

6120 RETROACTIVE RENT CHARGES

- 6120.1 When the tenant has misrepresented the facts upon which the tenant rent is based, or has failed to furnish timely required income verifications to DCHA without good cause approved by DCHA, to the extent that the amount of tenant rent charged is less than it should have been, DCHA shall assess the tenant a retroactive rent charge.
- 6120.2 The amount of the retroactive charge shall be the additional amount of tenant rent the tenant would have been charged if there had not been misrepresentation, or failure to furnish income verification, by the tenant.
- 6120.3 If it is found at the time of recertification that the tenant failed to report changes in annual income as they occurred, and the changes would have required a higher tenant rent, the increased rent shall be made retroactive to the date the rent would have increased had the tenant made the report.

SOURCE: Final Rulemaking published at 46 DCR 603 (January 22, 1999), incorporating by reference the text of Notice of Proposed Rulemaking published at 45 DCR 7913 (November 6, 1998); as amended by Final Rulemaking published at 50 DCR 5739 (July 18, 2003); as amended by Final Rulemaking published at 50 DCR 10356 (December 5, 2003); as amended by Final Rulemaking published at 51 DCR 8104 (August 20, 2004); as amended by Final Rulemaking published at 51 DCR 9184 (September 24, 2004).