michael Days** at kdays@sfpcsd.org or [571-339-9562](tel:571-339-9562).

Bids must be received by **12:00 PM, Monday, May 15** to the following location:

Sustainable Futures Public Charter School
ATTN: Kevin Michael Days
910 17th Street NW
Suite 1100
Washington, DC 20009

**UNIVERSITY OF THE DISTRICT OF COLUMBIA
REGULAR MEETING OF THE BOARD OF TRUSTEES**

NOTICE OF PUBLIC MEETING

The regular meeting of the Board of Trustees of the University of the District of Columbia will be held on Tuesday, May 2, 2017 at 6:00 p.m. in the Board Room, Third Floor, Building 39 at the Van Ness Campus, 4200 Connecticut Avenue, N.W., Washington, D.C. 20008. Below is the planned agenda for the meeting. The final agenda will be posted to the University of the District of Columbia's website at www.udc.edu.

For additional information, please contact: Beverly Franklin, Executive Secretary at (202) 274-6258 or bfranklin@udc.edu.

Planned Agenda

- I.** Call to Order and Roll Call
- II.** Approval of the Minutes – February 22, 2017
- III.** Action Items
- IV.** Report of the Chairperson
- V.** Report of the President
- VI.** Committee Reports
 - a. Executive – Dr. Crider
 - b. Committee of the Whole – Dr. Crider
 - c. Academic and Student Affairs – Mr. Wyner
 - i. Alumni Task Force – Mr. Shelton
 - ii. Communications Task Force – Mr. Mills
 - d. Audit, Budget and Finance – Mr. Felton
 - e. Community College – Dr. Tardd
 - f. Operations – Mr. Bell
- VII.** Unfinished Business
- VIII.** New Business
- IX.** Closing Remarks

Adjournment

WASHINGTON LATIN PUBLIC CHARTER SCHOOL**REQUEST FOR PROPOSALS**

Issued: April 28, 2017

The Washington Latin Public Charter School solicits expressions of interest in the form of proposals with references from qualified vendors for Replacement of WAP infrastructure (35 units+switch) w/ Meraki MR42s, including licensing and support. Questions and proposals may be e-mailed directly to clyon@latinpcs.org and gizurieta@latinpcs.org.

Deadline for submissions is **May 5, 2017**. No phone calls please. E-mail is the preferred method for responding but you can also mail (must arrive by deadline) proposals and supporting documents to the following address:

Washington Latin Public Charter School
Attn: Finance Office
5200 2nd Street NW
Washington, DC 20011

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, May 4, 2017 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 April 6, 2017 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 |

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Order No. 19076-A of Kelly Gorsuch, pursuant to 11 DCMR Subtitle Y § 703.4¹, for a modification of consequence of BZA Order No. 19076, requesting a change in the conditions related to hours of operation, valet parking service, signage, and outdoor seating, for a restaurant in the RF-1 District at premises 1544 9th Street N.W. (Square 365, Lot 813).

The original application (No. 19076) was pursuant to 11 DCMR § 3103.2, for a variance from the use requirements under § 330.5, to allow the conversion of a one-family dwelling into a restaurant in the R-4 District at premises 1544 9th Street N.W. (Square 365, Lot 813).

HEARING DATE (Case No. 19076):	October 6, 2015
DECISION DATE (Case No. 19076):	October 6, 2015
FINAL ORDER ISSUANCE DATE (Case No. 19076):	October 8, 2015
MODIFICATION DECISION DATE:	April 5, 2017

SUMMARY ORDER ON REQUEST FOR MODIFICATION OF CONSEQUENCE

BACKGROUND

On October 6, 2015, in Application No. 19076, the Board of Zoning Adjustment (“Board” or “BZA”), based on a referral from the Zoning Administrator, approved the request by Kelly Gorsuch (the “Applicant”) for a variance from the use requirements under § 330.5, to allow the conversion of a one-family dwelling into a restaurant in the R-4 District² at premises 1544 9th Street N.W. (Square 365, Lot 813). The Board issued Order No. 19076 on October 8, 2015. (Exhibit 4 of the record for Case No. 19076A.) The approval in Case No. 19076 was subject to the approved plans at Exhibit 6 in the record of that case and to eight conditions, namely:

1. All trash and recyclables shall be stored within the fenced rear yard, with collection from Q Street only. Collection of all refuse shall take place only between 9:00 a.m. and 9:00 p.m. to avoid disturbing adjacent residential neighbors. No recyclables shall be placed within dumpsters between 9:00 p.m. and 9:00 a.m. to protect adjacent residential neighbors from excessive noise.
2. No outdoor seating or parking shall be permitted within rear yard.

¹ The original application was filed under the Zoning Regulations (Title 11, DCMR) which were then in effect (the “1958 Zoning Regulations”) but which were repealed on September 6, 2016 and replaced with new text of Title 11, DCMR (the “2016 Regulations”).

² The R-4 District under the 1958 Zoning Regulations is now the RF-1 District under the 2016 Regulations.

3. Only the evening meal shall be served, by reservation only, with no more than two seatings per evening. One table may be left open each evening for neighborhood residents without a reservation. Trash and recyclables, including waste oil, shall be stored in the fenced area at the west of the building, with all trash service being accomplished from that rear location. No trash or recyclables shall be stored in public space on either 9th or Q Streets, N.W., regardless of whether said space is considered “parking” and maintained by the property owner under an easement.
4. No vehicles associated with the property, the business, or any parties, including the owners and employees, shall be parked on public space on the 9th or Q Streets, N.W., sides of the property, or in the vacant area on the west side of the building on the property at any time. No Residential Parking Permit(s) shall be applied for or issued to any vehicles registered at the address 1544 9th Street, N.W.
5. The Applicant shall engage a valet parking service to provide parking for the restaurant’s customers during all hours of operation.
6. Any alterations of the exterior of the building at 1544 9th Street, N.W., and any signage for the restaurant shall be approved by the DC Office of Planning’s Historic Preservation Office, as the property is located within the boundaries of Shaw Historic District.
7. The green space “parking” area on the Q Street side of the building at 1544 9th Street, N.W. shall not be used for outdoor seating for the restaurant, but instead shall be maintained as a green space, including a garden where herbs and vegetables for use in the restaurant’s kitchen may be grown. If the green area at the rear of the property is to be fenced, the Applicant shall seek approval from the DC Office of Planning’s Historic Preservation Office, and said fencing shall be of a character consistent with historic fencing found in the Shaw Historic District.
8. The curb cut on the Q Street side of the property shall be eliminated and restored to its normal original condition, at the property owner’s sole expense, including costs of permits and all construction necessary to accomplish this work.

MOTION FOR MODIFICATION OF CONSEQUENCE

On March 1, 2017, the Applicant submitted a request for a modification of consequence to the conditions approved by the Board in Order No. 19076. (Exhibit 1.) Pursuant to 11 DCMR Subtitle Y § 703, the Applicant requested to change several conditions in Order No. 19076.

Pursuant to 11 DCMR § 3103.2 of the 1958 Zoning Regulations, the Applicant requested a variance from the use requirements under § 330.5, to allow the conversion of a one-family dwelling into a restaurant in the R-4 District, which is now the RF-1 District. That application was granted subject to the eight conditions noted above.

In the application herein, the Applicant is requesting a modification of consequence to Order No. 19076 because the original restaurant tenant, for which the property owner sought use variance relief in Case No. 19076, no longer occupies the space. The owner requests to modify the conditions for another restaurant tenant, in order to modify:

1. Hours of operation, by removing the provision limiting service to the evening meal;
2. Valet service, by no longer requiring it during all hours of service;
3. Signage requirement, by allowing for replacement of approved signage; and
4. Outdoor seating, by allowing limited outdoor seating on the Q Street side of the building.

In the modification application, the Applicant indicated that it now wishes to utilize the function of the property to better suit the patrons of the restaurant by providing outdoor seating to guests on the Q Street side of the building, and removing limitations on the number of patrons that may visit at a time. Further, the Applicant seeks to serve clientele during operating hours which do not necessarily correspond with an “evening meal”, as directed. Additionally, the Applicant requests to retain the ability to maintain and replace existing and formerly approved signage as necessary. Lastly, the Applicant wishes to reduce the valet service requirements to circumstances that would correspond to the most active periods of operation. By modifying these conditions, the Applicant indicated that the restaurant use can serve more members of the community while continuing to limit impact on neighboring properties. (Exhibit 3.)

The Applicant submitted revised language reflecting these modifications to the conditions. (Exhibits 3 and 6.)

The Applicant indicated that the proposed modification of consequence does not require additional relief from the Zoning Regulations. Further, the Applicant does not seek to modify the approved plans in BZA Order No. 19076.

The Merits of the Request for Modification of Consequence

The Applicant’s request complies with 11 DCMR Subtitle Y § 703.4, which defines a modification of consequence as a “proposed change to a condition cited by the Board in the final order, or a redesign or relocation of architectural elements and open spaces from the final design approved by the Board.”

Pursuant to Subtitle Y §§ 703.8-703.9, the request for modification of consequence shall be served on all other parties to the original application and those parties are allowed to submit comments within ten days after the request has been filed with the Office of Zoning and served on all parties. The Applicant provided proper and timely notice of the request for modification of consequence to Advisory Neighborhood Commission (“ANC”) 6E, the only other party to Application No. 19076 as well as to Single Member District 6E02. ANC 6E submitted a report dated March 22, 2017, recommending approval of the request for modification of consequence. The ANC’s report indicated that at a regularly scheduled, properly noticed public meeting on March 7, 2017, at which a quorum was present, the ANC voted 7-0-0 to support the request. (Exhibit 7.)

The Applicant also served its request on the Office of Planning (“OP”). OP submitted a report on March 24, 2017 recommending approval of the proposed modifications to the conditions in the original Order. Moreover, OP stated that the proposed modifications are consistent with the Board’s intent in approving the use variance and fall within the scope of Subtitle Y § 703 for review as a modification of consequence, without a public hearing. (Exhibit 8.)

As directed by 11 DCMR Subtitle Y § 703.4, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case for a modification of consequence. Based upon the record before the Board and having given great weight to the OP and ANC reports filed in this case, the Board concludes that in seeking a modification of consequence to the conditions approved in Case No. 19076, the Applicant has met its burden of proof under 11 DCMR Subtitle Y § 703, that the proposed modification has not changed any material facts upon which the Board based its decision on the underlying application that would undermine its approval.

As noted, the only parties to the case were the ANC and the Applicant. Accordingly, a decision by the Board to grant request would not be adverse to any party and therefore an order containing full finding of facts and conclusions of law need not be issued pursuant to D.C. Official Code § 2-509(c) (2012 Repl.). Therefore, pursuant to 11 DCMR Subtitle Y § 101.9, the Board has determined to waive the requirement of 11 DCMR Subtitle Y § 604.3, 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 for modification of consequence of the Board’s approval in Application No. 19076 is hereby **GRANTED, SUBJECT TO THE FOLLOWING REVISED CONDITIONS:**

1. All trash and recyclables shall be stored within the fenced rear yard, with collection from Q Street only. Collection of all refuse shall take place only between 9:00 a.m. and 9:00 p.m. to avoid disturbing adjacent residential neighbors. No recyclables shall be placed within dumpsters between 9:00 p.m. and 9:00 a.m. to protect adjacent residential neighbors from excessive noise.
2. No outdoor seating or parking shall be permitted within rear yard.
3. Trash and recyclables, including waste oil, shall be stored in the fenced area at the west of the building, with all trash service being accomplished from that rear location. No trash or recyclables shall be stored in public space on either 9th or Q Streets, N.W., regardless of whether said space is considered “parking” and maintained by the property owner under an easement.
4. No vehicles associated with the property, the business, or any parties, including the owners and employees, shall be parked on public space on the 9th or Q Streets, N.W., sides of the property, or in the vacant area on the west side of the building on the property at any time. No Residential Parking Permit(s) shall be

applied for or issued to any vehicles registered at the address 1544 9th Street, N.W.

5. The Applicant shall engage a valet parking service to provide parking for the restaurant's customers from 6:00 p.m. until close for each day of operation.
6. Any alterations of the exterior of the building at 1544 9th Street, N.W., and any new signage for the restaurant shall be approved by the DC Office of Planning's Historic Preservation Office, as the property is located within the boundaries of Shaw Historic District. Approved signage may be replaced as necessary.
7. The green space "parking" area on the Q Street side of the building at 1544 9th Street, N.W. may be used for limited outdoor seating for the restaurant, and as a garden where herbs and vegetables for use in the restaurant's kitchen may be grown. If the green area at the rear of the property is to be fenced, the Applicant shall seek approval from the DC Office of Planning's Historic Preservation Office, and said fencing shall be of a character consistent with historic fencing found in the Shaw Historic District.
8. The curb cut on the Q Street side of the property shall be eliminated and restored to its normal original condition, at the property owner's sole expense, including costs of permits and all construction necessary to accomplish this work.

In all other respects, Order No. 19076 remains unchanged.

VOTE ON ORIGINAL APPLICATION ON OCTOBER 6, 2015: 3-0-2

(Marnique Y. Heath, Marcie I. Cohen, and Frederick L. Hill, to Approve; Jeffrey L. Hinkle, not participating or voting; the third Mayoral appointee vacant.)

VOTE ON MODIFICATION OF CONSEQUENCE ON APRIL 5, 2017: 4-0-1

(Frederick L. Hill, Carlton E. Hart, Lesylleé M. White, and Robert E. Miller, to APPROVE; 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: April 18, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

BZA APPLICATION NO. 19076-A
PAGE NO. 5

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**

Application No. 19462 of Ed and Lauren Hild, as amended¹ pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception under Subtitle E § 5201, from the lot occupancy requirements of Subtitle E § 304.1, to construct a rear three-story addition and partial third-floor addition to an existing one-family dwelling in the RF-1 Zone at premises 316 G Street S.E. (Square 777, Lot 64).

HEARING DATE: March 29, 2017
DECISION DATE: March 29, 2017

SUMMARY ORDER

SELF-CERTIFICATION

The zoning relief requested in this case was self-certified, pursuant to 11 DCMR Subtitle Y § 300.6. (Exhibits 5 (original) and 41 (revised).) In granting the certified relief, the Board of Zoning Adjustment ("Board" or "BZA") made no finding that the relief is either necessary or sufficient. Instead, the Board expects the Zoning Administrator to undertake a thorough and independent review of the building permit and certificate of occupancy applications filed for this project and to deny any application for which additional or different zoning relief is needed.

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") 6C and to owners of property located within 200 feet of the site. 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 dated March 13, 2017 recommending approval of the application. The ANC's report indicated that at a regularly scheduled, properly noticed public meeting on March 8, 2017, at which a quorum was present, the ANC voted 6-0-0 to support the application. (Exhibit 44.)

The Office of Planning ("OP") submitted a timely report dated March 16, 2017, recommending approval of the amended application. (Exhibit 46.)

¹ The Applicant amended the application (Exhibits 40 – Revised Application Form and 41 – Revised Zoning Self-certification) by removing from the original request special exception relief from the nonconforming structure requirements of Subtitle C § 202.2, and the rear yard requirements of Subtitle E § 306.1, and to request only a special exception from the lot occupancy requirements of Subtitle E § 304.1, under Subtitle E § 5201, as captioned above.

The District Department of Transportation (“DDOT”) submitted a timely report indicating that it had no objection to the grant of the application. (Exhibit 47.)

Three neighbors submitted letters of support. (Exhibits 28, 34, and 35.)

The Capitol Hill Restoration Society (“CHRS”) filed a letter in opposition to the application (Exhibit 50) and also testified in opposition to the portion of the application that involves infilling the dogleg because approval would make this property different from others in the row with the same dogleg, thereby visually intruding upon the pattern of houses nearby.

In response to CHRS, OP testified that it concluded that the proposal would not be a substantial intrusion upon the alley side of the building. The Board concurred with OP’s assessment of the visual impact of the proposal.

As directed by 11 DCMR Subtitle X § 901.3, the Board has required the Applicant to satisfy the burden of proving the elements that are necessary to establish the case pursuant to Subtitle X § 901.2, for a special exception under Subtitle E § 5201 for an addition to a building, and § 304.1, the lot occupancy requirements. The only parties to this application were the Applicant and ANC which expressed support for the application. 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 averse 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 Subtitle X § 901.2, and Subtitle E §§ 5201 and 304.1, 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 Subtitle Y § 101.9, the Board has determined to waive the requirement of 11 DCMR Subtitle Y § 604.3, 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 AND, PURSUANT TO SUBTITLE Y § 604.10, SUBJECT TO THE APPROVED PLANS AT EXHIBIT 37 – REVISED ARCHITECTURAL PLANS & ELEVATIONS, AND EXHIBIT 39 – REVISED PLAT.**

VOTE: 3-0-2 (Frederick L. Hill, Carlton E. Hart, and Peter A. Shapiro to APPROVE; Lesylleé M. White not present or participating; one Board seat vacant.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

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A majority of the Board members approved the issuance of this order.

FINAL DATE OF ORDER: April 18, 2017

PURSUANT TO 11 DCMR SUBTITLE Y § 604.11, NO ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN (10) DAYS AFTER IT BECOMES FINAL PURSUANT TO SUBTITLE Y § 604.7.

PURSUANT TO 11 DCMR SUBTITLE Y § 702.1, 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 SUBTITLE Y § 705 PRIOR TO THE EXPIRATION OF THE TWO-YEAR PERIOD AND THE REQUEST IS GRANTED. PURSUANT TO SUBTITLE Y § 703.14, NO OTHER ACTION, INCLUDING THE FILING OR GRANTING OF AN APPLICATION FOR A MODIFICATION PURSUANT TO SUBTITLE Y §§ 703 OR 704, SHALL TOLL OR EXTEND THE TIME PERIOD.

PURSUANT TO 11 DCMR SUBTITLE Y § 604, 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.

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**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF FINAL RULEMAKING
AND**

ZONING COMMISSION ORDER NO. 14-11B

Z.C. Case No. 14-11B

**(Subtitle B, Definitions; Subtitle D, Zones R-2, R-13, R-17, and R-20; Subtitle E, RF Zones;
and Subtitle U, Use Permissions RF Zones)**

March 27, 2017

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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