

Amend Amendment No. 1 to HB 3361 by substituting the following:

(1) Strike page 5, line 17, through page 6, line 8, and substitute the following:

(F) the level of community support for the application, evaluated on the basis of written statements from the state representative or the state senator that represents the district containing the proposed development site;

(G) the rent levels of the units;

(H) the cost of the development by square foot;

(I) the services to be provided to tenants of the development; ~~and~~

(J) whether, at the time the complete application is submitted or at any time within the two-year period preceding the date of submission, the proposed development site is located in an area declared to be a disaster under Section 418.014; and

(K) quantifiable community participation with respect to the development, evaluated on the basis of written statements from any neighborhood organizations on record with the state or county in which the development is to be located and whose boundaries contain the proposed development site;

(2) Strike SECTION 2.02 of the bill.

(3) On page 19, line 4, after the semicolon, insert "and".

(4) On page 19, line 5, strike "; and" and substitute a period.

(5) On page 19, strike line 6.

(6) On page 19, line 22, strike "Sections 2306.6710 and 2306.6718, Government Code, apply" and substitute "Section 2306.6710, Government Code, applies".

(7) Add the following appropriately numbered SECTION to ARTICLE 1 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION 1.\_\_\_\_. Subchapter P, Chapter 2306, Government Code, is amended by adding Section 2306.3591 to read as follows:

Sec. 2306.3591. ADDITIONAL APPLICATION REQUIREMENT: NOTICE, HEARING, AND RESOLUTION BY CERTAIN GOVERNING BODIES. (a) Not later than the 60th day before submitting to the department an

application for the issuance of private activity bonds, an applicant must provide notice of the intent to file the application to:

(1) the municipality in which any part of the proposed development is to be located;

(2) the county in which the proposed development is to be located if any part of the development is to be located in an area of a county that is not part of a municipality; and

(3) the municipality and county in which the proposed development is to be located if any part of the development is located in the extraterritorial jurisdiction of a municipality.

(b) Not later than the 30th day after receiving notice under Subsection (a), a county or municipality, as applicable, shall provide for public comment on the application at a hearing held in compliance with Chapter 551, Government Code.

(c) In addition to the application information otherwise required under this subchapter, an application for the issuance of private activity bonds must be accompanied by a certified copy of a resolution from each governing body described by Subsection (a). The resolution must certify that:

(1) notice has been provided to the governing body as required by Subsection (a);

(2) the governing body has had sufficient opportunity to obtain a response from the applicant regarding any questions or concerns about the proposed development;

(3) the governing body has held a hearing under Subsection (b); and

(4) after due consideration of the information provided by the applicant and public comment, the governing body does not object to the filing of the proposed application.

(8) Add the following appropriately numbered SECTION to ARTICLE 6 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION 6.\_\_\_\_. Section 2306.3591, Government Code, as added by this Act, applies only to an application for the issuance of private activity bonds that is submitted to the Texas Department of Housing and Community Affairs during an application cycle that

begins on or after the effective date of this Act. An application submitted during an application cycle that began before the effective date of this Act is governed by the law in effect at the time the application cycle began, and the former law is continued in effect for that purpose.