

D. C. Law

2-103

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

September 12, 1978

To establish a home purchase assistance fund in the District of Columbia, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Home Purchase Assistance Fund Act of 1978".

Sec. 2. There is hereby established in the District of Columbia and there is authorized, to be appropriated out of the revenues of the District of Columbia, funds not to exceed one million dollars (\$1,000,000) for a permanent revolving fund to be known as the Home Purchase Assistance Fund (hereinafter referred to as the "fund") to provide financial assistance to residents of the District of Columbia of lower incomes for the purpose of enabling them to purchase decent, safe and sanitary homes in the District of Columbia.

Sec. 3. There shall be deposited to the credit of the fund such amounts as may be appropriated pursuant to this act; grants and gifts from public and private sources to the fund or to the District of Columbia for the purposes of the fund; repayments or principal and any interest on loans

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provided from the fund; proceeds realized from the liquidation of any security interests held by the District of Columbia under the terms of any assistance provided from the fund; interest earned from the deposit or investment of monies of the fund; and all other revenues, receipts and fees of whatever nature derived from the operation of the fund.

Sec. 4. The fund shall be available, without fiscal year limitation, for making loans; for providing other forms of financial assistance under terms and conditions prescribed by the Mayor of the District of Columbia (hereinafter referred to as the "Mayor"); and for the principal purpose of enabling a recipient thereof to make a down payment toward the purchase of a home in the District of Columbia as his principal place of residence. Such financial assistance may be used in conjunction with other available home purchase assistance programs. Where the applicable law or regulations of such other programs prohibit assistance in the form of loans, the Mayor is authorized to provide other forms of financial assistance.

Sec. 5. (a) The Mayor is authorized to promulgate rules and regulations to govern the operation of the fund, including but not limited to, rules and regulations establishing standards for determining the eligibility and

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selection of applicants; procedures for applying for assistance and for notifying applicants (including the development of appropriate forms); and criteria for determining the terms and conditions under which loans or other forms of financial assistance may be made from the fund which, among other things, shall reflect the ability of the recipient to pay and may provide for the deferred payment or forgiveness of loans. The rules and regulations issued by the Mayor for the purpose of implementing the provisions of this act shall be submitted by the Mayor to the Council of the District of Columbia for a forty-five (45) calendar day review period, excluding days of Council recess. No such rules or regulations shall take effect until the end of the forty-five (45) calendar day period beginning on the day such rules or regulations are transmitted by the Mayor to the Chairman of the Council, and then only if during such period, the Council does not adopt a resolution disapproving such rules and regulations in whole or in part.

(b) Any loan agreement entered into pursuant to such rules and regulations shall provide that:

(1) all applications for and recipients of financial assistance from the fund shall be residents of the District of Columbia and a member of a household consisting

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of two (2) or more persons who are related by blood or marriage; and

(2) if the home purchased ceases to be the primary residence of the recipient of financial assistance from the fund, the payments to such fund by the recipient shall be accelerated on terms and conditions prescribed by the Mayor: PROVIDED, That such obligation shall not be inconsistent with the applicable law or regulations of any federal home purchase assistance program made available to the recipient.

Sec. 6. (a) An annual audit of the operations of the fund shall be conducted by the District of Columbia Office of Internal Audits and Inspections.

(b) Not later than six (6) months after the end of each fiscal year, the Mayor shall submit to the Congress of the United States and to the Council of the District of Columbia a report of the financial condition of the fund and the results of the operations for such fiscal year.

(c) The Mayor shall include in the budget estimates of the District of Columbia for each fiscal year and there is authorized, to be appropriated annually, such amounts out of the revenues of the District of Columbia as may be required to compensate any deficiency in the working capitalization of one million dollars (\$1,000,000) for the funds.

Sec. 7. This act shall take effect as provided for acts of the Council of the District of Columbia in section 402(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act.

RECORD OF OFFICIAL COUNCIL ACTION

Docket No: Bill 2-316

First Reading Action: June 13, 1978

VOICE VOTE: Adopted Unanimously (labs) Barry

Patricia S. Hunter
Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									

Y—Indicates Vote A. B.—Absent N. V.—Not Voting

Secretary to the Council

Amended First Reading Action: _____

VOICE VOTE: _____

Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									

Y—Indicates Vote A. B.—Absent N. V.—Not Voting

Secretary to the Council

Final Reading or Emergency Action: June 27, 1978

VOICE VOTE: Adopted Unanimously (2abs) Barry, Dixon

Patricia S. Hunter
Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
TUCKER					MASON					SPAULDING				
HARDY					MOORE, D.					WILSON				
BARRY					MOORE, J.					WINTER				
CLARKE					ROLARK									
DIXON					SHACKLETON									

Y—Indicates Vote A. B.—Absent N. V.—Not Voting

Secretary to the Council

Presented to the Mayor: _____

Patricia Skinner
Secretary to the Council

Action of the Mayor: JUL 1 1978

- Approved: Disapproved:
- Disapproved in part --*Reference Document: _____
- *Budget Actions.

Acto White
Mayor of the District of Columbia

JUL - 1 1978

Returned Without Action

Executive Secretary, D. C.

Enacted without Mayor's Signature _____

Secretary to the Council

Council Reenactment: _____

VOICE VOTE: _____

Secretary to the Council

ROLL CALL VOTE:

COUNCIL MEMBER	ATE	NAY	Y.N.	AB.	COUNCIL MEMBER	ATE	NAY	Y.N.	AB.	COUNCIL MEMBER	ATE	NAY	Y.N.	AB.
TUCKER					MASON					SPAULDING				
HARDY					MCORE, D.					WILSON				
BARRY					MCORE, I.					WINTER				
CLAPKE					ROLARK									
DEON					SACKETT									

Y=Yeas N=Noes A=Absent Y.N.=Not Voting

Secretary to the Council

Presented to the President: _____

Secretary to the Council

Action of the President: _____

- Reenactment Approved
- Mayor's Veto Sustained

President of the U. S.

Submitted to the Congress: JUL 13 1978

Patricia Skinner
Secretary to the Council

Senate Action: _____
Resolution Number: _____

House Action: _____
Resolution Number: _____

Secretary of the Senate

Clerk of the House

Enacted Without Congressional Action: _____

D. C. Law No. Effective Date

Secretary to the Council