

1 AN ACT

2 relating to the allocation of low income housing tax credits.

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

4 SECTION 1. Section 2306.67022, Government Code, is amended
5 to read as follows:

6 Sec. 2306.67022. QUALIFIED ALLOCATION PLAN; MANUAL. (a)
7 At least biennially, the board shall adopt a qualified allocation
8 plan and a corresponding manual to provide information regarding
9 the administration of and eligibility for the low income housing
10 tax credit program. The board may adopt the plan and manual
11 annually, as considered appropriate by the board.

12 (b) The department may require as part of the threshold
13 criteria under a qualified allocation plan that a proposed
14 development satisfy certain criteria relating to educational
15 quality, as specified by the department in that plan.

16 (c) The department may not adopt a qualified allocation plan
17 that uses a scoring system that awards points to an application
18 based on criteria relating to the educational quality applicable to
19 a proposed development site.

20 (d) This subsection and Subsections (b) and (c) expire
21 September 1, 2021.

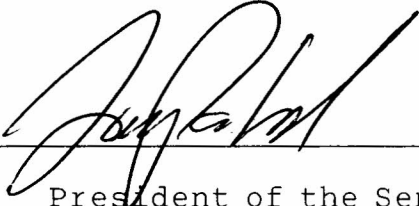
22 SECTION 2. (a) The Texas Department of Housing and
23 Community Affairs shall conduct a study of the effects that the
24 implementation of Sections 2306.67022(b) and (c), Government Code,

1 as added by this Act, has on the allocation of low income housing
2 tax credits in this state.

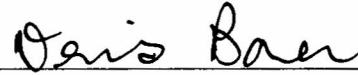
3 (b) Not later than January 1, 2021, the Texas Department of
4 Housing and Community Affairs shall submit to the governor, the
5 lieutenant governor, the speaker of the house of representatives,
6 and each standing committee of the legislature with jurisdiction
7 over affordable housing a report regarding the study required by
8 Subsection (a) of this section.

9 SECTION 3. The change in law made by this Act applies only
10 to an application for low income housing tax credits that is
11 submitted to the Texas Department of Housing and Community Affairs
12 during an application cycle that is based on the 2020 qualified
13 allocation plan or a subsequent plan adopted by the governing board
14 of the department under Section 2306.67022, Government Code, as
15 amended by this Act. An application that is submitted during an
16 application cycle that is based on an earlier qualified allocation
17 plan is governed by the law in effect on the date the application
18 cycle began, and the former law is continued in effect for that
19 purpose.

20 SECTION 4. This Act takes effect September 1, 2019.




President of the Senate



Speaker of the House

I certify that H.B. No. 1215 was passed by the House on May 8, 2019, by the following vote: Yeas 132, Nays 12, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1215 on May 24, 2019, by the following vote: Yeas 139, Nays 4, 1 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 1215 was passed by the Senate, with amendments, on May 22, 2019, by the following vote: Yeas 30, Nays 1.



Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:45 pm O'CLOCK

JUN 15 2019



Secretary of State

PROCLAMATION
BY THE
Governor of the State of Texas
41-3649

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Greg Abbott, Governor of Texas, do hereby disapprove of and veto House Bill No. 1215 as passed by the Eighty-Sixth Texas Legislature, Regular Session, because of the following objections:

House Bill 1215 mirrors current policy regarding the use of educational quality by the Texas Department of Housing and Community Affairs in administering the low income housing tax credit program. The bill would limit administrative flexibility, however, to a degree that is unacceptable.

Since the Eighty-Sixth Texas Legislature, Regular Session, by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 15th day of June, 2019.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor of Texas

ATTESTED BY:

A handwritten signature in black ink that reads "Joe Esparza".

JOE ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:40pm O'CLOCK

JUN 15 2019