

**HB0742/860919/1**

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL 742

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “construction” insert “or rehabilitation”; and in the same line, after “housing” insert “units under certain circumstances; requiring the Department of Housing and Community Development to report to the General Assembly on or before a certain date; providing for the termination of this Act”.

AMENDMENT NO. 2

On page 2, in line 1, strike “**IMPACT**”; in line 2, after “**DEVELOPMENT**” insert “**IMPACT**”; in the same line, after “**CHARGES**” insert “**THAT ARE NOT MANDATED UNDER STATE LAW**”; in the same line, after “**FOR**” insert “**THE**”; in the same line, after “**CONSTRUCTION**” insert “**OR REHABILITATION**”; in line 3, after “**HOUSING**” insert “**UNITS:**”

(I) IN PROPORTION TO THE NUMBER OF LOWER INCOME HOUSING UNITS OF A DEVELOPMENT; AND

(II) THAT ARE:

1. FINANCED, IN WHOLE OR IN PART, BY PUBLIC FUNDING THAT REQUIRES MORTGAGE RESTRICTIONS OR RECORDED COVENANTS RESTRICTING THE RENTAL OR SALE OF THE HOUSING UNITS TO LOWER INCOME RESIDENTS IN ACCORDANCE WITH SPECIFIC GOVERNMENT PROGRAM REQUIREMENTS; OR

2. DEVELOPED BY A NONPROFIT ORGANIZATION THAT:

(Over)

**A. HAS BEEN EXEMPT FROM FEDERAL TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE FOR A PERIOD OF AT LEAST 3 YEARS; AND**

**B. REQUIRES THE HOMEBUYER TO PARTICIPATE IN THE CONSTRUCTION OR REHABILITATION OF THE HOUSING UNIT**".

AMENDMENT NO. 3

On page 2, after line 10, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2010, the Department of Housing and Community Development shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on:

(1) The counties and municipalities that waived or modified impact building permit or development fees in accordance with this Act;

(2) The number and type of housing units for which the fees were waived or modified in accordance with this Act;

(3) The amount of impact building permit or development fees that a county or municipality waived for the construction of housing units in accordance with this Act; and

(4) The amount of impact building permit or development fees that a county or municipality collected for the construction of housing units in accordance with this Act."

in line 11, strike "2." and substitute "3."; and in line 12, after "2008." insert "It shall remain effective for a period of 3 years and, at the end of September 30, 2011, with no

further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.