



Chairman Phil Mendelson

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6 A BILL  
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10 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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14 To amend, on an emergency basis due to congressional review, the District of Columbia Housing  
15 Authority Act of 1999 to allow applicants for local rent supplement vouchers to self-  
16 certify eligibility factors and to prohibit the District of Columbia Housing Authority from  
17 inquiring into an applicant's immigration status, prior criminal arrests or convictions, or  
18 pending criminal matters.  
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20 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
21 act may be cited as the "Local Rent Supplement Program Eligibility Congressional Review  
22 Emergency Amendment Act of 2022".

23 Sec. 2. The District of Columbia Housing Authority Act of 1999, effective May 9,  
24 2000 (D.C. Law 13-105; D.C. Official Code § 6-201 et seq.), is amended as follows:

25 (a) Section 26a(c) (D.C. Official Code § 6-226(c)) is amended to read as follows:

26 "(c)(1) Except as prescribed in paragraphs (2), (3), and (4) of this subsection, the  
27 Authority shall apply its existing Partnership Program and Housing Choice Voucher Program  
28 rules to govern eligibility, admission, and continuing occupancy by tenants in units receiving  
29 tenant-based, sponsor-based, or project-based voucher assistance under this section, section 26b,  
30 section 26c, and section 26d.

31 "(2) The Authority shall neither inquire about nor consider for the purposes of  
32 eligibility, admission, or continued occupancy any information about citizenship, immigration

33 status, prior criminal arrests or convictions, or pending criminal matters.

34 “(3) Rules governing eligibility, admission, and continuing occupancy by tenants  
35 in units receiving tenant-based, sponsor-based, or project-based voucher assistance under this  
36 section, section 26b, section 26c, or section 26d shall not be inconsistent with this section,  
37 section 26b, section 26c, or section 26d.

38 “(4)(A) The Authority shall allow applicants or participants to self-certify any  
39 required eligibility, admission, or continued occupancy factors when an applicant cannot easily  
40 obtain verification documentation.

41 “(B) Self-certification by the applicant at the time of initial eligibility shall  
42 be final and remain sufficient for purposes of continued occupancy recertifications.

43 “(5) The Authority shall promulgate such additional rules as are necessary to  
44 ensure that eligibility for tenancy in the units supported by grants under this section is limited to  
45 households with gross income at or below 30% of the area median income.”.

46 (b) Section 26b(c) (D.C. Official Code § 6-227(c)) is amended to read as follows:

47 “(c)(1) Except as prescribed in paragraphs (2), (3), and (4) of this subsection, the  
48 Authority shall apply its existing Partnership Program and Housing Choice Voucher Program  
49 rules to govern eligibility, admission, and continuing occupancy by tenants in units receiving  
50 sponsor-based or project-based voucher assistance under this section, section 26a, and section  
51 26d.

52 “(2) The Authority shall not inquire about nor consider for the purposes of  
53 eligibility, admission, or continued occupancy any information about citizenship, immigration  
54 status, prior criminal arrests or convictions, or pending criminal matters.

55 “(3) Rules governing eligibility, admission, and continuing occupancy by tenants

56 in units receiving sponsor-based or project-based voucher assistance under this section, section  
57 26a, or section 26d shall not be inconsistent with this section, section 26a, or section 26d.

58 “(4)(A) The Authority shall allow applicants or participants to self-certify any  
59 required eligibility, admission, or continued occupancy factors when an applicant cannot easily  
60 obtain verification documentation.

61 “(B) Self-certification by the applicant at the time of initial eligibility shall  
62 be final and remain sufficient for purposes of continued occupancy recertifications.

63 “(5) The Authority shall promulgate such additional rules as are necessary to  
64 ensure that eligibility for tenancy in the units supported by grants under this section is limited to  
65 households with gross income at or below 30% of the area median income.”.

66 (c) Section 26c(a) (D.C. Official Code § 6-228(a)) is amended to read as follows:

67 “(a)(1) The funds allocated for tenant-based assistance shall be administered through the  
68 Authority’s Housing Choice Voucher Program.

69 “(2) Except as provided in paragraphs (3), (4), and (5) of this section, tenant-  
70 based assistance provided through the Rent Supplement Program shall be subject to the  
71 Authority’s existing rules, regulations, policies, and procedures for the Housing Choice Voucher  
72 Program;

73 “(3) The Authority shall not inquire about nor consider for the purposes of  
74 eligibility, admission, or continued occupancy any information about immigration status, prior  
75 criminal arrests or convictions, or pending criminal matters.

76 “(4) Rules governing eligibility, admission, and continuing occupancy by tenants  
77 in units receiving tenant-based voucher assistance under this section shall not be inconsistent  
78 with this section or section 26a.

79                   “(5)(A) The Authority shall allow applicants or participants to self-certify any  
80 required eligibility, admission, or continued occupancy factors when an applicant cannot easily  
81 obtain verification documentation.

82                   “(B) Self-certification by the applicant at the time of initial eligibility shall  
83 be final and remain sufficient for purposes of continued occupancy recertifications.

84                   “(6) Existing rules, regulations, policies, and procedures affecting the Rent  
85 Supplement Program shall be submitted to the Council for Council review.”.

86                   Sec. 3. Fiscal impact statement.

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

90                   Sec. 4. Effective date.

91                   This act shall take effect following approval by the Mayor (or in the event of veto by the  
92 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than  
93 90 days, as provided for emergency acts of the Council of the District of Columbia in section  
94 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;  
95 D.C. Official Code § 1-204.12(a)).