

RESOLUTION 24-29

TO AUTHORIZE PUBLICATION OF SIXTH EMERGENCY AND PROPOSED
REGULATIONS OF THE DISTRICT OF COLUMBIA HOUSING
AUTHORITY'S ADMINISTRATIVE PLAN TO IMPLEMENT A LIMITED
PREFERENCE FOR UP TO 1300 FAMILIES WHOSE PARTICIPATION IN
THE FAMILY REHOUSING STABILIZATION PROGRAM IS ENDING

SUMMARY

The District of Columbia Housing Authority (DCHA) Housing Choice Voucher Programs are governed by its Administrative Plan. The Board of Commissioners adopted a revised Administrative Plan by resolution for submission to the U.S. Department of Housing and Urban Development (HUD) and the District of Columbia Office of Documents for comments. This resolution is requesting authorization to publish sixth emergency and proposed regulations to allow modification of the most recent emergency proposed regulations to establish a limited preference for admission to the federal housing choice voucher (HCV) program for households whose participation in the Family Rehousing Stabilization Program (FRSP) is ending. The preference is intended to prevent such families from losing their housing assistance when their FRSP subsidy ends.

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WHEREAS, the District of Columbia Housing Authority (DCHA) must maintain an Administrative Plan in order to be compliant with Title 24, Part 982 of the Code of Federal Regulations and that Plan must meet the U.S. Department of Housing and Urban Development's (HUD) requirements; and

WHEREAS, the updated Administrative Plan is intended to align DCHA policy with all HUD regulations, except where Moving To Work (MTW) flexibilities have been authorized; and

WHEREAS, during the public comment period for the revised Administrative Plan, DCHA met with its stakeholders, advocates, Citywide Advisory Board, Housing Provider Work Group and the Interagency Council on Homelessness Committee on Housing Solutions to review and discuss the proposed revisions to the Administrative Plan; and

WHEREAS, the updated Administrative Plan was adopted by Resolution 23-20 on April 12, 2023, and published by the DC Office of Documents as emergency and proposed regulations on May 19, 2023; and

WHEREAS, the updated Administrative Plan was reauthorized by Resolution 23-38 on August 2, 2023, and published by the DC Office of Documents as emergency and proposed regulations on September 8, 2023; and

WHEREAS, the updated Administrative Plan was reauthorized by Resolution 23-56 on December 13, 2023, and published by the DC Office of Documents as emergency and proposed regulations on January 5, 2024; and

WHEREAS, the updated Administrative Plan was reauthorized by Resolution 24-12 on April 10, 2024, and published by the DC Office of Documents as emergency and proposed regulations on May 10, 2024; and

WHEREAS, the updated Administrative Plan was reauthorized, with limited modifications, by Resolution 24-21 on June 12, 2024; and

WHEREAS, on June 11, 2024, DCHA published for public comment limited changes to the Administrative Plan that would allow for establishment of a limited admissions preference for the federally-funded housing choice voucher (HCV) program for up to 1300 households; and

WHEREAS, DCHA held a public hearing on June 20, 2024 regarding the limited

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Administrative Plan changes; and

WHEREAS, DCHA solicited public comments on the proposed limited Administrative Plan changes, with a deadline of 11:59pm on July 8, 2024;

WHEREAS, DCHA received and considered comments from the public hearing and written comments received; and

WHEREAS, DCHA revised the proposed Administrative Plan changes in response to public comments, and the revision is included at Attachment A; and

WHEREAS, the limited Administrative Plan changes have been incorporated into the fifth emergency and proposed Administrative Plan regulations to create sixth emergency and proposed regulations; and

WHEREAS, DHS and DCHA will establish via the memorandum of understanding described in Attachment A an agreement to implement the Administrative Plan changes described herein;

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the District of Columbia Housing Authority hereby authorizes the submission of the Administrative Plan as sixth emergency and proposed regulations to the DC Office of Documents for publication in the DC Register; and that upon adoption of this Resolution the emergency regulations will go into effect for a period of 120 days unless final regulations are adopted before the 120-day period.

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ADOPTED by the Board of Commissioners and signed in authentication of its passage the 10TH day of July, 2024.

ATTEST:

APPROVED:

Keith L. Pettigrew
Executive Director/Secretary

Raymond Skinner
Chairperson

APPROVED FOR FORM AND LEGAL SUFFICIENCY:

Amy M. Glassman
Senior Vice President & General Counsel

Attachment A

A new Section 14 DCMR 5501.57 is added that provides as follows:

- (a) DCHA will offer a limited special admissions preference only to applicants referred by the Family Rehousing Stabilization Program (FRSP) of the District of Columbia's Department of Human Services (DHS) in accordance with a Memorandum of Understanding (MOU) to be established between DHS and DCHA. All referrals must be made directly by DHS to DCHA and DCHA will not accept applications through any other methods. FRSP participants are not applicants under this limited special preference unless such FRSP participant is referred by DHS to DCHA.
- (b) This preference is only available for applicants referred directly by DHS and whose participation in the FRSP is ending between May 1, 2024, and July 31, 2024, due to time limits for assistance and/or program expiration.
- (c) DHS shall assist FRSP participants with applications for the housing choice voucher program and shall refer qualified applicants to DCHA in accordance with 5501.57 (a) and (b) above.
- (d) This preference will terminate upon the earliest to occur of the following:
 - 1) DCHA reaches its voucher capacity, as determined by DCHA;
 - or
 - 2) One thousand and three hundred (1,300) tenant-based vouchers are issued to applicants who qualify for this preference;
 - or
 - 3) DCHA processes all applicants referred by DHS; or
 - 4) June 30, 2025.
- (e) DCHA will accept applications under this limited local preference continuously until reaching the established limit identified in subsection (d), regardless of whether the waiting list is closed to other applicants.