

**5811 PARTICIPANTS RECEIVING NO HOUSING ASSISTANCE
PAYMENT ASSISTANCE**

- 5811.1 Participants receiving no HAP assistance because their rental share equals the full rent may remain on the Program for twelve (12) months from the effective date they no longer receive assistance.
- 5811.2 When the twelve (12) months has been reached, the Owner shall be notified of the termination of the HAP Contract, in accordance with the HAP Contract.
- 5811.3 However, if the Owner is granted a rent increase during this period and the rent increase would cause DCHA to resume HAP payments, or if at periodic or interim recertification the participant has properly reported loss of income resulting in a HAP payment, the payments shall resume.
- 5811.4 During the twelve (12) month period that a Family may remain in the Program unassisted, DCHA shall perform all of the duties and responsibilities normally required in the Program, including recertifications and inspections of the unit. If the Family remains unassisted for twelve (12) months, without reporting a change that would trigger an increase in the HAP, the HAP contract shall terminate after twelve (12) months.
- 5811.5 Upon reducing a Family's HAP to zero (0), DCHA shall give the Family a written notice containing the following information:
- (a) As a result of its income and Family composition, the Family is responsible for the full contract rent;
 - (b) The Family may remain in the program for twelve (12) months paying the full contract rent;
 - (c) If the Family's income or Family composition changes, the Family should report that information to DCHA;
 - (d) If the Family remains at zero (0) assistance for twelve (12) months without reporting a change in income or Family composition, the Family will be terminated from the HCVP;
 - (e) The Family may move to another unit during the twelve (12) month period and if the Family would be entitled to assistance at the new unit (because of a higher rent, for example), DCHA will pay assistance at the new unit; and
 - (f) The Family's right to challenge the determination in accordance with Chapter 89 (Informal Hearing Procedures for Applicants and Participants of the Housing Choice Voucher and Moderate Rehabilitation Program) of

District of Columbia Municipal Regulations

this title of the DCMR.

- 5811.6 If the tenant wants to move to another unit during this period whose rent is not greater, DCHA may execute a new HAP Contract for the new unit at zero dollars (\$0) assistance.

SOURCE: Final Rulemaking published at 59 DCR 7942 (June 29, 2012); as amended by Final Rulemaking published at 63 DCR 13165 (November 18, 2016).