

By: Calanni

H.B. No. 1881

A BILL TO BE ENTITLED

AN ACT

1
2 relating to application requirements for low income housing tax
3 credits for developments financed through the private activity bond
4 program.

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

6 SECTION 1. Section 2306.67071(a), Government Code, is
7 amended to read as follows:

8 (a) Before submitting to the department an application for
9 housing tax credits for developments financed through the private
10 activity bond program, including private activity bonds issued by
11 the department, the Texas State Affordable Housing Corporation, or
12 a local issuer, an applicant must provide notice of the intent to
13 file the application to:

14 (1) the governing body of a municipality in which the
15 proposed development site is to be located;

16 (2) subject to Subdivision (3), the commissioners
17 court of a county in which the proposed development site is to be
18 located, if the proposed site is to be located in an area of a county
19 that is not part of a municipality; or

20 (3) the commissioners court of a county in which the
21 proposed development site is to be located and the governing body of
22 the applicable municipality, if the proposed site is to be located
23 in the extraterritorial jurisdiction of a municipality with a
24 population of less than two million.

1 SECTION 2. The change in law made by this Act applies only
2 to an application for low income housing tax credits that is
3 submitted to the Texas Department of Housing and Community Affairs
4 during an application cycle that is based on the 2020 qualified
5 allocation plan or a subsequent plan adopted by the governing board
6 of the department. An application that is submitted during an
7 application cycle that is based on an earlier qualified allocation
8 plan is governed by the law in effect on the date the application
9 cycle began, and the former law is continued in effect for that
10 purpose.

11 SECTION 3. This Act takes effect September 1, 2019.