

AN ACT

Codification
District of
Columbia
Official Code

2001 Edition

2011 Winter
Supp.

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Rental Housing Act of 1985 to stagger the terms of office of the members of the Rental Housing Commission, to set baseline requirements to serve on the commission, and to provide members and staff of the commission with immunity regarding their official acts.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Rental Housing Commission Reform Amendment Act of 2010".

Sec. 2. The Rental Housing Act of 1985, effective July 17, 1985 (D.C. Law 6-10; D.C. Official Code § 42-3501.01 *et seq.*), is amended as follows:

(a) Section 201 (D.C. Official Code § 42-3502.01) is amended as follows:

(1) Subsection (a) is amended as follows:

(A) The existing language is designated as paragraph (1).

(B) The newly designated paragraph (1) is amended by striking the second sentence.

(C) New paragraphs (2) and (3) are added to read as follows:

“(2) The first members appointed after July 1, 2010, shall serve the following terms:

“(A) One member’s term shall expire July 18, 2012.

“(B) One member’s term shall expire July 18, 2013.

“(C) One member’s term shall expire July 18, 2014.

“(3) Upon the expiration of members’ terms pursuant to paragraph (2) of this subsection, Commissioners shall serve 3-year terms.”.

(2) A new subsection (b-1) is added to read as follows:

"(b-1) A member of the Rental Housing Commission shall possess skills and experience relevant to the following:

“(1) Litigation, preferably including both appellate practice demonstrated by written work product and exposure to the concerns of pro se litigants;

“(2) Administrative law, preferably in an area of complex regulation; or

“(3) Housing law, preferably in the area of rental housing and rent control or

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rent stabilization."

(b) A new section 202a is added to read as follows:

"Sec. 202a. Immunity for official acts.

"Members and staff of the Rental Housing Commission shall not be subject to liability for their official acts. Persons assisting the Rental Housing Commission, whether paid or pro bono, shall not be subject to liability for actions taken to perform services on behalf of the Commission."

Sec. 3. Fiscal impact statement.

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

Sec. 4. Effective date.

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

Chairman
Council of the District of Columbia

Mayor
District of Columbia