

OFFICE OF VICTIM SERVICES AND JUSTICE GRANTS

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Office of Victim Services and Justice Grants, pursuant to the authority under section 214(f) of the Neighborhood Engagement Achieves Results Amendment Act of 2016 (“Act”), effective June 30, 2016 (D.C. Law 21-125; D.C. Official Code § 7-2831(f)) and Mayor’s Order 2016-17, dated February 1, 2016, hereby gives notice of the adoption, on an emergency basis, of a new Chapter 42 (Private Security Camera Voucher Program) of Title 24 (Public Space and Safety) of the District of Columbia Municipal Regulations (DCMR).

This emergency rulemaking establishes a voucher program for qualifying residents to have a security camera system installed on a residential property and registered with the Metropolitan Police Department. There is an immediate need to protect the health, safety, and welfare of District residents by creating a voucher program for the purchase and installation of security cameras on private residences and whose footage is available for law enforcement investigations.

This emergency rulemaking was adopted on May 8, 2017, and became effective on that date. The emergency rulemaking will remain in effect for up to one hundred twenty (120) days after the date of adoption, expiring on September 5, 2017, or upon publication of a final rulemaking in the *D.C. Register*, whichever occurs first.

The Director of the Office of Victim Services and Justice Grants also hereby gives notice of the intent to take final rulemaking action to adopt these proposed rules in not less than thirty (30) days after the publication of this notice in the D.C. Register.

A new Chapter 42 (PRIVATE SECURITY CAMERA VOUCHER PROGRAM) is added to Title 24 (PUBLIC SPACE AND SAFETY) of the DCMR to read as follows:

CHAPTER 42. PRIVATE SECURITY CAMERA VOUCHER PROGRAM

Sec.	Title
4200	General provisions
4201	Application
4202	Prioritization of eligible locations
4203	Third party installation of security camera
4299	Definitions

4200 GENERAL PROVISIONS

4200.1 This chapter implements the private security camera voucher program, which creates an incentive for eligible residents and residential property owners to install security cameras that are intended to help deter crime and assist law enforcement with investigations.

4200.2 An owner or tenant of a property that is used as a residence (the Applicant) and who is receiving public assistance under the District of Columbia Public

Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Official Code § 4-201.01 *et seq.*), may be eligible to participate in the private security camera voucher program.

- 4200.3 An Applicant approved by the Office of Victim Services and Justice Grants (the Office) shall receive, at no cost, a security camera system that is purchased and installed by a third party entity pursuant to § 4203; the Office shall register the security camera system with the Metropolitan Police Department.
- 4200.4 The maximum costs of the security camera system shall be up to \$200 per camera purchased and no more than \$500 per address of a property used as a residence
- 4200.5 Only one (1) security camera system per property address shall be eligible for this program.
- 4200.6 Residents of properties owned by the District of Columbia Housing Authority shall not be eligible for a voucher under this chapter.
- 4200.7 To be eligible for the voucher in § 4200.2, the Applicant must submit an application after the effective date of these regulations and before all available funds are expended.
- 4200.8 As part of this program, the Metropolitan Police Department will not have access to live video from the camera.
- 4200.9 By participating in this program, the Applicant acknowledges that he or she will not use the security camera for any unlawful or harassing purposes and will comply with any property requirements related to the installation of the security camera system.

4201 APPLICATION

- 4201.1 An Applicant shall submit a security camera voucher application on the form prescribed by the Office.
- 4201.2 A completed application shall include:
 - (a) The completed form prescribed by the Office; and
 - (b) Proof of current receipt of public assistance pursuant to the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; § 4-201.01 *et seq.*), under one of the following programs:
 - (1) General Assistance for Children;
 - (2) Emergency Shelter Family Services;
 - (3) Temporary Assistance for Needy Families;
 - (4) Program on Work, Employment, and Responsibility; or

- (5) Interim Disability Assistance.

4201.3 Upon the determination that an Applicant has complied with all the requirements of § 4201.2, and subject to the availability of funds, the voucher application shall be approved and processed by the Office.

4202 PRIORITIZATION OF ELIGIBLE LOCATIONS

4202.1 Until August 31, 2017, the Office shall accept applications only from Applicants whose property is located in the following Police Service Areas (PSA):

(a) First District:

- (1) PSA 103;
- (2) PSA 104;
- (3) PSA 105;
- (4) PSA 106;
- (5) PSA 107;
- (6) PSA 108;

(b) Second District:

- (1) PSA 202;
- (2) PSA 207;
- (3) PSA 208;

(c) Third District:

- (1) PSA 302;
- (2) PSA 303;
- (3) PSA 305;
- (4) PSA 307;
- (5) PSA 308;

(d) Fourth District:

- (1) PSA 402;
- (2) PSA 403;
- (3) PSA 404;

- (4) PSA 405;
- (5) PSA 406;
- (6) PSA 407;
- (7) PSA 409;
- (e) Fifth District: All PSAs;
- (f) Sixth District:
 - (1) PSA 601;
 - (2) PSA 602;
 - (3) PSA 603;
 - (4) PSA 604;
 - (5) PSA 608; and
- (g) Seventh District: All PSAs.

4202.2 Beginning September 1, 2017, the Office shall accept applications from Applicants whose property is located in any PSA.

4202.3 PSA borders can be found online at: <http://mpdc.dc.gov/page/police-districts-and-police-service-areas>.

4202.4 Each Applicant can find relevant property address PSAs online at: <http://geospatial.dcgis.dc.gov/PSAFinder/>.

4203 THIRD PARTY INSTALLATION OF SECURITY CAMERA

4203.1 The Office shall contract with a third party entity to provide the following services:

- (a) Purchase of the security camera systems; and
- (b) Installation of the security camera system at the Applicant's residence.

4203.2 Upon determination that the third party entity has complied with all the requirements of this section, payment shall be made to the third party entity.

4203.3 The third party entity shall:

- (a) Coordinate with the Applicant the date and time of installing the security camera system at the Applicant's residence; and
- (b) Be solely responsible for the purchase and installation of the security camera system at the Applicant's residence.

4203.4 The third party entity shall not provide an uninstalled security camera system to any Applicant.

4203.5 Once the installation is complete, the Applicant shall own the security camera system.

4299 DEFINITIONS

4299.1 The following definitions shall apply to terms used in this chapter:

Applicant – A property owner that submits an application for a security camera voucher; provided, that a tenant of a property owner may submit an application with the consent of the property owner.

Office – The Office of Victim Services and Justice Grants.

PSA – Police Service Area.

All persons interested in commenting on this proposed rulemaking action may submit comments in writing to Christopher Dyer, Office of Victim Services and Justice Grants, 441 4th St. NW, Suite 727N, Washington, DC 20001, or via email at christopher.dyer@dc.gov. Comments must be received no later than thirty (30) days after publication of this notice in the *D.C. Register*. Copies of the proposed rules can be obtained from the address listed above. Copies of this proposal may be obtained, at cost, by writing to the above address.