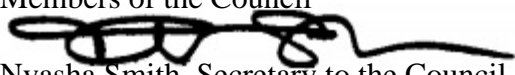


COUNCIL OF THE DISTRICT OF COLUMBIA
1350 Pennsylvania Avenue, N.W.
Washington D.C. 20004

Memorandum

To : Members of the Council

From : 
Nyasha Smith, Secretary to the Council

Date : December 06, 2017

Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Legislative Meeting on Tuesday, December 5, 2017. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Housing Code Enforcement Integrity Amendment Act of 2017", B22-0615

INTRODUCED BY: Councilmembers Bonds, Nadeau, R. White, and T. White


CO-SPONSORED BY: Councilmembers McDuffie and Grosso

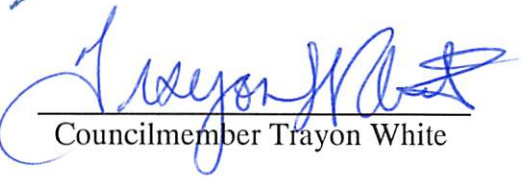
The Chairman is referring this legislation to the Committee of the Whole with comments from the Committee on Housing and Neighborhood Revitalization .

Attachment

cc: General Counsel
Budget Director
Legislative Services

1 
Councilmember Robert C. White, Jr.


Councilmember Anita Bonds

2
3 
4 Councilmember Trayon White

5 
Councilmember Brianne Nadeau

6 A BILL

7 _____
8 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
9 _____

10 To amend the Rental Housing Act of 1985 to provide for expedited hearings for appeals of
11 housing code violations; to require the Mayor to articulate and maintain a public record
12 of the basis for each deadline extension granted to property owners that are required to
13 correct housing code violations; and to require that the Mayor correct, and assess to the
14 property owner via real property tax the cost of correcting, conditions that caused any
15 Class 1, 2, or 3 infraction in rental housing that have not been corrected within 6 months
16 after the infraction is issued.

17 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
18 Act may be cited as the “Housing Code Enforcement Integrity Amendment Act of 2017”.

19 Sec. 2. Section 908 of the Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law
20 6-10; D.C. Official Code § 42-3509.08), is amended by adding new subsections (e)-(g) to read as
21 follows:

22 “(e) In the case of any notice of infraction or notice of violation issued as a result of an
23 inspection carried out under this section, where the property owner requests a hearing on the
24 notice of violation or notice of infraction within 5 days of service of the notice, the Office of
25 Administrative Hearings shall hold a hearing and issue a final order on the notice of infraction or
26 notice of violation no later than 10 business days after the date on which the Office receives the
27 request.

30 Administrative Hearings shall hold a hearing and issue a final order on the notice of infraction or
31 notice of violation no later than 10 business days after the date on which the Office receives the
32 request.

33 “(f) Where a notice of infraction or notice of violation issued as a result of an inspection
34 carried out under this section requires the property owner to abate one or more of the conditions
35 that caused the violation within a given period of time, the Mayor may extend the deadline for
36 abatement only if the property owner has:

37 “(1) Proceeded in good faith to abate the conditions following the service of the
38 notice of violation or notice of infraction, and

39 “(2) Established that there is good cause for the delay.

40 “(g) Where a property owner fails for 6 months to correct a condition in rental housing
41 that is the basis for a Class 1, Class 2, or Class 3 infraction under 16 DCMR § 3200, the Mayor
42 shall cause the condition to be corrected and assess in full to the property owner the cost of
43 correcting the condition through real property taxes collected under Part 2, Subpart B of District
44 of Columbia Real Property Tax Revision Act of 1974.”.

45 Sec. 3. Rulemaking.

46 Within 180 days of the effective date of this act, the Mayor shall promulgate rules to
47 implement this act.

48 Sec. 4. Fiscal impact statement.

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

52 Sec. 5. Effective date.

53 This act shall take effect following approval by the Mayor (or in the event of veto by the
54 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
55 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
56 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
57 Columbia Register.