

A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend, on an emergency basis, section 6a of the Construction Codes Approval and Amendments Act of 1986 to require a property owner, contractor, or person applying for certain permits for construction work to demonstrate that their insurance provides coverage for adjacent and adjoining property owners for loss or damage that arises out of the proposed construction work.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Protecting Adjacent and Adjoining Property Owners from Construction Damage Emergency Amendment Act of 2023”.

Sec. 2. Section 6a(a)(2A)(B) of the Construction Codes Approval and Amendments Act of 1986, effective April 20, 1999 (D.C. Law 12-261; D.C. Official Code § 6-1405.01(a)(2A)(B)), is amended to read as follows:

“(B) The following permits shall require insurance pursuant to subparagraph (A) of this paragraph; provided, that the requirements shall only apply to permits issued 30 days after the adoption of emergency or final rules issued by the Mayor pursuant to subparagraph (E) of this paragraph:

“(i) An addition, alteration, and repair permit pursuant to which the applicant will be engaging in construction at the property line or on the party wall of an adjacent or

34 adjoining property; or any construction activity for which a permit listed under subparagraph (iii),
35 (iv), (v), (vi), (vii), or (viii) of this paragraph would otherwise be required;

36 “(ii) An alteration and repair; permit pursuant to which the applicant
37 will be engaging in underpinning, construction at the property line or on the party wall of an
38 adjacent or adjoining property, or any construction activity for which a permit listed under
39 subparagraph (iii), (iv), (v), (vi), (vii), or (viii) of this paragraph would otherwise be required;

40 “(iii) A foundation permit;

41 “(iv) A demolition permit;

42 “(v) An excavation permit;

43 “(vi) A new building permit;

44 “(vii) A raze permit; and

45 “(viii) A sheeting and shoring permit.”.

46 Sec. 3. Fiscal impact statement.

47 The Council adopts the fiscal impact statement of the Chief Financial Officer as the fiscal
48 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
49 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

50 Sec. 4. Effective date.

51 This act shall take effect following approval by the Mayor (or in the event of veto by the
52 Mayor, action by the Council to override the veto), and shall remain in effect for no longer than
53 90 days, as provided for emergency acts of the Council of the District of Columbia in section
54 412(a) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 788;
55 D.C. Official Code § 1-204.12(a)).