HCD Enforcement Process

Nov. 2020

TA Letter Provided

RECEIVE REQUEST
HCD receives requests, compiles information, contacts local government.

TECHNICAL ASSISTANCE
HCD provides advice to assist decision-making or implement statute.
IF CASE IS NOT RESOLVED MOVE TO NEXT STEP - TA continues

HOUSING ELEMENT RELATED CASES

NON-HOUSING ELEMENT RELATED CASES
(AB 72: HAA, No Net Loss, Density Bonus, Fair Housing; and Preservation, ADU, Surplus Land

NOTICE OF INQUIRY/ NOTICE OF POTENTIAL VIOLATION
HCD Provides notice either requesting information on a required housing element action or proving a warning related to compliance with housing element law.
(IF VIOLATION HAS ALREADY OCCURRED SKIP THIS STEP)

NOTICE OF POTENTIAL VIOLATION
HCD provides notice warning of a potential violation to state law related to an upcoming action (IF VIOLATION HAS ALREADY OCCURRED SKIP THIS STEP)

NOTICE OF NON COMPLIANCE/ CORRECTIVE ACTION
HCD Provides notice that housing element compliance may be revoked if the required remedy is not completed within 30 days.

NOTICE OF VIOLATION
HCD provides a letter to the local government notifying of violation of State Law.

ATTORNEY GENERAL
HCD refers issue to the office of the California Office of the Attorney General. Two meetings with jurisdiction are offered prior to bringing court action related to Housing Element and No Net Loss cases.

SUCCESSFUL COMPLETION OF CORRECTIVE ACTION

DECERTIFICATION
HCD provides a letter to the local government that housing element