

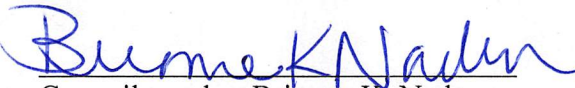


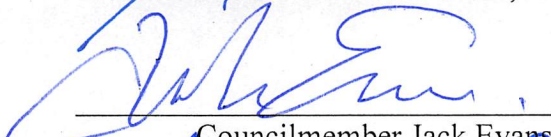
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2 Councilmember Anita Bonds



Chairman Phil Mendelson

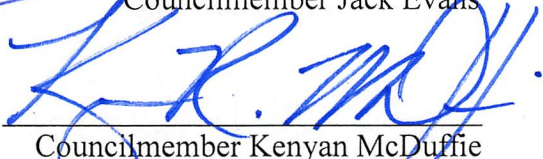
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5 Councilmember David Grosso

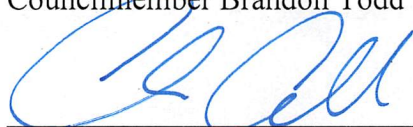

6 Councilmember Robert C. White, Jr.

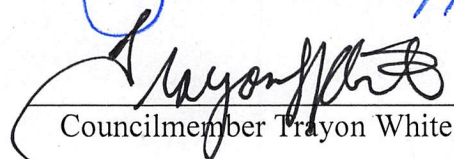
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9 Councilmember Brianne K. Nadeau


10 Councilmember Jack Evans

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13 Councilmember Brandon Todd


14 Councilmember Kenyan McDuffie

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17 Councilmember Charles Allen


18 Councilmember Trayon White, Sr.

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21 A BILL

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25 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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29 To amend the Air Quality Amendment Act of 2013 to provide for administrative enforcement of
30 indoor mold remediation standards and procedures of the act; and to require Department
31 of Consumer and Regulatory Affairs housing inspectors to be certified to conduct indoor
32 mold assessment and remediation.

33 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
34 act may be cited as the "Indoor Mold Remediation Enforcement Amendment Act of 2019".

35 Sec. 2. The District of Columbia Air Quality Amendment Act of 2013, effective
36 September 9, 2014 (D.C. Law 20-135; D.C. Official Code § 8-241.01 *et seq.*) is amended as
37 follows:

38 (a) Section 306 (D.C. Official Code § 8-241.05), is amended by adding a new subsection
39 (c) to read as follows:

40 “(c)(1) The Department of Consumer and Regulatory Affairs or the Director shall issue a
41 notice of violation requesting a residential property owner remediate indoor mold in accordance
42 with section 305 if the Department of Consumer and Regulatory Affairs or Director determines
43 that a property has ten or more square feet (10 ft.2) of indoor mold growth in an affected area.

44 “(2) The Department of Consumer and Regulatory Affairs or Director, depending
45 upon who issued the notice of violation, shall impose a penalty on a residential property owner
46 who fails to remediate indoor mold in accordance with section 305, which shall be a class 4
47 infraction under the schedule of fines in Chapter 32 of Title 16 of the District of Columbia
48 Municipal Regulations (16 DCMR Section 3200 *et seq.*)

49 “(3) A residential property owner may submit a written request to extend the
50 timeline for indoor mold remediation to the Department of Consumer and Regulatory Affairs or
51 Director. The Department of Consumer and Regulatory Affairs or Director may extend the
52 timeline for remediation when:

53 “(A) The residential property owner has made good faith efforts to
54 remediate the mold; and

55 “(B) Remediation of the indoor mold requires more than 30 days to
56 complete.

57 “(4) The Department of Consumer and Regulatory Affairs or Director shall notify
58 the residential property owner and tenant of his or her decision in writing within 10 business
59 days after a written request from the property owner has been received.

60 “(5) A residential property owner or tenant shall have 15 days from the receipt of
61 the Department of Consumer and Regulatory Affairs or Director’s decision to file an appeal with
62 the Office of Administrative Hearings.”

63 (b) Section 303(b) (D.C. Official Code § 8-241.02(b)), is amended by striking the word
64 “may” and inserting the word “shall” in its place.

65 Sec. 3. Certification of Department of Consumer and Regulatory Affairs housing
66 inspectors.

67 Each housing inspector under the authority of the Department of Consumer and
68 Regulatory Affairs shall obtain certification from the Department of the Energy and Environment
69 to conduct indoor mold assessment and remediation within 180 days after the effective date of
70 this act.

71 Sec. 4. Fiscal impact statement.

72 The Council adopts the fiscal impact statement in the committee report as the fiscal
73 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
74 approved October 16, 2006 (12 Stat. 2038; D.C. Official Code § 1-301.47a).

75 Sec. 5. Effective date.

76 This act shall take effect following approval of the Mayor (or in the event of veto by the
77 Mayor, action by the Council to override the veto), a 30-day period of Congressional review as
78 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
79 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
80 Columbia Register.