

HOUSE BILL 690

C8
HB 843/15 – W&M

7lr0856

By: **Delegates Hixson, Ebersole, C. Howard, Lafferty, A. Washington,
M. Washington, and P. Young**

Introduced and read first time: February 1, 2017

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Housing and Community Development – Neighborhood and Community**
3 **Assistance Program Tax Credit – Maximum Contributions**

4 FOR the purpose of increasing the maximum sum of contributions for certain projects under
5 the Neighborhood and Community Assistance Program that are eligible for a certain
6 tax credit; making a technical correction; and generally relating to the Neighborhood
7 and Community Assistance Program.

8 BY repealing and reenacting, with amendments,
9 Article – Housing and Community Development
10 Section 6–405
11 Annotated Code of Maryland
12 (2006 Volume and 2016 Supplement)

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

15 **Article – Housing and Community Development**

16 6–405.

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

20 (2) The project may include:

21 (i) community services, including child care and recreational
22 services;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) redevelopment assistance;

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

4 (iv) education; and

5 (v) crime prevention.

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

7 (1) the project to be conducted;

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

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

10 (4) the estimated costs of the project;

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

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

13 (c) (1) The Department shall provide written notice to the political subdivision
14 in which the proposed project is located.

15 (2) Except as provided in paragraph (4) of this subsection, the Department
16 may not approve a proposal submitted under this section unless the proposal is approved
17 by the governing body or authorized designee of:

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

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

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

25 (3) An approval shall:

26 (i) be in writing; and

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

1 (4) If the Department does not receive notice of approval or denial of an
2 application from the affected jurisdictions within 45 days after notice of the proposed
3 project is given in accordance with paragraph (1) of this subsection, the Department may
4 approve the application.

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

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

10 (1) shall consider:

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

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

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

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

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

17 (vi) the geographic distribution of projects; and

18 (vii) any other relevant factors;

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

20 (i) a sustainable community under § 6–305 of this title; or

21 (ii) a neighborhood conservation district that is locally designated in
22 coordination with the Department's Neighborhood and Community Assistance Program;

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

24 (4) shall apportion among all approved projects the limit imposed by
25 subsection [(c)(3)] **(C)(5)** of this section.

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