

By: Raymond, Naishtat, Elkins

H.B. No. 1428

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the administration of housing funds set aside for  
3 persons with disabilities through the homebuyer assistance  
4 program.

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

6 SECTION 1. Section 2306.111, Government Code, is amended by  
7 adding Subsection (c-3) to read as follows:

8 (c-3) In administering funds that are set aside for persons  
9 with disabilities under Subsection (c)(2) and allocated through the  
10 homebuyer assistance program, the department:

11 (1) may not require a person to enter into a contract  
12 to purchase a home before applying for or reserving funds allocated  
13 through the program; and

14 (2) by rule shall implement a preapproval process  
15 under which a person:

16 (A) before funds allocated through the program  
17 are made available, may establish eligibility to receive those  
18 funds; and

19 (B) has an adequate period of at least 90 days in  
20 which to locate a home for purchase using funds made available under  
21 the program.

22 SECTION 2. The Texas Department of Housing and Community  
23 Affairs shall adopt rules under Section 2306.111(c-3), Government  
24 Code, as added by this Act, not later than December 31, 2015.

1           SECTION 3. The change in law made by this Act applies only  
2 to an application for housing funds that are administered through  
3 the homebuyer assistance program submitted to the Texas Department  
4 of Housing and Community Affairs on or after the date the rules  
5 adopted by the department under Section 2306.111(c-3), Government  
6 Code, as added by this Act, take effect. An application for housing  
7 funds submitted before the date the rules take effect is governed by  
8 the law in effect immediately before the effective date of this Act,  
9 and the former law is continued in effect for that purpose.

10           SECTION 4. This Act takes effect September 1, 2015.