

By: Bell of Montgomery

H.B. No. 4045

A BILL TO BE ENTITLED

AN ACT

relating to the allocation of low income housing tax credits.

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

SECTION 1. Section 2306.6710(g), Government Code, is amended to read as follows:

(g) If no written statement is received for an application under Subsection (b)(1)(J) or the written statement does not express support for or against the application, the department shall use the maximum number of points that could have been awarded under that paragraph to increase the maximum number of points that may be awarded for that application under Subsection (b)(1)(B). If awarding points under Subsection (b)(1)(B)(iii), the department shall reallocate the points from the scoring category provided by Subsection (b)(1)(J) equally between the political subdivisions described by Subsection (b)(1)(B)(iii). In awarding points transferred under this subsection from the scoring category provided by Subsection (b)(1)(J) to the scoring category provided by Subsection (b)(1)(B), the department shall award:

(1) positive points for positive resolutions adopted;

(2) negative points for negative resolutions adopted;

and

(3) zero points for neutral resolutions adopted.

SECTION 2. The change in law made by this Act applies only to an application for low income housing tax credits that is

1 submitted to the Texas Department of Housing and Community Affairs
2 during an application cycle that is based on the 2026 qualified
3 allocation plan or a subsequent plan adopted by the governing board
4 of the department. An application that is submitted during an
5 application cycle that is based on an earlier qualified allocation
6 plan is governed by the law in effect on the date the application
7 cycle began, and the former law is continued in effect for that
8 purpose.

9 SECTION 3. This Act takes effect September 1, 2025.