

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

Memorandum

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To : Members of the Council

From :   
Nyasha Smith, Secretary to the Council

Date : February 06, 2018

Subject : Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Legislative Meeting on Tuesday, February 6, 2018. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Substandard Construction Relief Amendment Act of 2018", B22-0683

INTRODUCED BY: Councilmembers Silverman, Bonds, Evans, Cheh, T. White, Nadeau, R. White, McDuffie, and Gray

CO-SPONSORED BY: Councilmembers Allen and Grosso


The Chairman is referring this legislation to the Committee of the Whole.

Attachment


cc: General Counsel  
Budget Director  
Legislative Services

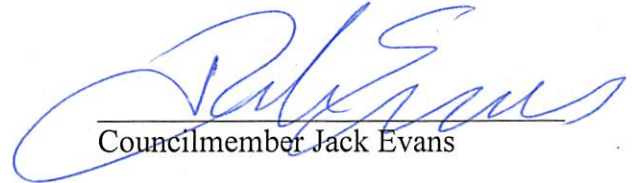
1   
2 Chairman Phil Mendelson

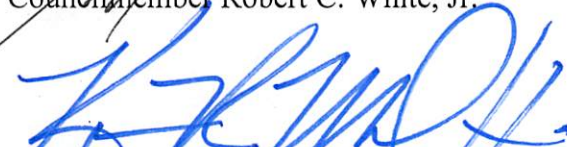
  
Councilmember Elissa Silverman


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6 Councilmember Brianne K. Nadeau

  
Councilmember Anita Bonds

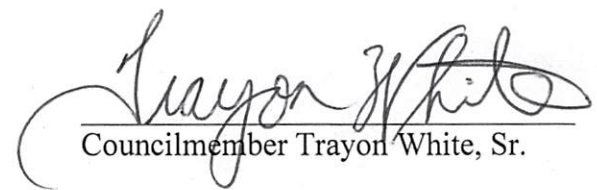
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13 Councilmember Robert C. White, Jr.

  
Councilmember Jack Evans

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19 Councilmember Kenyan R. McDuffie

  
Councilmember Mary M. Cheh

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24 Councilmember Vincent C. Gray

  
Councilmember Trayon White, Sr.

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29 A BILL

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35 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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40 To amend section 7 of the Construction Codes Approval and Amendments Act of 1986 to  
41 require that Code violators who damage adjoining or abutting property be ordered to  
42 repair the damage or pay restitution to the property owner.

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44 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
45 act may be cited as the "Substandard Construction Relief Amendment Act of 2018".

46 Sec. 2. Section 7 of the The Construction Codes Approval and Amendments Act of 1986,  
47 effective March 21, 1987 (D.C. Law 6-216; D.C. Official Code 6-1406), is amended by adding a  
48 new subsection (e) to read as follows:

49       “(e)(1) Where the factfinder determines that a violation covered by this section has  
50 resulted in physical damage to adjoining or abutting property, the violator shall be ordered to  
51 either repair the damage or pay restitution to the property owner at the election of the property  
52 owner.

53       “(2) An award pursuant to paragraph (1) of this subsection shall not bar a property owner  
54 from pursuing a civil suit against the violator; provided, that the amount of the civil award shall  
55 be offset by the amount of the restitution award or the value of the repair.”.

56       Sec. 3. Fiscal impact statement.

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

60       Sec. 4. Effective date.

61       This act shall take effect following approval by the Mayor (or in the event of veto by the  
62 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
63 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
64 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)) and publication in the District of  
65 Columbia Register.