

By: Menendez

H.B. No. 3871

A BILL TO BE ENTITLED

AN ACT

relating to the evaluation of an application for a low income housing tax credit.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 2306.6710, Government Code, is amended by adding Subsection (h) to read as follows:

(h) The department shall presume that the applicant has made a good faith effort to obtain community participation and shall award the applicant the total number of points that may be awarded with respect to the category of positive written statements under Subsection (f) if:

(1) the application includes:

(A) a statement confirming that a neighborhood organization described by Subsection (b)(1)(B) does not exist that is submitted by:

(i) the presiding officer or authorized representative of the governing body of the municipality in which the development is to be located; or

(ii) the clerk of the county in which the development is to be located if the development is to be located outside a municipality.

SECTION 2. The change in law made by this Act applies only to an application for a low income housing tax credit filed on or after the effective date of this Act. An application filed before

1 the effective date of this Act is governed by the law in effect on
2 the date the application was filed, and the former law is continued
3 in effect for that purpose.

4 SECTION 3. This Act takes effect September 1, 2007.