

SENATE BILL 62

C8

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(PRE-FILED)

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Housing and Community Development)**

Requested: November 15, 2012

Introduced and read first time: January 9, 2013

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Community Legacy Program – Application Requirements – Approval by**
3 **Authorized Designee**

4 FOR the purpose of authorizing a political subdivision to approve an application to the
5 Department of Housing and Community Development for a sustainable
6 community plan or community legacy project by delivery of a letter, by a certain
7 authorized designee, expressing support for the plan or project; and generally
8 relating to the Department of Housing and Community Development and
9 approval of sustainable community plans and community legacy projects.

10 BY repealing and reenacting, with amendments,
11 Article – Housing and Community Development
12 Section 6–206
13 Annotated Code of Maryland
14 (2006 Volume and 2012 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Housing and Community Development**

18 6–206.

19 (a) The Department shall:

20 (1) review each application and may request more information from
21 the sponsor;

22 (2) accept public input on each application;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) submit each application to appropriate State units and appropriate
2 members of the Smart Growth Subcabinet;

3 (4) consider any recommendation a State unit or member of the Smart
4 Growth Subcabinet makes;

5 (5) consider geographic balance when reviewing applications; and

6 (6) give priority in awarding financial assistance to applicants that are
7 likely to repay the financial assistance to a community development financial
8 institution or to the Community Legacy Financial Assistance Fund.

9 (b) (1) The Department may not approve an application unless the
10 political subdivision in which the proposed project is located approves the application
11 by [resolution]:

12 (I) RESOLUTION; OR

13 (II) LETTER, DELIVERED TO THE DEPARTMENT BY THE
14 POLITICAL SUBDIVISION'S AUTHORIZED DESIGNEE, EXPRESSING SUPPORT FOR
15 THE PLAN OR PROJECT.

16 (2) If an application affects a sustainable community entirely within a
17 municipal corporation, the approval must come from the municipal corporation rather
18 than the surrounding county.

19 (3) If an application affects a sustainable community within more than
20 one political subdivision, each political subdivision must approve it by [resolution]:

21 (I) RESOLUTION; OR

22 (II) LETTER, DELIVERED TO THE DEPARTMENT BY THE
23 POLITICAL SUBDIVISION'S AUTHORIZED DESIGNEE, EXPRESSING SUPPORT FOR
24 THE PLAN OR PROJECT.

25 (c) The Secretary shall award financial assistance to a sponsor or a sponsor's
26 designee:

27 (1) in the amount and of the type that the Secretary determines; and

28 (2) under the terms of a community legacy agreement.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2013.