# Table of Contents

## Introduction

ABOUT THE REFERENCES CITED IN THE MODEL ADMINISTRATIVE PLAN

## Chapter 1

**OVERVIEW OF THE PROGRAM AND PLAN**

**PART I:** THE DMMHA

1-1. **DMMHA’s Programs**

1-2. **DMMHA’s Commitment to Ethics and Service**

1-3. **DMMHA’s Code of Conduct**

**PART II:** THE SECTION 8 PROGRAM

1-4. **Overview and History of the Program**

1-5. **Section 8 Program Basics**

1-6. **The Section 8 Partnerships**

1-7. **The Section 8 Relationships:**

1-8. **What does HUD do?**

1-9. **What does the DMMHA do?**

1-10. **What does the Owner do?**

1-11. **What does the Family do?**

1-12. **Applicable Regulations**

**PART III:** THE SECTION 8 ADMINISTRATIVE PLAN

1-10. **Overview and Purpose of the Plan**

1-10. **Updating and Revising the Plan**
Chapter 2
FAIR HOUSING AND EQUAL OPPORTUNITY

PART I: NONDISCRIMINATION

2-I.A. Overview
2-I.B. Nondiscrimination
2-I.C. Services and Practices Provided by DMMHA regarding nondiscrimination

PART II: POLICIES RELATED TO PERSONS WITH DISABILITIES

2-II.A. DMMHA Reasonable Accommodation Policy
2-II.B. Utilization of Local Fair Housing Organizations or organization serving persons with disabilities
2-II.C. Program Accessibility for Persons with Hearing or Vision Impairments

PART III: AFFIRMATIVELY FURTHERING FAIR HOUSING

2-III.A. Non–Elderly Disabled Voucher Program
2-III.B. Housing Choice Voucher Programs
2-III.C. Family Unification Program

PART IV: IMPROVING ACCESS TO SERVICES FOR PERSONS WITH LIMITED ENGLISH PROFICIENCY (LEP)

2-IV.A. Overview
2-IV.B. DMMHA’s Limited English Proficiency Plan
2-IV.C. DMMHA’s LEP Four Factor Analysis

Number or Proportion of LEP persons eligible to be served or likely to encounter the Program
Frequency LEP individuals come into contact with programs
Nature & Importance of Programs
Resources available to program/recipient and costs
Final LEP Analysis
Chapter 3
ELIGIBILITY

PART I: DEFINITIONS OF FAMILY AND HOUSEHOLD MEMBERS

3-I.A. Family and Household Members

3-I.B. Family Break-Up and Remaining Member of Tenant Family

3-I.C. Head of Household

3-I.D. Dependent

3-I.E. Full-Time Student

3-I.F. Elderly and Near-Elderly Persons, and Elderly Family

3-I.G. Disabled Family

3-I.H. Guests

3-I.I. Foster Children and Foster Adults

3-I.J. Absent Family Members

3-I.K. Live-In Aide
PART II: BASIC ELIGIBILITY CRITERIA ................................................................. 3-10
  3-II.A. Income Eligibility and Targeting ......................................................... 3-10
     Income Limits ....................................................................................... 3-10
     Types of Low-Income Families [24 CFR 5.603(b)] ................................ 3-10
     Using Income Limits for Eligibility and Targeting
     [24 CFR 982.201] .................................................................................. 3-10
  3-II.B. Citizenship or Eligible Immigration Status [24 CFR 5, Subpart E] .... 3-11
     Declaration [24 CFR 5.508] ................................................................. 3-11
     U.S. Citizens and Nationals ................................................................. 3-11
     Eligible Noncitizens ........................................................................... 3-11
     Ineligible Noncitizens ....................................................................... 3-12
     Mixed Families .................................................................................. 3-12
     Ineligible Families [24 CFR 5.514(d), (e), and (f)] ............................ 3-12
  3-II.C. Social Security Numbers
     [24 CFR 5.216 and 5.218, Notice PIH 2012-10] ................................... 3-13
  3-II.E. Students Enrolled In Institutions of Higher Education
     Definitions ........................................................................................... 3-14
     Determining Student Eligibility ............................................................ 3-18
PART III: DENIAL OF ASSISTANCE ................................................................. 3-20
  3-III.A. Overview ....................................................................................... 3-20
  3-III.B. Mandatory Denial of Assistance [24 CFR 982.553(a)] .................. 3-20
  3-III.C. Other Permitted Reasons for Denial of Assistance ......................... 3-21
     Drug-related Criminal Activity ........................................................... 3-21
     Violent Criminal Activity .................................................................... 3-22
     Pattern of Criminal Activity ............................................................... 3-22
     Other Criminal Activity ...................................................................... 3-22
     Previous Behavior in Assisted Housing [24 CFR 982.552(c)] .......... 3-23
     Negative Current Behavior in Assisted Housing .................................. 3-24
     Fraud, Bribery or Corrupt or Criminal acts ........................................ 3-24
     Owing Money to the DMMHA or Any Other PHA .............................. 3-24
     Threatened Violent or Abusive Behavior Toward
     DMMHA Personnel ........................................................................... 3-25
     Abuse of Alcohol .................................................................................. 3-26
     Fugitive felons, Parole/Probation Violators ....................................... 3-26
     Misrepresentation ............................................................................... 3-26
  3-III.D. Criteria for Deciding to Deny Assistance .......................................... 3-27
     Evidence [24 CFR 982.553(c)] ........................................................... 3-27
     Consideration of Circumstances for Past Criminal History
     [24 CFR 982.552(c)(2)] ...................................................................... 3-27
     Removal of a Family Member’s Name from the Application .......... 3-28
  3-III.E. Notice of Eligibility or Denial ......................................................... 3-28
<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
<th>Pages</th>
</tr>
</thead>
<tbody>
<tr>
<td>3-III.F.</td>
<td>Prohibition Against Denial of Assistance to Victims of Domestic Violence, Dating Violence, Sexual Assault and Stalking</td>
<td>3-29</td>
</tr>
<tr>
<td></td>
<td>Definitions</td>
<td>3-29</td>
</tr>
<tr>
<td></td>
<td>Notification</td>
<td>3-30</td>
</tr>
<tr>
<td></td>
<td>Victim Documentation</td>
<td>3-30</td>
</tr>
<tr>
<td></td>
<td>Perpetrator Documentation</td>
<td>3-31</td>
</tr>
<tr>
<td></td>
<td>DMMHA Confidentiality Requirements</td>
<td>3-31</td>
</tr>
</tbody>
</table>
Chapter 4
APPLICATIONS, WAITING LIST AND TENANT SELECTION

PART I: THE APPLICATION PROCESS ................................................................. 4-2
  4-I.A. Overview ......................................................................................... 4-2
  4-I.B. Applying for Assistance (Notice PIH 2009-36) ............................. 4-2
  4-I.C. Placement on the Waiting List ..................................................... 4-2

PART II: MANAGING THE WAITING LIST .................................................... 4-4
  4-II.A. Overview ..................................................................................... 4-4
  4-II.B. Organization of the Waiting List [24 CFR 982.204 and 205] .... 4-4
  4-II.C. Opening and Closing the Waiting List [24 CFR 982.206] ....... 4-4
             Closing the Waiting List .............................................................. 4-4
             Opening the Waiting List ............................................................. 4-4
  4-II.D. Outreach ..................................................................................... 4-5
  4-II.E. Not Used ....................................................................................... 4-5
  4-II.F. Updating the Waiting List [24 CFR 982.204] ............................ 4-5
             Purging the Waiting List ............................................................... 4-5
             Removal from the Waiting List due to DMMHA Determination of
             Ineligibility ..................................................................................... 4-6

PART III: SELECTION FOR ASSISTANCE ................................................... 4-7
  4-III.A. Overview .................................................................................. 4-7
  4-III.B. HCV Funding Sources .............................................................. 4-7
             Special Admissions [24 CFR 982.203] ........................................ 4-7
             Targeted Funding [24 CFR 982.204(e)] ....................................... 4-7
             Regular HCV Funding ................................................................ 4-7
  4-III.C. Selection Method ................................................................. 4-7
             Regular Funding Selection ............................................................. 4-7
             Targeted Funding Selection ......................................................... 4-8
             Effects of Funding Shortfalls on Selection Method ..................... 4-9
  4-III.D. Notification of Selection ............................................................ 4-9
  4-III.E. The Application Interview ....................................................... 4-10
  4-III.F. Completing the Application Process ........................................ 4-11

Exhibit 4-1 DMMHA Marketing Plan
## Chapter 5

### BRIEFINGS AND VOUCHER ISSUANCE

**PART I:** BRIEFINGS AND FAMILY OBLIGATIONS .......................................................... 5-2
5-I.A. Overview .............................................................................................................. 5-2
   Notification and Attendance ................................................................................... 5-2
   Oral Briefing [24 CFR 982.301(a)] ....................................................................... 5-3
   Briefing Packet [24 CFR 982.301(b)] ................................................................. 5-3
5-I.C. Family Obligations ............................................................................................... 5-5
   Time Frames for Reporting Changes Required by Family Obligations ................ 5-5

**PART II:** SUBSIDY STANDARDS AND VOUCHER ISSUANCE ............................... 5-5
5-II.A. Overview ........................................................................................................... 5-5
5-II.B. Determining Family Unit (Voucher) Size [24 CFR 982.402] ....................... 5-5
5-II.C. Exceptions to Subsidy Standards ......................................................................... 5-8
5-II.D. Voucher Issuance [24 CFR 982.302] ............................................................. 5-8
5-II.E. Voucher Term, Extensions, and Suspensions .................................................. 5-10
   Voucher Term [24 CFR 982.303] ........................................................................ 5-10
   Extensions of Voucher Term [24 CFR 982.303(b)] ............................................ 5-10
   Suspensions of Voucher Term [24 CFR 982.303(c)] ......................................... 5-10
   Expiration of Voucher Term .................................................................................. 5-11
Chapter 6
INCOME AND SUBSIDY DETERMINATIONS
[24 CFR Part 5, Subparts E and F; 24 CFR 982]

PART I: ANNUAL INCOME ................................................................. 6-2
6-I.A. Overview ........................................................................... 6-2
6-I.B. Household Composition and Income ................................... 6-2
       Summary of Income Included and Excluded by Person .......... 6-2
       Temporarily Absent Family Members ............................... 6-3
       Family Members Permanently Confined for Medical Reasons... 6-3
       Joint Custody of Dependents ......................................... 6-4
6-I.C. Anticipating Annual Income ............................................. 6-5
       Basis of Annual Income Projection .................................. 6-5
6-I.D. Earned Income ................................................................. 6-6
       Types of Earned Income Included in Annual Income ........ 6-6
       Types of Earned Income Not Counted in Annual Income .... 6-6
6-I.E. Earned Income Disallowance for Persons with Disabilities
       [24 CFR 5.617] ................................................................. 6-9
       Eligibility ...................................................................... 6-9
       Calculation of the Disallowance ..................................... 6-9
6-I.F. Business Income [24 CFR 5.609(b)(2)] .............................. 6-11
       Business Expenses ........................................................... 6-11
       Business Expansion ....................................................... 6-11
       Capital Indebtedness ..................................................... 6-11
       Negative Business Income ............................................. 6-12
       Withdrawal of Cash or Assets from a Business ................. 6-12
       Co-owned Businesses .................................................... 6-12
6-I.G. Assets [24 CFR 5.609(b)(3) and 24 CFR 5.603(b)] .............. 6-12
       Overview ..................................................................... 6-12
       General Policies ............................................................ 6-12
       Types of Assets ............................................................. 6-15
6-I.H. Periodic Payments ........................................................... 6-18
       Periodic Payments Included in Annual Income ................ 6-18
       Lump-Sum Payments for the Delayed Start of a
       Periodic Payment .......................................................... 6-18
       Treatment of Overpayment Deductions from
       Social Security Benefits .................................................. 6-18
       Periodic Payments Excluded from Annual Income .......... 6-19
6-I.I. Payments In Lieu of Earnings ............................................. 6-19
6-I.J. Welfare Assistance ............................................................ 6-19
       Overview ..................................................................... 6-19
       Sanctions Resulting in the Reduction of Welfare Benefits
       [24 CFR 5.615] ............................................................. 6-19
6-I.K. Periodic and Determinable Allowances [24 CFR 5.609(b)(7)]…………6-20
   Alimony and Child Support…………………………………………………………..6-20
   Regular Contributions or Gifts .…………………………………………………..6-20
6-I.L. Student Financial Assistance [24 CFR 5.609(b)(9)]………………..6-21
   Student Financial Assistance Included in Annual Income
   [24 CFR 5.609(b)(9); FR 4/10/06; Notice PIH 2015-21]………………..6-21
   Student Financial Assistance Excluded from Annual Income
   [24 CFR 5.609(c)(6)]………………………………………………………………6-22
6-I.M. Additional Exclusions From Annual Income……………………6-22

PART II: ADJUSTED INCOME……………………………………………………..6-25
6-II.A. Introduction……………………………………………………………………6-25
   Overview………………………………………………………………………..6-25
   Anticipating Expenses ……………………………………………………..6-25
6-II.B. Dependent Deduction ………………………………………………………6-25
6-II.C. Elderly or Disabled Family Deduction .………………………………6-25
6-II.D. Medical Expenses Deduction [24 CFR 5.611(a)(3)(i)]………………6-26
   Definition of Medical Expenses………………………………………………6-26
6-II.E. Disability Assistance Expenses Deduction [24 CFR 5.603(b) and
   24 CFR 5.611(a)(3)(i)] ………………………………………………………………6-26
   Earned Income Limit on the Disability Assistance
   Expense Deduction ……………………………………………………………6-26
   Eligible Disability Expenses………………………………………………6-27
   Necessary and Reasonable Expenses……………………………………6-28
   Families That Qualify for Both Medical and Disability
   Assistance Expenses…………………………………………………………6-28
6-II.F. Child Care Expense Deduction………………………………………6-28
   Clarifying the Meaning of Child for This Deduction …………………6-29
   Qualifying for the Deduction………………………………………………6-29
   Earned Income Limit on Child Care Expense Deduction ………………6-29
   Eligible Child Care Expenses………………………………………………6-30
<table>
<thead>
<tr>
<th>PART III:</th>
<th>CALCULATING FAMILY SHARE AND PHA SUBSIDY</th>
<th>6-31</th>
</tr>
</thead>
<tbody>
<tr>
<td>6-III.A.</td>
<td>Overview of Rent and Subsidy Calculations</td>
<td>6-31</td>
</tr>
<tr>
<td></td>
<td>TTP Formula [24 CFR 5.628]</td>
<td>6-31</td>
</tr>
<tr>
<td></td>
<td>Family Share [24 CFR 982.305(a)(5)]</td>
<td>6-31</td>
</tr>
<tr>
<td></td>
<td>PHA Subsidy [24 CFR 982.505(b)]</td>
<td>6-31</td>
</tr>
<tr>
<td></td>
<td>Utility Reimbursement [24 CFR 982.514(b)]</td>
<td>6-32</td>
</tr>
<tr>
<td>6-III.C.</td>
<td>Applying Payment Standards [24 CFR 982.505; 982.503(b)]</td>
<td>6-33</td>
</tr>
<tr>
<td></td>
<td>Overview</td>
<td>6-33</td>
</tr>
<tr>
<td></td>
<td>Changes in Payment Standards</td>
<td>6-33</td>
</tr>
<tr>
<td>6-III.D.</td>
<td>Applying Utility Allowances [24 CFR 982.517]</td>
<td>6-34</td>
</tr>
<tr>
<td></td>
<td>Overview</td>
<td>6-34</td>
</tr>
<tr>
<td></td>
<td>Utility Allowance Revisions</td>
<td>6-34</td>
</tr>
<tr>
<td>6-III.E.</td>
<td>Prorated Assistance for Mixed Families [24 CFR 5.520]</td>
<td>3-35</td>
</tr>
</tbody>
</table>
Chapter 7

VERIFICATION


PART I: GENERAL VERIFICATION REQUIREMENTS ........................................... 7-2
  Consent Forms .............................................................................. 7-2
  7-I.B. Overview of Verification Requirements ................................. 7-2
  HUD’s Verification Hierarchy [Notice PIH 2017-12] ..................... 7-2
  File Documentation ..................................................................... 7-2
  7-I.C. Up-Front Income Verification (UIV) ........................................ 7-3
  Use of HUD’s Enterprise Income Verification (EIV) System ........ 7-3
  7-I.D. Third-Party Written and Oral Verification ............................. 7-4
  When Third-Party Verification is Not Required .......................... 7-5
  7-I.E. Self-Certification ................................................................. 7-6

PART II: VERIFYING FAMILY INFORMATION ............................................. 7-7
  7-II.A. Verification of Legal Identity .................................................. 7-7
  7-II.B. Social Security Numbers [24 CFR 5.216, Notice PIH 2012-10] ... 7-7
  7-II.C. Documentation of Age ......................................................... 7-9
  7-II.D. Family Relationships ......................................................... 7-9
  Marriage .................................................................................... 7-9
  Separation or Divorce ................................................................ 7-9
  Absence of Adult Member ......................................................... 7-9
  Verification of Change in Family Composition ......................... 7-10
  Foster Children and Foster Adults .............................................. 7-10
  7-II.E. Verification of Student Status .............................................. 7-10
  General Requirements ............................................................... 7-10
  Restrictions on Assistance to Students Enrolled in Institutions of
  Higher Education ................................................................. 7-10
  7-II.F. Documentation of Disability .................................................. 7-12
  Family Members Receiving SSA Disability Benefits or VA Non-
  Service Connected Pensions ....................................................... 7-12
  Family Members Not Receiving SSA Disability Benefits .......... 7-12
  Family Members Receiving VA Non-Service Connected Pensions .. 7-12
  7-II.G. Citizenship or Eligible Immigration Status [24 CFR 5.508] .... 7-13
  Overview .................................................................................. 7-13
  U.S. Citizens and Nationals ....................................................... 7-13
  Eligible Immigrants .................................................................. 7-13
  7-II.H. Verification of Preference Status .......................................... 7-14
### Administrative Plan - Table of Contents

**PART III:** VERIFYING INCOME AND ASSETS ................................................................. 7-15
  7-III.A. Earned Income .................................................................................. 7-15
  7-III.B. Business and Self Employment Income ........................................ 7-16
  7-III.C. Periodic Payments and Payments In Lieu of Earnings .................. 7-17
    Social Security/SSI Benefits ................................................................. 7-17
  7-III.D. Alimony or Child Support .............................................................. 7-18
  7-III.E. Assets and Income From Assets .................................................. 7-18
    AssetsDisposed of for Less than Fair Market Value ......................... 7-19
  7-III.F. Net Income From Rental Property ................................................. 7-20
  7-III.G. Retirement Accounts ................................................................. 7-20
  7-III.H. Income From Excluded Sources .................................................. 7-20
  7-III.I. Zero Annual Income Status .......................................................... 7-21
  7-III.J. Student Financial Assistance ......................................................... 7-21
  7-III.K. Parental Income of Students Subject to Eligibility Restrictions ..... 7-22

**PART IV:** VERIFYING MANDATORY DEDUCTIONS ................................................. 7-23
  7-IV.A. Dependent and Elderly/Disabled Household Deductions ............... 7-23
    Dependent Deduction ............................................................................ 7-23
    Elderly/Disabled Family Deduction ...................................................... 7-23
  7-IV.B. Medical Expense Deduction ............................................................ 7-23
    Qualified Expenses .............................................................................. 7-24
    Unreimbursed Expenses ...................................................................... 7-24
    Expenses Incurred in Past Years ......................................................... 7-24
  7-IV.C. Disability Assistance Expenses ...................................................... 7-24
    Attendant Care ...................................................................................... 7-24
    Auxiliary Apparatus ............................................................................. 7-24
  7-IV.D. Child Care Expenses ...................................................................... 7-25
    Eligible Child ....................................................................................... 7-25
    Pursuing an Eligible Activity ............................................................... 7-26
    Definition of Reasonable Child Care Expenses .................................. 7-26
    Allowable Type of Child Care .............................................................. 7-26
Chapter 8
HOUSING QUALITY STANDARDS AND RENT REASONABLENESS DETERMINATIONS
[24 CFR 982 Subpart I and 24 CFR 982.507]

PART I: PHYSICAL STANDARDS ........................................................................ 8-2
8-I.A. General HUD Requirements ............................................................... 8-2
       HUD Performance and Acceptability Standards ............................... 8-2
8-I.B. Additional Local Requirements ......................................................... 8-2
       Definitions and Clarifications of HUD Requirements ...................... 8-4
       Lead Based Paint ............................................................................. 8-5
8-I.C. Life Threatening Conditions [24 CFR 982.404(a)] ......................... 8-6
8-I.D. Owner and Family Responsibilities [24 CFR 982.404] ..................... 8-7
       Family Responsibilities .................................................................... 8-7
       Owner Responsibilities .................................................................... 8-7

PART II: THE INSPECTION PROCESS .............................................................. 8-9
8-II.A. Overview [24 CFR 982.405] ............................................................... 8-9
       Types of Inspections ......................................................................... 8-9
       Inspection Costs [Notice PIH 2016-05] ............................................. 8-9
       Notice and Scheduling ..................................................................... 8-9
       Owner and Family Inspection Attendance ........................................ 8-10
8-II.B. Initial HQS Inspection [24 CFR 982.401(a)] .................................. 8-10
       Timing of Initial Inspections ............................................................. 8-10
       Inspection Results and Reinspections .............................................. 8-10
       Utilities ........................................................................................... 8-10
       Appliances ...................................................................................... 8-11
8-II.C. Bi-Annual HQS Inspections [24 CFR 982.405(a)] ....................... 8-11
       Scheduling the Inspection ................................................................ 8-11
8-II.D. Special Inspections ......................................................................... 8-11
8-II.E. Quality Control Inspections [24 CFR 982.405(b)] ....................... 8-11
8-II.F. Inspection Results and Reinspections for Units Under HAP Contract ................................................................. 8-12
       Notification of Corrective Actions .................................................... 8-12
       Extensions ....................................................................................... 8-12
       Reinspections .................................................................................. 8-13
8-II.G. Enforcing Owner Compliance .......................................................... 8-13
       Housing Assistance Payment (HAP) Abatement ............................. 8-13
       HAP Contract Termination ............................................................... 8-13
8-II.H. Enforcing Family Compliance with HQS [24 CFR 982.404(b)] ....... 8-13
PART IV: RENT REASONABLENESS [24 CFR 982.507] ......................................................... 8-14
8-IV.A. Overview ........................................................................................................ 8-14
8-IV.B. When Rent Reasonableness Determinations Are Required ............ 8-14
  Owner-initiated Rent Determinations ................................................................. 8-14
  DMMHA and HUD Initiated Rent
  Reasonableness Determinations ...................................................................... 8-14
8-IV.C. How Comparability Is Established ................................................................. 8-15
  Factors to Consider ......................................................................................... 8-15
  Units that Must Not be Used as Comparables .............................................. 8-15
  Rents Charged for Other Units on the Premises ............................................ 8-15
8-IV.D. DMMHA Rent Reasonableness Methodology ............................................. 8-15
  How Market Data is Collected ........................................................................ 8-15
  How Rent Reasonableness is Determined ...................................................... 8-16

Exhibit 8-1: Overview of HUD Housing Quality Standards
<table>
<thead>
<tr>
<th>Chapter 9</th>
<th>GENERAL LEASING POLICIES</th>
</tr>
</thead>
<tbody>
<tr>
<td>9-I.A.</td>
<td>Tenant Screening</td>
</tr>
<tr>
<td>9-I.C.</td>
<td>Owner Participation</td>
</tr>
<tr>
<td>9-I.D.</td>
<td>Eligible Units</td>
</tr>
<tr>
<td></td>
<td>Ineligible Units [24 CFR 982.352(a)]</td>
</tr>
<tr>
<td></td>
<td>DMMHA-Owned Units [24 CFR 982.352(b)]</td>
</tr>
<tr>
<td></td>
<td>Special Housing Types [24 CFR 982 Subpart M]</td>
</tr>
<tr>
<td></td>
<td>Duplicative Assistance [24 CFR 982.352(c)]</td>
</tr>
<tr>
<td></td>
<td>Housing Quality Standards (HQS) [24 CFR 982.305 and 24 CFR 982.401]</td>
</tr>
<tr>
<td></td>
<td>Unit Size</td>
</tr>
<tr>
<td>9-I.E.</td>
<td>Lease and Tenancy Addendum</td>
</tr>
<tr>
<td></td>
<td>Lease Information [24 CFR 982.308(d)]</td>
</tr>
<tr>
<td></td>
<td>Term of Assisted Tenancy</td>
</tr>
<tr>
<td></td>
<td>Security Deposit [24 CFR 982.313 (a) and (b)]</td>
</tr>
<tr>
<td></td>
<td>Separate Non-Lease Agreements between Owner and Tenant</td>
</tr>
<tr>
<td></td>
<td>DMMHA Review of Lease</td>
</tr>
</tbody>
</table>
# Administrative Plan - Table of Contents

## Chapter 10

### MOVING WITH CONTINUED ASSISTANCE AND PORTABILITY

**PART I:** MOVING WITH CONTINUED ASSISTANCE ....................................................... 10-2

10-I.A. Allowable Moves ........................................................................................................ 10-2
10-I.B. Restrictions On Moves ............................................................................................... 10-3
   - Denial of Moves ................................................................................................................ 10-3
   - Restrictions on Elective Moves [24 CFR 982.314(c)] ...................................................... 10-4
10-I.C. Moving Process .......................................................................................................... 10-5
   - Notification ....................................................................................................................... 10-5
   - Approval .......................................................................................................................... 10-5
   - Reexamination of Family Income and Composition ....................................................... 10-5
   - Voucher Issuance and Briefing ....................................................................................... 10-5
   - Housing Assistance Payments [24 CFR 982.311(d)] ..................................................... 10-5

**PART II:** PORTABILITY ..................................................................................................... 10-7

10-II.A. Overview ................................................................................................................... 10-7
10-II.B. DMMHA’s Role as Initial PHA .................................................................................. 10-8
   - Allowable Moves under Portability ............................................................................... 10-8
   - Restrictions on Moves Under Portability ........................................................................ 10-8
   - Determining Income Eligibility ...................................................................................... 10-9
   - Briefing on Portability ..................................................................................................... 10-9
   - Voucher Issuance and Term ............................................................................................ 10-10
   - Voucher Extensions and Expiration ............................................................................... 10-10
   - Initial Contact with the Receiving PHA ......................................................................... 10-11
   - Sending Documentation to the Receiving PHA .............................................................. 10-11
   - Initial Billing Deadline [Notice PIH 2016-09] ................................................................. 10-11
   - Annual Updates of Form HUD-50058 ........................................................................... 10-11
   - Subsequent Family Moves .............................................................................................. 10-12
   - Denial or Termination of Assistance [24 CFR 982.355(c)(9)] ........................................ 10-12

10-II.C. DMMHA’s Role as Receiving PHA .......................................................................... 10-12
   - Initial Contact with Family ............................................................................................ 10-13
   - Briefing ............................................................................................................................ 10-13
   - Income Eligibility and Reexamination ......................................................................... 10-13
   - Voucher Issuance ............................................................................................................. 10-13
   - Notifying the Initial PHA ................................................................................................. 10-14
   - Administering a Portable Family’s Voucher ................................................................... 10-14
   - Absorbing a Portable Family .......................................................................................... 10-16
# Administrative Plan - Table of Contents

**Chapter 11**  
**REEXAMINATIONS**

<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>11-I.A.</td>
<td>Overview .......................................................................................................................... 11-2</td>
</tr>
<tr>
<td>11-I.B.</td>
<td>Annual Reexaminations/Processing ...................................................................................... 11-2</td>
</tr>
<tr>
<td>11-I.C.</td>
<td>Determining Ongoing Eligibility of Certain Students [24 CFR 982.552(b)(5)] .......................... 11-4</td>
</tr>
<tr>
<td>11-I.D.</td>
<td>Effective Dates ................................................................................................................ 11-5</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PART II:</th>
<th>INTERIM REEXAMINATIONS [24 CFR 982.516] ...................................................................... 11-6</th>
</tr>
</thead>
<tbody>
<tr>
<td>11-II.A.</td>
<td>Overview .......................................................................................................................... 11-6</td>
</tr>
<tr>
<td>11-II.B.</td>
<td>Changes In Family and Household Composition ........................................................................ 11-6</td>
</tr>
<tr>
<td></td>
<td>New Family Members Not Requiring Approval .......................................................................... 11-6</td>
</tr>
<tr>
<td></td>
<td>New Family and Household Members Requiring Approval ....................................................... 11-6</td>
</tr>
<tr>
<td></td>
<td>Departure of a Family or Household Member ......................................................................... 11-7</td>
</tr>
<tr>
<td>11-II.C.</td>
<td>Changes Affecting Income or Expenses .................................................................................. 11-7</td>
</tr>
<tr>
<td></td>
<td>DMMHA-Initiated Interim Reexaminations .................................................................................. 11-7</td>
</tr>
<tr>
<td></td>
<td>Family-Initiated Interim Reexaminations ............................................................................... 11-7</td>
</tr>
<tr>
<td>11-II.D.</td>
<td>Processing the Interim Reexamination .................................................................................... 11-8</td>
</tr>
<tr>
<td></td>
<td>Method of Reporting ............................................................................................................ 11-8</td>
</tr>
<tr>
<td></td>
<td>Effective Dates .................................................................................................................. 11-8</td>
</tr>
</tbody>
</table>
Chapter 12
TERMINATION OF ASSISTANCE AND TENANCY

PART I: GROUNDS FOR TERMINATION OF ASSISTANCE

12-I.A. Overview ................................................. 12-2
12-I.C. Family Chooses to Terminate Assistance ................................ 12-2
12-I.D. Mandatory Termination of Assistance ................................. 12-2
   Failure to Provide Consent [24 CFR 982.552(b)(3)] .................. 12-3
   Failure to Document Citizenship [24 CFR 982.552(b)(4)
   and 24 CFR 5.514(c)] ............................................. 12-3
   Failure to Provide Social Security Documentation
   [24 CFR 5.218(c), Notice PIH 2012-10] .............................. 12-4
   Methamphetamine Manufacture or Production
   [24 CFR 983.553(b)(1)(ii)] ........................................ 12-4
   Lifetime Registered Sex Offenders [Notice PIH 2012-28] ........ 12-4
   Failure of Students to Meet Ongoing Eligibility
   Requirements [24 CFR 982.552(b)(5) and FR 4/10/06] .......... 12-4
12-I.E. Mandatory Policies and Other Authorized Terminations ........... 12-4
   Mandatory Policies [24 CFR 982.553(b) and 982.551(l)] ......... 12-4
   Other Authorized Reasons for Termination of Assistance
   [24 CFR 982.552(c), 24 CFR 5.2005(c)] .......................... 12-6

PART II: APPROACH TO TERMINATION OF ASSISTANCE

12-II.A. Overview ................................................ 12-9
12-II.B. Method of Termination [24 CFR 982.552(a)(3)] .................. 12-9
12-II.C. Alternatives to Termination of Assistance ......................... 12-9
   Change in Household Composition .................................. 12-9
   Repayment of Family Debts ....................................... 12-9
12-II.D. Criteria for Deciding to Terminate Assistance ....................... 12-10
   Evidence ................................................................ 12-10
   Consideration of Circumstances [24 CFR 982.552(c)(2)(i)] ...... 12-10
12-II.E. Terminating the Assistance of Domestic Violence, Dating
   Violence, Sexual Assault or Stalking Victims and Perpetrators
PART I: OWNERS IN THE SECTION 8 PROGRAMS

13-I.A. Owner Recruitment and Retention
       Recruitment................................................................. 13-2
       Retention..................................................................... 13-2

13-I.B. Basic HCV Program Requirements........................................ 13-2


13-I.D. Owner Qualifications.......................................................... 13-4
       Owners Barred from Participation [24 CFR 982.306(a) and (b)]... 13-4
       Leasing to Relatives [24 CFR 982.306(d)]............................. 13-4
       Conflict of Interest [24 CFR 982.161]................................. 13-4
       Owner Actions That May Result in Disapproval of a
       Tenancy Request [24 CFR 982.306(c)]............................... 13-5
       Legal Ownership of Unit................................................... 13-6

PART II: HAP CONTRACTS

13-II.A. Overview..................................................................... 13-7

13-II.B. HAP Contract Payments................................................... 13-7
       General......................................................................... 13-7
       Owner Certification of Compliance...................................... 13-8
       Late HAP Payments [24 CFR 982.451(a)(5)]......................... 13-8
       Termination of HAP Payments [24 CFR 982.311(b)]............... 13-8


13-II.D. HAP Contract Term and Terminations................................. 13-9

13-II.E. Change In Ownership / Assignment of the HAP Contract
       [HUD-52641]................................................................... 13-11
Chapter 14
PROGRAM INTEGRITY

PART I: PREVENTING, DETECTING, AND INVESTIGATING ERRORS AND PROGRAM ABUSE

14-I.A. Preventing Errors and Program Abuse .................................................. 14-2
14-I.B. Detecting Errors and Program Abuse ................................................. 14-2
    Quality Control and Analysis of Data .................................................. 14-2
    Independent Audits and HUD Monitoring .......................................... 14-3
14-I.C. INVESTIGATING ERRORS AND PROGRAM ABUSE ......................... 14-3
14-I.D. DMMHA’S FRAUD POLICY .............................................................. 14-4

PART II: CORRECTIVE MEASURES AND PENALTIES .................................. 14-7

14-II.A. Family-Caused Errors and Program Abuse .................................... 14-7
    DMMHA’s Unreported Income Policy ............................................... 14-7
    Family Reimbursement to DMMHA ................................................. 14-8
    DMMHA Reimbursement to Family .............................................. 14-8
14-II.B. Owner-Caused Error or Program Abuse ....................................... 14-8
    Owner Reimbursement to the DMMHA .......................................... 14-8
<table>
<thead>
<tr>
<th>PART</th>
<th>SPECIAL HOUSING TYPES</th>
<th>[24 CFR 982 Subpart M]</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>15-I.A. Overview</td>
<td>........................................................................ 15-2</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15-I.C. Housing Quality Standards</td>
<td>.......................................................... 15-2</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15-II.A. Overview</td>
<td>........................................................................ 15-3</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15-II.B. Payment Standard, Utility Allowance and HAP Calculation</td>
<td>.......................................................... 15-3</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15-II.C. Housing Quality Standards</td>
<td>.......................................................... 15-4</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15-III.A. Overview</td>
<td>........................................................................ 15-5</td>
<td></td>
</tr>
<tr>
<td></td>
<td>15-III.B. Housing Quality Standards</td>
<td>.......................................................... 15-5</td>
<td></td>
</tr>
</tbody>
</table>

PART II: SETTING PROGRAM STANDARDS AND SCHEDULES .................. 16-3
  16-II.A. Overview ........................................................................... 16-3
    Updating Payment Standards ..................................................... 16-3
    Air Conditioning ....................................................................... 16-4
    Utility Allowance Revisions .................................................... 16-4

PART III: INFORMAL REVIEWS AND HEARINGS .................................. 16-5
  16-III.A. Overview ........................................................................ 16-5
  16-III.B. Informal Reviews ............................................................. 16-5
    Decisions Subject to Informal Review ....................................... 16-6
    Notice to the Applicant [24 CFR 982.554(a)] ............................ 16-6
    Scheduling an Informal Review ............................................... 16-6
    Applicant Request to Review Files .......................................... 16-7
    Informal Review Procedures [24 CFR 982.554(b)] .................... 16-7
    Informal Review Decision [24 CFR 982.554(b)] ....................... 16-8
    Informal Hearing Procedures [24 CFR 5.514(f)] ....................... 16-11
    Informal Hearing Procedures .................................................. 16-14

PART IV: OWNER OR FAMILY DEBTS TO THE DMMHA ...................... 16-17
  16-IV.A. Overview ....................................................................... 16-17
  16-IV.B. Monies Owed to DMMHA .............................................. 16-17
    Owner Debts to the DMMHA ................................................... 16-17
    Family Debts to the DMMHA ................................................... 16-17

PART V: RECORD KEEPING .............................................................. 16-19
  16-V.A. Overview ........................................................................ 16-19
    Criminal Records ..................................................................... 16-19

PART VI: REPORTING AND RECORD KEEPING FOR CHILDREN WITH ENVIRONMENTAL INTERVENTION BLOOD LEAD LEVEL ............... 16-20
  16-VI.A. Overview ...................................................................... 16-20
  16-VI.B. Reporting Requirement [24 CFR 35.1225(e), Notice PIH 2017-13] 16-20
  16-VI.C. Data Collection and Record Keeping [24 CFR 35.1225(f)] .... 16-20

PART VII: DETERMINATION OF INSUFFICIENT FUNDING .................. 16-21
  16-VII.A. Overview ................................................................. 16-21
  16-VII.B. Methodology ............................................................... 16-21
PART VIII: NOTIFICATION REGARDING APPLICABLE PROVISIONS OF THE VIOLENCE AGAINST WOMEN REAUTHORIZATION ACT OF 2013 (VAWA) ................................................................. 16-22
16-VII.A. Overview ........................................................................................................... 16-22
16-VII.C. Notification to Applicants and Participants [24 CFR 5.2005(a)(I)]... 16-22
16-VII.D. Notification to Owners and Managers ......................................................... 16-22
16-VII.D. Documentation [24 CFR 5.2007] ................................................................. 16-23
16-VII.E. Confidentiality [24 CFR 5.2007(b)(4)] ....................................................... 16-24
Chapter 17

PROJECT-BASED VOUCHERS

PART I: GENERAL REQUIREMENTS

17-I.B. Tenant-Based vs. Project-Based Voucher Assistance [24 CFR 983.2] ... 17-3
17-I.C. Relocation Requirements [24 CFR 983.7] ... 17-3
17-I.D. Equal Opportunity Requirements [24 CFR 983.8] ... 17-3

PART II: PBV OWNER PROPOSALS

17-II.A. Overview ..... 17-4
17-II.B. Owner Proposal Selection Procedures [24 CFR 983.51b] ... 17-4
  Solicitation and Selection of PBV Proposals [24 CFR 983.51(c)] ... 17-5
  DMMHA-owned Units [24 CFR 983.51(e), 983.59, Notice PIH 2017-21, FR Notice 1/18/17] ... 17-6
  DMMHA Notice of Owner Selection [24 CFR 983.51(d)] ... 17-7
17-II.C. Housing Type [24 CFR 983.52] ... 17-7
17-II.D. Prohibition of Assistance for Certain Units
  Ineligible Housing Types [24 CFR 983.53] ... 17-7
  Subsidized Housing [24 CFR 983.54] ... 17-8
17-II.F. Cap on Number of PBV Units in Each Project
  25 Percent per Building Cap [24 CFR 983.56(a), FR Notice 1/18/17, Notice PIH 2017-21] ... 17-9
  Exceptions to 25 Percent per Project Cap [FR Notice 1/18/17] ... 17-9
  Promoting Partially-Assisted Buildings [24 CFR 983.56(c)] ... 17-9
17-II.G. Site Selection Standards
  Compliance with PBV Goals, Civil Rights Requirements, and HQS Site Standards [24 CFR 983.57(b)] ... 17-10
  Existing and Rehabilitated Housing Site and Neighborhood Standards [24 CFR 983.57(d)] ... 17-11
  New Construction Site and Neighborhood Standards [24 CFR 983.57(e)] ... 17-11
17-II.H. Environmental Review [24 CFR 983.58] ... 17-12
### PART III: DWELLING UNITS

- **Overview** ................................................................. 17-13
- **Housing Quality Standards** [24 CFR 983.101] ...................... 17-13
  - Lead-based Paint [24 CFR 983.101(c)] ................................ 17-13
- **Housing Accessibility for Persons with Disabilities** .............. 17-13
- **Inspecting Units** ........................................................ 17-13
  - Pre-selection Inspection [24 CFR 983.103(a)] ..................... 17-13
  - Pre-HAP Contract Inspections [24 CFR 983.103(b)] ............... 17-14
  - Turnover Inspections [24 CFR 983.103(c), FR Notice 1/18/17, Notice PIH 2017-20] ...................................................... 17-14
  - Annual/Biennial Inspections [24 CFR 983.103(d), FR Notice 6/25/14] ................................................................. 17-14
  - Other Inspections [24 CFR 983.103(e)] ............................ 17-14
  - Inspecting DMMHA-owned Units [24 CFR 983.103(f)] ............ 17-14

### PART IV: REHABILITATED AND NEWLY CONSTRUCTED UNITS

- **Overview** [24 CFR 983.151] ........................................ 17-15
- **Agreement to Enter into HAP Contract** ............................ 17-15
  - Content of the Agreement [24 CFR 983.152(d)] .................. 17-15
- **Conduct of Development Work** ...................................... 17-16
  - Labor Standards [24 CFR 983.154(b)] ............................... 17-16
  - Equal Opportunity [24 CFR 983.154(c)] .......................... 17-16
  - Owner Disclosure [24 CFR 983.154(d) and (e)] .................. 17-16
- **Completion of Housing** ................................................. 17-16
  - Evidence of Completion [24 CFR 983.155(b)] ..................... 17-16
  - DMMHA Acceptance of Completed Units [24 CFR 983.156] .... 17-17
**PART V: HOUSING ASSISTANCE PAYMENTS CONTRACT (HAP)** .................................. 17-18

17-V.A. Overview ................................................................................................................. 17-18

17-V.B. HAP Contract Requirements .................................................................................. 17-18


   Execution of the HAP Contract [24 CFR 983.205] ......................................................... 17-18


   Remedies for HQS Violations [24 CFR 983.208] ............................................................ 17-20

17-V.C. Amendments to the HAP Contract ...................................................................... 17-21

   Substitution of Contract Units [24 CFR 983.206(a)] ....................................................... 17-21

   Addition of Contract Units [FR Notice 1/18/17, Notice PIH 2017-21] .............................. 17-21

17-V.D. HAP Contract Year, Anniversary and Expiration Dates [24 CFR 983.207(b) and 983.302(e)] .......................................................................................................................... 17-21

17-V.E. Owner Responsibilities Under the HAP [24 CFR 983.210] ................................. 17-21

17-V.F. Owner Responsibilities Under the PBV Program [24 CFR 983.208] ..................... 17-23

17-V.G. Additional HAP Requirements .............................................................................. 17-23

   Housing Quality and Design Requirements [24 CFR 983.101(e) and 983.207(a)] .......... 17-23

   Vacancy Payments [24 CFR 983.352(b)] ..................................................................... 17-23
### Administrative Plan - Table of Contents

**PART VI:** SELECTION OF PBV PROGRAM PARTICIPANTS ........................................ 17-24
  17-VI.A. Overview ......................................................................................... 17-24
  17-VI.B. Eligibility for PBV Assistance [24 CFR 983.251(a) and (b)] .... 17-24
      In-Place Families [24 CFR 983.251(b)] ............................................. 17-24
  17-VI.C. Organization of the Waiting List [24 CFR 983.251(c)] .......... 17-24
  17-VI.D. Selection From the Waiting List [24 CFR 983.251(c)] .......... 17-24
      Income Targeting [24 CFR 983.251(c)(6)] ........................................ 17-25
      Units with Accessibility Features [24 CFR 983.251(c)(7)]............. 17-25
      Preferences [24 CFR 983.251(d)] .................................................... 17-25
  17-VI.E. Offer of PBV Assistance ............................................................... 17-25
      Refusal of Offer [24 CFR 983.251(e)(3)].......................................... 17-25
      Disapproval by Landlord [24 CFR 983.251(e)(2)]............................ 17-25
  17-VI.F. Owner Selection of Tenants .......................................................... 17-26
      Leasing [24 CFR 983.253(a)] ............................................................. 17-26
      Filling Vacancies [24 CFR 983.254(a)] ............................................. 17-26
      Reduction in HAP Contract Units Due to Vacancies
        [24 CFR 983.254(b)] ................................................................. 17-26
      Reduction of HAP Contract Units Due to Tenant Rent Equaling or
      Exceeding the Rent to Owner [HERA July 2014] .............................. 17-26
  17-VI.G. Tenant Screening [24 CFR 983.255] ............................................ 17-27
      DMMHA Responsibility .................................................................... 17-27
      Owner Responsibility ......................................................................... 17-27

**PART VII:** OCCUPANCY ........................................................................... 17-28
  17-VII.A. Overview .................................................................................. 17-28
  17-VII.B. Lease [24 CFR 983.256] ............................................................ 17-28
      Form of Lease [24 CFR 983.256(b)] .................................................. 17-28
      Lease Requirements [24 CFR 983.256(c), HERA July 2014] ......... 17-28
      Tenancy Addendum [24 CFR 983.256(d)] ........................................ 17-28
      Initial Term and Lease Renewal [24 CFR 983.256(f),
      HERA July 2014] ............................................................................. 17-29
      Changes in the Lease [24 CFR 983.256(e)] .................................... 17-29
      Owner Termination of Tenancy [24 CFR 983.257] ......................... 17-29
      Continuation of Housing Assistance Payments
        [24 CFR 982.258] ........................................................................ 17-29
  17-VII.C. Moves ......................................................................................... 17-30
      Overcrowded, Under-Occupied, and Accessible Units
  17-VII.D. Exceptions to the Occupancy Cap [24 CFR 983.262] ........... 17-31
## PART VIII: DETERMINING RENT TO OWNER ........................................ 17-33
  17-VIII.A. Overview .................................................................. 17-33
  17-VIII.B. Rent Limits [24 CFR 983.301] .................................. 17-33
    Certain Tax Credit Units [24 CFR 983.301(e)] ....................... 17-33
    Use of FMRs, Exception Payment Standards, 
    and Utility Allowances [24 CFR 983.301(f)] ......................... 17-34
    Redetermination of Rent [24 CFR 983.302] ......................... 17-34
    DMMHA-owned Units [24 CFR 983.301(g)] ......................... 17-35
    When Rent Reasonable Determinations are Required .......... 17-35
    How to Determine Reasonable Rent ............................... 17-35
    DMMHA-owned Units ...................................................... 17-36
    Owner Certification of Reasonable Rent ......................... 17-36
  17-VIII.D. Effect of Other Subsidy and Rent Control ............. 17-36
    Other Subsidy [24 CFR 983.304] ..................................... 17-36
    Rent Control [24 CFR 983.305] ..................................... 17-37

## PART IX: PAYMENTS TO OWNER .............................................. 17-38
    Tenant and DMMHA Responsibilities ........................... 17-39
    Utility Reimbursements .............................................. 17-39
    Meals and Supportive Services ...................................... 17-39
    Other Charges by Owner ............................................... 17-40
Chapter 18
Veterans Administrative Supportive Housing (VASH)

PART I: REFERRAL AND SCREENING ................................................................. 18-2
  18-I.A. Referrals .......................................................................................... 18-2
  18-I.B. Screening ......................................................................................... 18-2

PART II: VOUCHER ISSUANCE AND LEASE TERM ........................................... 18-2
  18-II.A. Voucher Issuance ............................................................................ 18-2
  18-II.B. Lease Term ...................................................................................... 18-2

PART III: SUCCESSFUL COMPLETION OF VAMC CASE MANAGEMENT .... 18-2
  18-III.A. Successful Completion of VAMC Case Management ................. 18-2

GLOSSARY