

By: Davis of Dallas

H.B. No. 3536

A BILL TO BE ENTITLED

AN ACT

1
2 relating to requiring the Texas Department of Housing and Community
3 Affairs to determine certain demographic information regarding the
4 occupancy of multiunit residential properties; requiring
5 applicants for certain tax credits to provide certain demographic
6 information.

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

8 SECTION 1. Subchapter H, Chapter 2306, Government Code, is
9 amended by adding Section 2306.189 to read as follows:

10 Sec. 2306.189. DUTY TO REPORT TO UNITED STATES CENSUS
11 BUREAU. (a) In this section, "multiunit residential property" has
12 the meaning assigned by Section 125.001, Civil Practice and
13 Remedies Code.

14 (b) The department shall determine the occupancy of
15 multiunit residential properties in this state and annually forward
16 that information to the United States Census Bureau.

17 (c) In determining the occupancy of multiunit residential
18 properties, the department must collect the following information
19 for each census tract in this state:

20 (1) the number of units in each multiunit residential
21 property; and

22 (2) the number of occupants in each unit of a multiunit
23 residential property.

24 (d) The department may send other statistical information

1 to the United States Census Bureau if the department determines the
2 information will assist the bureau in conducting a census.

3 (e) The owner of a multiunit residential property must
4 submit to the department the information required by Subsection (c)
5 and other information requested by the department.

6 (f) The department shall adopt rules as necessary to
7 implement this section.

8 SECTION 2. Subchapter DD, Chapter 2306, Government Code, is
9 amended by adding Section 2306.6736 to read as follows:

10 Sec. 2306.6736. REQUIREMENT TO REPORT CERTAIN CENSUS
11 INFORMATION. The department by rule may require an applicant to
12 provide information relating to the number of units and the
13 occupancy of each unit in a housing development as a condition of
14 receiving or retaining a housing tax credit under this chapter.

15 SECTION 3. The Texas Department of Housing and Community
16 Affairs shall develop the method for collecting information
17 relating to the occupancy of multiunit residential properties as
18 required by Section 2306.189, Government Code, as added by this
19 Act, not later than January 1, 2010.

20 SECTION 4. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2009.