

HOUSE BILL 791

L1

0lr0447

By: **Montgomery County Delegation**

Introduced and read first time: February 3, 2020

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Housing Opportunities Commission – Procurement**

3 **MC 5–20**

4 FOR the purpose of requiring the Housing Opportunities Commission of Montgomery
5 County to adopt procurement provisions that conform to certain provisions of the
6 Montgomery County Code and the Montgomery County Code of Regulations;
7 requiring certain purchases by the Housing Opportunities Commission of
8 Montgomery County to be made as provided in certain procurement provisions or as
9 approved by federal authorities; and generally relating to the Housing Opportunities
10 Commission of Montgomery County.

11 BY repealing and reenacting, with amendments,
12 Article – Housing and Community Development
13 Section 16–107
14 Annotated Code of Maryland
15 (2019 Replacement Volume and 2019 Supplement)

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

18 **Article – Housing and Community Development**

19 16–107.

20 (a) Under the powers given elsewhere in this Division II, the Montgomery
21 Commission may provide housing or housing projects for persons of eligible income, but
22 may do so only in accordance with local law or under a contract with Montgomery County.

23 (b) In accordance with subsection (a) of this section and in addition to the powers

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 listed elsewhere in this Division II or given by local law, the Montgomery Commission may:

2 (1) make mortgage loans and rent subsidy payments to persons of eligible
3 income;

4 (2) make construction loans and long-term mortgage loans to any person
5 to produce housing for persons of eligible income; and

6 (3) purchase mortgages secured by housing for persons of eligible income.

7 (c) Under the powers listed elsewhere in this Division II, the Montgomery
8 Commission may:

9 (1) enter into development agreements as may be necessary or convenient
10 in which:

11 (i) at least 50% of the units are initially occupied by individuals of
12 families whose income individually or as part of a family unit is equal to or less than:

13 1. 60% of the median income for the statistical area in which
14 the units are located as determined by the federal Office of Management and Budget; or

15 2. a lesser income that may be determined by the chief
16 elected official or chief elected official's designee in the jurisdiction in which the property is
17 located; or

18 (ii) at least 20% of the units are initially occupied by individuals who
19 are eligible for federal subsidies; and

20 (2) contract to furnish services, consultation, advice, and assistance to
21 other housing authorities or other persons in or outside of the State to assist in developing,
22 managing, renovating, or constructing housing described under item (1) of this subsection.

23 **(D) (1) THE MONTGOMERY COMMISSION SHALL ADOPT PROCUREMENT**
24 **PROVISIONS THAT CONFORM TO THE MONTGOMERY COUNTY CODE AND THE**
25 **MONTGOMERY COUNTY CODE OF REGULATIONS.**

26 **(2) ALL PURCHASES BY THE MONTGOMERY COMMISSION THAT ARE**
27 **NOT SPECIFICALLY REGULATED BY FEDERAL PROCUREMENT REQUIREMENTS**
28 **SHALL BE MADE:**

29 **(I) AS PROVIDED BY THE PROVISIONS ADOPTED UNDER THIS**
30 **SUBSECTION; OR**

31 **(II) AS APPROVED BY FEDERAL AUTHORITIES.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2020.