
By: **Montgomery County Delegation**

Introduced and read first time: February 2, 2006

Assigned to: Environmental Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 21, 2006

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County - Housing Opportunities Commission - Powers**
 3 **MC 611-06**

4 FOR the purpose of authorizing the Housing Opportunities Commission of
 5 Montgomery County to enter into certain development agreements to develop
 6 housing in which a certain minimum percentage of the units are initially
 7 occupied by certain individuals; authorizing the Commission to contract to
 8 furnish services, consultation, advice, and assistance to other housing
 9 authorities or other persons in or outside of the State to assist in developing,
 10 managing, renovating, or constructing certain housing; and generally relating to
 11 the Housing Opportunities Commission of Montgomery County.

12 BY repealing and reenacting, without amendments,
 13 Article - Housing and Community Development
 14 Section 16-101(a) and (d)
 15 Annotated Code of Maryland
 16 (2005 Volume)
 17 (As enacted by Chapter ____ (S.B. 11) of the Acts of the General Assembly of
 18 2006)

19 BY repealing and reenacting, with amendments,
 20 Article - Housing and Community Development
 21 Section 16-107
 22 Annotated Code of Maryland
 23 (2005 Volume)

1 (As enacted by Chapter ____ (S.B. 11) of the Acts of the General Assembly of
2 2006)

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

5 **Article - Housing and Community Development**

6 16-101.

7 (a) In this title the following words have the meanings indicated.

8 (d) "Montgomery Commission" means the Housing Opportunities Commission
9 of Montgomery County.

10 16-107.

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

15 (b) In accordance with subsection (a) of this section and in addition to the
16 powers listed elsewhere in this Division II or given by local law, the Montgomery
17 Commission may:

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

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

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

24 (C) UNDER THE POWERS LISTED ELSEWHERE IN THIS DIVISION II, THE
25 MONTGOMERY COMMISSION MAY:

26 (1) ENTER INTO DEVELOPMENT AGREEMENTS AS MAY BE NECESSARY
27 OR CONVENIENT IN WHICH:

28 (I) AT LEAST 50% OF THE UNITS ARE INITIALLY OCCUPIED BY
29 INDIVIDUALS OF FAMILIES WHOSE INCOME INDIVIDUALLY OR AS PART OF A FAMILY
30 UNIT IS EQUAL TO OR LESS THAN:

31 1. 60% OF THE MEDIAN INCOME FOR THE STATISTICAL AREA
32 IN WHICH THE UNITS ARE LOCATED AS DETERMINED BY THE FEDERAL OFFICE OF
33 MANAGEMENT AND BUDGET; OR

1 2. A LESSER INCOME THAT MAY BE DETERMINED BY THE
2 CHIEF ELECTED OFFICIAL OR CHIEF ELECTED OFFICIAL'S DESIGNEE IN THE
3 JURISDICTION IN WHICH THE PROPERTY IS LOCATED; OR

4 (II) AT LEAST 20% OF THE UNITS ARE INITIALLY OCCUPIED BY
5 INDIVIDUALS WHO ARE ELIGIBLE FOR FEDERAL SUBSIDIES; AND

6 (2) CONTRACT TO FURNISH SERVICES, CONSULTATION, ADVICE, AND
7 ASSISTANCE TO OTHER HOUSING AUTHORITIES OR OTHER PERSONS IN OR OUTSIDE
8 OF THE STATE TO ASSIST IN DEVELOPING, MANAGING, RENOVATING, OR
9 CONSTRUCTING HOUSING DESCRIBED UNDER ITEM (1) OF THIS SUBSECTION.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2006.