

Chapter 13

(Senate Bill 62)

AN ACT concerning

Community Legacy Program – Application Requirements – Approval by Authorized Designee

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

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

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

Article – Housing and Community Development

6–206.

- (a) The Department shall:
- (1) review each application and may request more information from the sponsor;
 - (2) accept public input on each application;
 - (3) submit each application to appropriate State units and appropriate members of the Smart Growth Subcabinet;
 - (4) consider any recommendation a State unit or member of the Smart Growth Subcabinet makes;
 - (5) consider geographic balance when reviewing applications; and

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

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

(I) RESOLUTION; OR

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

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

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

(I) RESOLUTION; OR

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

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

- (1) in the amount and of the type that the Secretary determines; and
- (2) under the terms of a community legacy agreement.

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

Approved by the Governor, April 9, 2013.