

# ENROLLMENT(S)



(5)

COUNCIL OF THE DISTRICT OF COLUMBIA

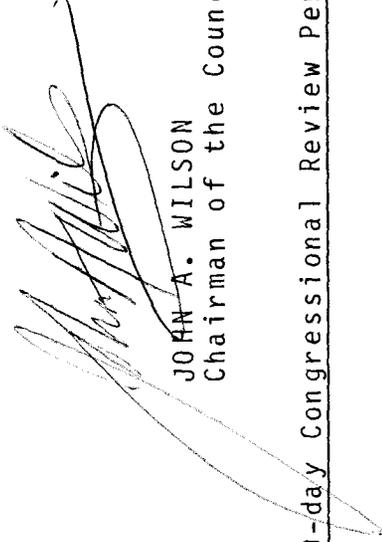
NOTICE

D.C. LAW 9-120

"Public Housing Homeownership Tax Abatement Amendment Act of 1992".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 9-356 on first and second readings, March 3, 1992, and April 7, 1992, respectively. Following the signature of the Mayor on April 24, 1992, this legislation was assigned Act No. 9-194, published in the May 8, 1992, edition of the D.C. Register, (Vol. 39 page 3195) and transmitted to Congress on April 28, 1992 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 9-120, effective June 11, 1992.



JOHN A. WILSON  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

April	28,29,30
May	1,4,5,6,7,8,11,12,13,14,15,18,19,20,21,26,27,28,29
June	1,2,3,4,5,8,9,10

AN ACT

D.C. ACT 9-194

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

APRIL 24, 1992

To amend the Lower Income Homeownership Tax Abatement and Incentives Act of 1983, and the Nonprofit Housing Developments' Water and Sanitary Sewer Service Rate Charges Reduction and the Consumer Credit Interest Rate Amendments Clarification Act of 1982, to provide real property and water and sewer tax abatement relief to former public housing projects purchased by resident management corporations formed in accordance with the United States Housing Act of 1937, and to make conforming amendments.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Public Housing Homeownership Tax Abatement Amendment Act of 1992".

Sec. 2. The Lower Income Homeownership Tax Abatement and Incentives Act of 1983, effective October 8, 1983 (D.C. Law 5-31; D.C. Code §47-3501 *et seq.*), is amended by adding a new section 7a to read as follows:

New  
Section  
47-3506.1

"Sec. 7a. Resident Management Corporations -- Qualifications; exemptions.

"(a) In order to qualify for an exemption under this section, a resident management corporation shall meet the requirements of section 20 of the United States Housing Act of 1937, approved February 5, 1988 (101 Stat. 1839; 42 U.S.C. 1437r).

"(b) Real property transferred to a qualifying resident management corporation pursuant to section 21 of the United States Housing Act of 1937, approved February 5, 1988 (101 Stat. 1842; 42 U.S.C. 1437s), shall be exempt from:

"(1) The deed recordation tax pursuant to section 302 of the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 11; D.C. Code §45-922);

"(2) The transfer tax pursuant to section 402 of the District of Columbia Revenue Act of 1980, effective September 13, 1980 (D.C. Law 3-92; D.C. Code §47-902); and

"(3) The real property tax pursuant to section 1 of An Act To define real property exempt from taxation in the District of Columbia, approved December 24, 1942 (56 Stat. 1089; D.C. Code §47-1002), through the end of the 10th tax year following the year in which the property is transferred to the resident management corporation.

"(c) This section shall apply to real property transferred to all qualifying resident management corporations on, before, or after the effective date of the Public Housing Homeownership Tax Abatement Amendment Act of 1992. Any taxes owed by a qualifying resident management corporation prior to the enactment of the Public Housing Homeownership Tax Abatement Amendment Act of 1992, which are exempted by the Public Housing Homeownership Tax Abatement Amendment Act of 1992, shall be forgiven. Any taxes paid by a qualifying resident management corporation prior to the enactment of the Public Housing Homeownership Tax Abatement Amendment Act of 1992, which are exempted by the Public Housing Homeownership Tax Abatement Amendment Act of 1992, shall be refunded."

Sec. 3. Section 2(1) of the Nonprofit Housing Developments' Water and Sanitary Sewer Service Rate Charges Reduction and the Consumer Credit Interest Rate Amendments Clarification Act of 1982, effective June 4, 1982 (D.C. Law 4-112; D.C. Code §§43-1522.5(1) and 43-1605.5(1)), is amended as follows:

Section  
43-1522.5  
and  
43-1605.5

- (a) By striking the word "and" before the phrase "nonprofit cooperative housing developments";
- (b) By striking the semi-colon after the phrase "above the cost of the project" and inserting a comma in its place; and
- (c) By striking the period after the phrase "for the benefit of the project" and inserting the language "; and a resident management corporation that purchases real property or an entity to which a resident management corporation resells the real property pursuant to section 21 of the United States Housing Act of 1937, approved February 5, 1988 (101 Stat. 1842; 42 U.S.C. 1437s). For the purposes of this paragraph the term "resident management corporation" means an entity which meets the requirements for a resident management corporation pursuant to section 20 of the United States Housing Act of 1937, approved February 5, 1988 (101 Stat. 1839; 42 U.S.C. 1437r)." in its place.

Sec. 4. Conforming amendments.

Section  
45-922

(a) Section 302 of the District of Columbia Real Estate Deed Recordation Tax Act, approved March 2, 1962 (76 Stat. 11; D.C. Code §45-922), is amended by adding a new paragraph (20) to read as follows:

"(20) A deed to property transferred to a resident management corporation in accordance with section 7a of the Lower Income Homeownership Tax Abatement and Incentives Act of 1983, effective October 8, 1983 (D.C. Law 5-31; to be codified at D.C. Code §47-3506.1)."

(b) The District of Columbia Revenue Act of 1980, effective September 13, 1980 (D.C. Law 3-92; D.C. Code §47-902), is amended by adding a new paragraph (15) to read as follows:

Section  
47-902

"(15) The transfer of property to a resident management corporation in accordance with section 7a of the Lower Income Homeownership Tax Abatement and Incentives Act of 1983, effective October 8, 1983 (D.C. Law 5-31; to be codified at D.C. Code §47-3506.1)."

(c) Section 1 of An Act To define real property exempt from taxation in the District of Columbia, approved December 24, 1942 (56

Section  
47-1002

Stat. 1089; D.C. Code §47-1002), is amended by adding a new subsection (x) to read as follows:

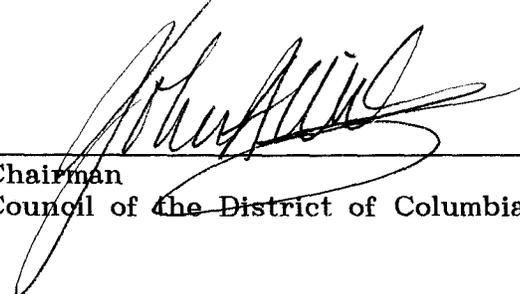
"(x) Property transferred to a resident management corporation in accordance with section 7a of the Lower Income Homeownership Tax Abatement and Incentives Act of 1983, effective October 8, 1983 (D.C. Law 5-31; to be codified at D.C. Code §47-3506.1)."

Sec. 5. Rules.

The Mayor may, pursuant to title 1 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code §1-1506), issue rules to implement the provisions of this act.

Sec. 6. Effective date.

This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code §1-233(c)(1)), and publication in either the District of Columbia Register, the District of Columbia Statutes-at-Large, or the District of Columbia Municipal Regulations.



Chairman  
Council of the District of Columbia



Mayor  
District of Columbia

APPROVED: April 24, 1992



# COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

## RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-356

Item on Consent Calendar

ACTION & DATE: Adopted First Reading, 3-3-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT \_\_\_\_\_ ( \_\_\_\_\_ )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote    A.B. — Absent    N.V. — Present, not voting

### CERTIFICATION RECORD

Phyllis Jones  
Secretary to the Council

4-10-92  
Date

Item on Consent Calendar

ACTION & DATE: Adopted Final Reading, 4-7-92

VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: — RESULT \_\_\_\_\_ ( \_\_\_\_\_ )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. WILSON					JARVIS					ROLARK				
BRAZIL					LIGHTFOOT					SMITH, JR.				
CRAWFORD					MASON					THOMAS, SR.				
CROPP					NATHANSON									
EVANS					RAY									

X — Indicates Vote    A.B. — Absent    N.V. — Present, not voting

### CERTIFICATION RECORD

Phyllis Jones  
Secretary to the Council

4-10-92  
Date

Item on Consent Calendar

ACTION & DATE: \_\_\_\_\_

VOICE VOTE: \_\_\_\_\_

Recorded vote on request

Absent: \_\_\_\_\_

ROLL CALL VOTE: — RESULT \_\_\_\_\_ ( \_\_\_\_\_ )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
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Date

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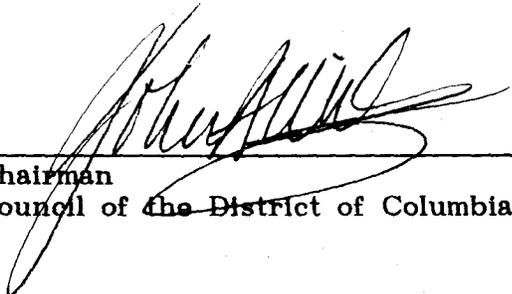
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Chairman  
Council of the District of Columbia

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Mayor  
District of Columbia



COUNCIL OF THE DISTRICT OF COLUMBIA

Council Period Nine

RECORD OF OFFICIAL COUNCIL VOTE

DOCKET NO: Bill 9-356

X Item on Consent Calendar

X ACTION & DATE: Adopted First Reading, 3-3-92

X VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names: CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

X - Indicates Vote A.B. - Absent N.V. - Present, not voting

CERTIFICATION RECORD

Signature of Phyllis Jones, Secretary to the Council

Date: 4-10-92

X Item on Consent Calendar

X ACTION & DATE: Adopted Final Reading, 4-7-92

X VOICE VOTE: Approved

Recorded vote on request

Absent: all present

ROLL CALL VOTE: - RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names: CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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CERTIFICATION RECORD

Signature of Phyllis Jones, Secretary to the Council

Date: 4-10-92

Item on Consent Calendar

ACTION & DATE:

VOICE VOTE:

Recorded vote on request

Absent:

ROLL CALL VOTE: - RESULT

Table with 15 columns: COUNCIL MEMBER, AYE, NAY, N.V., A.B. and 5 rows of member names: CHMN. WILSON, BRAZIL, CRAWFORD, CROPP, EVANS, JARVIS, LIGHTFOOT, MASON, NATHANSON, RAY, ROLARK, SMITH, JR., THOMAS, SR.

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CERTIFICATION RECORD

Secretary to the Council

Date