

By: Rodriguez

H.B. No. 2186

A BILL TO BE ENTITLED

AN ACT

relating to the allocation of housing tax credits to developments within proximate geographical areas.

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

SECTION 1. Section 2306.6711(f), Government Code, is amended to read as follows:

(f) The board may allocate housing tax credits to more than one development in a single community, as defined by department rule, in the same calendar year ~~[only]~~ if the developments are or will be located more than two linear miles apart or the applicant obtains prior approval of the development from the governing body of the municipality containing the development or, if located outside a municipality, the county containing the development. This subsection does not prohibit the department from adopting rules under this chapter for specific geographic areas of this state ~~[applies only to communities contained within counties with populations exceeding one million]~~.

SECTION 2. The changes in law made by this Act apply only to an application for low income housing tax credits that is submitted to the Texas Department of Housing and Community Affairs during an application cycle that is based on the 2020 qualified allocation plan or a subsequent plan adopted by the governing board of the department. An application that is submitted during an application cycle that is based on an earlier qualified allocation plan is

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1 governed by the law in effect on the date the application cycle
2 began, and the former law is continued in effect for that purpose.

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