

HOUSE BILL 108

C8
HB 731/12 – ENV

3lr1664

By: **Delegate Lafferty**
Introduced and read first time: January 16, 2013
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 16, 2013

CHAPTER _____

1 AN ACT concerning

2 **Housing and Community Development – Neighborhood and Community**
3 **Assistance Program – Project Proposals**

4 FOR the purpose of increasing the maximum sum of contributions for certain projects
5 under the Neighborhood and Community Assistance Program that are eligible
6 for a certain tax credit; authorizing the Department of Housing and Community
7 Development to give preference to a proposal for a certain project that benefits a
8 certain neighborhood conservation district; and generally relating to project
9 proposals under the Neighborhood and Community Assistance Program.

10 BY repealing and reenacting, with amendments,
11 Article – Housing and Community Development
12 Section 6–405
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 6–405.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) (1) For each fiscal year, a nonprofit organization may submit to the
2 Department, for approval under the Neighborhood and Community Assistance
3 Program, a proposal for a project to provide services to a priority funding area.

4 (2) The project may include:

5 (i) community services, including child care and recreational
6 services;

7 (ii) redevelopment assistance;

8 (iii) job training for individuals whose incomes do not exceed the
9 upper income limits that the Secretary sets under § 4–212 of this article;

10 (iv) education; and

11 (v) crime prevention.

12 (b) A proposal under this section shall include:

13 (1) the project to be conducted;

14 (2) the priority funding area that will benefit from the project;

15 (3) a description of the applicant's experience and capabilities;

16 (4) the estimated costs of the project;

17 (5) a description of the plans for implementing the project; and

18 (6) any other information that the Department determines is
19 necessary.

20 (c) (1) The Department may not approve a proposal submitted under this
21 section unless the proposal is approved by the governing body or authorized designee
22 of:

23 (i) each county that includes any of the priority funding area
24 that benefits from the project, if the project is not in a municipal corporation;

25 (ii) each municipal corporation that includes any of the priority
26 funding area that benefits from the project; or

27 (iii) each political subdivision that includes any of the priority
28 funding area that benefits from the project, if the priority funding area is partly within
29 and partly outside of any municipal corporation.

1 (2) An approval shall:

2 (i) be in writing; and

3 (ii) state the maximum amount of contributions to the approved
4 project that are eligible for a tax credit under § 6–404 of this subtitle.

5 (3) The sum of contributions eligible for a tax credit under § 6–404 of
6 this subtitle for all approved projects for a fiscal year may not exceed **[\$2,000,000]**
7 **\$3,500,000.**

8 (d) In approving or disapproving a proposal and in determining the
9 maximum amount of contributions eligible for tax credits under § 6–404 of this
10 subtitle, the Department:

11 (1) shall consider:

12 (i) the need for the project in relation to the need for other
13 proposed projects;

14 (ii) the anticipated benefit to the priority funding area;

15 (iii) the capacity of the applicant to raise money for the project;

16 (iv) the readiness of the applicant to proceed with the project;

17 (v) the ability of the applicant to complete the project as
18 proposed;

19 (vi) the geographic distribution of projects; and

20 (vii) any other relevant factors;

21 (2) may give preference to a proposal that benefits:

22 (I) a sustainable community under § 6–305 of this title; OR

23 (II) A NEIGHBORHOOD CONSERVATION DISTRICT
24 ~~DESIGNATED UNDER THE UNITED STATES DEPARTMENT OF HOUSING AND~~
25 ~~URBAN DEVELOPMENT'S NEIGHBORHOOD STABILIZATION PROGRAM; THAT IS~~
26 LOCALLY DESIGNATED IN COORDINATION WITH THE DEPARTMENT'S
27 NEIGHBORHOOD AND COMMUNITY ASSISTANCE PROGRAM;

28 (3) may request data and assistance from other units of the State; and

1 (4) shall apportion among all approved projects the limit imposed by
2 subsection (c)(3) of this section.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.