

A Tiny Chat Companion: Responding to the CDC Order (10/5/21)

Recipe for Responding to CDC Order

(1) State/local court order regarding CDC Order.

- A state/local order could include:
 1. Changes to landlord pleading requirements;
 2. Summons requirements;
 3. Amendments to standardized eviction forms;
 4. Clarifying that judges should ask about the declaration before finalizing an eviction;
 5. Addressing whether challenges to the declarations are permitted, and if so, setting out a process;
 6. Addressing whether cases determined to be covered by the CDC Order are dismissed;
 7. Requiring landlords to inform the court upon receipt of declaration after the case is filed; and
 8. Guidance to courts/judges.
- Two courts have adopted CDC orders that may be models: Supreme Court of Texas: <https://www.txcourts.gov/media/1449728/209109.pdf> and Rhode Island District Court: <https://www.courts.ri.gov/Courts/districtcourt/PDF/20-06.pdf>

(2) Court training and education outreach re: court order and CDC Order.

(3) Clear communication to landlords, tenants and the courts about court order and CDC Order.

- Examples of courts with good resources for self-represented litigants about the CDC Order include: Alaska: <http://www.courts.alaska.gov/covid19/evictions-faq.htm> and Utah: <https://www.utcourts.gov/howto/landlord/eviction.html>

(4) Stakeholder outreach re: court order and CDC Order.

(5) Collaboration (including setting up eviction diversion programs).

- Examples of eviction diversion programs that have launched or are being stood up include: Michigan, Circuit Court of Cook County, [Washington State](#), Indiana, Kentucky.

NCSC Webinars on Eviction Diversion

- September 15, 2020 webinar on Eviction Diversion (showcasing CDC Eviction Moratorium, Michigan and Circuit Court of Cook County):
<https://vimeo.com/458611401>
- June 16, 2020 webinar on Eviction Diversion (showcasing Michigan):
<https://vimeo.com/430049780>

Additional resources

- CDC Eviction Moratorium Language: <https://s3.amazonaws.com/public-inspection.federalregister.gov/2020-19654.pdf>
- List of jurisdictions that have allocated CARES funding for tenant representation: http://civilrighttocounsel.org/major_developments/1463
- Stout National Eviction Estimates: <https://bit.ly/evictionestimates>
- Urban Institute Resources about CDC Eviction Order: <https://www.urban.org/urban-wire/cdc-took-important-step-halt-evictions-because-covid-19-thats-only-half-battle>
- National Housing Law Project page resources on CDC order: <https://www.nhlp.org/campaign/protecting-renter-and-homeowner-rights-during-our-national-health-crisis-2/>

English and Translated CDC Order Self-Help Resources

- English:
<https://nationalcenterforstatecourts.app.box.com/s/n7w8zu89tbayfjr0qz6h7mn6nrg0x6qh/file/719284535377>
- Arabic:
<https://nationalcenterforstatecourts.app.box.com/s/n7w8zu89tbayfjr0qz6h7mn6nrg0x6qh/file/719285572977>
- Mandarin:
<https://nationalcenterforstatecourts.app.box.com/s/n7w8zu89tbayfjr0qz6h7mn6nrg0x6qh/file/719287035280>
- Spanish:

<https://nationalcenterforstatecourts.app.box.com/s/n7w8zu89tbayfjr0qz6h7mn6nrg0x6qh/file/719268949402>

- Tagalog:
<https://nationalcenterforstatecourts.app.box.com/s/n7w8zu89tbayfjr0qz6h7mn6nrg0x6qh/file/719284804432>
- Vietnamese:
<https://nationalcenterforstatecourts.app.box.com/s/n7w8zu89tbayfjr0qz6h7mn6nrg0x6qh/file/719286892606>

Example of Automated Declaration Forms available in English and Spanish:

<https://massaccess.suffolkclitlab.org/housing/#CDC>

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