

HOUSE BILL 107

C8

71r0006

By: **Chair, Environment and Transportation Committee (By Request –
Departmental – Housing and Community Development)**

Introduced and read first time: January 16, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Housing and Community Development – Funding for Newly**
3 **Constructed Single-Family Homes**

4 FOR the purpose of authorizing the Department of Housing and Community Development
5 to provide funding under certain programs for a growth-related project not in a
6 priority funding area without receiving approval from the Board of Public Works for
7 the construction or purchase of newly constructed single-family homes or the
8 purchase of loans for newly constructed single-family homes if the Department
9 makes a certain determination regarding the cost of compliance with building and
10 fire codes; and generally relating to funding from the Department of Housing and
11 Community Development for newly constructed single-family homes.

12 BY repealing and reenacting, with amendments,
13 Article – State Finance and Procurement
14 Section 5–7B–06
15 Annotated Code of Maryland
16 (2015 Replacement Volume and 2016 Supplement)

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

19 **Article – State Finance and Procurement**

20 5–7B–06.

21 (a) **[The] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE**
22 State may provide funding for a growth-related project not in a priority funding area
23 without receiving approval from the Board of Public Works as provided under § 5–7B–05
24 of this subtitle for:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (1) a project that is required to protect public health or safety;

2 (2) a project involving federal funds, to the extent compliance with this
3 subtitle would conflict or be inconsistent with federal law; or

4 (3) a growth-related project related to a commercial or industrial activity
5 which, due to its operational or physical characteristics, shall be located away from other
6 development, including:

7 (i) a natural resource based industry;

8 (ii) an industry relating to:

9 1. agricultural operations, as defined in § 7-101 of the Labor
10 and Employment Article;

11 2. forestry activities; or

12 3. mineral extraction;

13 (iii) an industry that is proximate to:

14 1. an airport facility;

15 2. a port facility;

16 3. a railroad facility;

17 4. a transit facility; or

18 5. a major highway interchange; or

19 (iv) a tourism facility or museum that is required to be located away
20 from other development due to necessary proximity to specific historic, natural, or cultural
21 resources.

22 (b) A procedure for notification, review, and comment on exceptions proposed
23 under [this section] **SUBSECTION (A) OF THIS SECTION** shall be established jointly by the
24 applicable State agency and the Department of Planning.

25 **(C) THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT MAY**
26 **PROVIDE FUNDING UNDER TITLE 4, SUBTITLE 2 OR SUBTITLE 3 OF THE HOUSING**
27 **AND COMMUNITY DEVELOPMENT ARTICLE FOR A GROWTH-RELATED PROJECT NOT**
28 **IN A PRIORITY FUNDING AREA WITHOUT RECEIVING APPROVAL FROM THE BOARD**
29 **OF PUBLIC WORKS AS PROVIDED UNDER § 5-7B-05 OF THIS SUBTITLE FOR THE**

1 CONSTRUCTION OR PURCHASE OF NEWLY CONSTRUCTED SINGLE-FAMILY HOMES
2 OR THE PURCHASE OF LOANS FOR NEWLY CONSTRUCTED SINGLE-FAMILY HOMES IF
3 THE DEPARTMENT DETERMINES THAT THE COST OF COMPLIANCE WITH BUILDING
4 AND FIRE CODES MAKES IT DIFFICULT FOR A LOW- OR MODERATE-INCOME FAMILY
5 TO PURCHASE A NEWLY CONSTRUCTED SINGLE-FAMILY HOME.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 2017.