

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

Councilmember Marion Barry introduced the following bill, which was referred to the Committee on \_\_\_\_\_.

To amend the Rental Housing Act of 1985 to require housing providers, in cases where a hardship petition has been filed to request a rent adjustment, to await the final decision of the Rent Administrator prior to implementing the requested adjustment.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the “Rent Increase Amendment Act of 2009.”.

Sec. 2. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3500) is amended as follows:

(a) Section 206(c) (D.C. Official Code § 42-3502.06(c)) is amended as follows:

(1) Strike the fourth and fifth sentences that read as follows:

“In the case of any petition filed under this subsection as to which a final decision has not been rendered by the Rent Administrator at the end of 90 days from the date of filing of the petition and as to which the housing provider is not in default in complying with any information request made under section 216, the rent ceiling adjustment requested in the petition may be conditionally implemented by the housing provider at

1 the end of the 90-day period. The conditional rent ceiling adjustment shall be subject to  
2 subsequent modification by the final decision of the Rent Administrator on the petition.”.

3 (2) Strike the phrase “If a hearing has been held on the petition” and insert the  
4 phrase “Once a hearing has been held on the petition” in its place.

5 (b) Section 212 (c) (D.C. Official Code § 42-3502.12(c)) is amended as follows:

6 (1) Strike the second and third sentences that read as follows: “If the Rent  
7 Administrator does not render a final decision within 90 days from the date the petition is  
8 filed, the rent ceiling adjustment requested in the petition may be conditionally  
9 implemented by the housing provider. The conditional rent ceiling adjustment shall be  
10 subject to subsequent modification by the final decision of the Rent Administrator on the  
11 petition.”.

12 (2) Strike the phrase “If a hearing has been held on the petition” and insert the  
13 phrase “Once a hearing has been held on the petition” in its place.

14 Sec. 3. Fiscal impact statement.

15 The Council adopts the fiscal impact statement in the committee report as the  
16 fiscal impact statement required by section 602(c)(3) of the District of Columbia Home  
17 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-  
18 206.02(c)(3)).

19 Sec. 4. Effective date.

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

1 Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-  
2 206.02(c)(1)), and publication in the District of Columbia Register.

3

4

5