

Ordinance No. XXXX

BE IT ORDAINED by the Council of the City of Berkeley as follows:

Section 1. That Section 13.76.075 of the Berkeley Municipal Code is added to read as follows:

Section 13.76.075 Screening Fees Prohibited.

- A. Landlords shall not charge, or cause to be charged, a screening fee or any other financial consideration to an applicant of a rental unit as a condition of tenant candidacy.**
- B. The provisions of this section shall not apply to a credit report fee of an applicant of a rental unit under the following conditions:**
 - 1. The fee solely reflects the direct cost of the credit report, which does not include staff time to conduct the credit check.**
 - 2. The applicant of the rental unit receives a copy of the credit report and a receipt indicating the following:**
 - a) The cost of the credit report**
 - b) The provider of the credit report**

Section 2. Copies of this Ordinance shall be posted for two (2) days prior to adoption in the display case located near the walkway in front of Old City Hall, 2134 Martin Luther King Jr. Way. Within fifteen (15) days of adoption, copies of this Ordinance shall be filed at each branch of the Berkeley Public Library and the title shall be published in a newspaper of general circulation.