

SENATE BILL 494

C8

5lr2510
CF 5lr1554

By: **Senators King, Ferguson, and Montgomery**
Introduced and read first time: February 6, 2015
Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Housing and Community Development – Neighborhood and Community**
3 **Assistance Program Tax Credit – Maximum Contributions**

4 FOR the purpose of increasing the maximum sum of contributions for certain projects under
5 the Neighborhood and Community Assistance Program that are eligible for a certain
6 tax credit; and generally relating to the Neighborhood and Community Assistance
7 Program.

8 BY repealing and reenacting, with amendments,
9 Article – Housing and Community Development
10 Section 6–405
11 Annotated Code of Maryland
12 (2006 Volume and 2014 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That the Laws of Maryland read as follows:

15 **Article – Housing and Community Development**

16 6–405.

17 (a) (1) For each fiscal year, a nonprofit organization may submit to the
18 Department, for approval under the Neighborhood and Community Assistance Program, a
19 proposal for a project to provide services to a priority funding area.

20 (2) The project may include:

21 (i) community services, including child care and recreational
22 services;

23 (ii) redevelopment assistance;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 (iii) job training for individuals whose incomes do not exceed the
2 upper income limits that the Secretary sets under § 4–212 of this article;

3 (iv) education; and

4 (v) crime prevention.

5 (b) A proposal under this section shall include:

6 (1) the project to be conducted;

7 (2) the priority funding area that will benefit from the project;

8 (3) a description of the applicant's experience and capabilities;

9 (4) the estimated costs of the project;

10 (5) a description of the plans for implementing the project; and

11 (6) any other information that the Department determines is necessary.

12 (c) (1) The Department may not approve a proposal submitted under this
13 section unless the proposal is approved by the governing body or authorized designee of:

14 (i) each county that includes any of the priority funding area that
15 benefits from the project, if the project is not in a municipal corporation;

16 (ii) each municipal corporation that includes any of the priority
17 funding area that benefits from the project; or

18 (iii) each political subdivision that includes any of the priority
19 funding area that benefits from the project, if the priority funding area is partly within and
20 partly outside of any municipal corporation.

21 (2) An approval shall:

22 (i) be in writing; and

23 (ii) state the maximum amount of contributions to the approved
24 project that are eligible for a tax credit under § 6–404 of this subtitle.

25 (3) The sum of contributions eligible for a tax credit under § 6–404 of this
26 subtitle for all approved projects for a fiscal year may not exceed **[\$3,500,000] \$6,000,000.**

1 (d) In approving or disapproving a proposal and in determining the maximum
2 amount of contributions eligible for tax credits under § 6–404 of this subtitle, the
3 Department:

4 (1) shall consider:

5 (i) the need for the project in relation to the need for other proposed
6 projects;

7 (ii) the anticipated benefit to the priority funding area;

8 (iii) the capacity of the applicant to raise money for the project;

9 (iv) the readiness of the applicant to proceed with the project;

10 (v) the ability of the applicant to complete the project as proposed;

11 (vi) the geographic distribution of projects; and

12 (vii) any other relevant factors;

13 (2) may give preference to a proposal that benefits:

14 (i) a sustainable community under § 6–305 of this title; or

15 (ii) a neighborhood conservation district that is locally designated in
16 coordination with the Department’s Neighborhood and Community Assistance Program;

17 (3) may request data and assistance from other units of the State; and

18 (4) shall apportion among all approved projects the limit imposed by
19 subsection (c)(3) of this section.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 October 1, 2015.