

SENATE BILL 90

C9, F2

(PRE-FILED)

4r1081
CF HB 534

By: **Senator Hayes**

Requested: October 23, 2023

Introduced and read first time: January 10, 2024

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 10, 2024

CHAPTER _____

1 AN ACT concerning

2 **Community Development Administration – Live Near Your School Program –**
3 **Funding and Extension**

4 FOR the purpose of ~~requiring~~ authorizing the Governor, for certain fiscal years, to include
5 in the annual budget bill an appropriation for the Live Near Your School program in
6 the Community Development Administration; extending the termination date for the
7 program; and generally relating to the Live Near Your School program.

8 BY repealing and reenacting, without amendments,
9 Article – Housing and Community Development
10 Section 4–101(a) and (b) and 4–217(a) and (b)
11 Annotated Code of Maryland
12 (2019 Replacement Volume and 2023 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Housing and Community Development
15 Section 4–217(e)
16 Annotated Code of Maryland
17 (2019 Replacement Volume and 2023 Supplement)

18 BY repealing and reenacting, with amendments,
19 Chapter 247 of the Acts of the General Assembly of 2021
20 Section 2

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Housing and Community Development**

4 4–101.

5 (a) In this title the following words have the meanings indicated.

6 (b) “Administration” means the Community Development Administration.

7 4–217.

8 (a) A project, undertaking, or a part of a project or undertaking, including the
9 real, personal, and mixed property involved, qualifies as a community development project
10 if it is planned, acquired, owned, developed, constructed, reconstructed, rehabilitated,
11 repaired, renovated, or improved to promote sound community development.

12 (b) A community development project shall provide for:

13 (1) new or existing housing:

14 (i) that is or will be occupied in substantial part by families of
15 limited income; or

16 (ii) at least 20% of which is or will be occupied by families of limited
17 income, if the project is financed with bonds, notes, or other evidences of indebtedness
18 issued by the Administration, the income from which being includable in the holder’s gross
19 income under the Internal Revenue Code as determined by the Administration at the time
20 of issue;

21 (2) any improvements, such as streets, roads, sewer lines, and water lines
22 that are needed to support the housing; and

23 (3) the public or private commercial, educational, cultural, recreational,
24 community, or civic facilities that are needed to support the housing.

25 (e) (1) (i) In this subsection the following words have the meanings
26 indicated.

27 (ii) “Current student” means an individual who:

28 1. attends a public institution of higher education in the
29 State; and

30 2. is a degree-seeking, full-time equivalent student in an
31 undergraduate level, graduate level, or professional degree program.

1 (iii) “Public institution of higher education” has the meaning stated
2 in § 10–101 of the Education Article.

3 (iv) “Recent graduate” means an individual who, within 5 years
4 before applying for assistance under this section, graduated from a public institution of
5 higher education in the State with at least:

6 1. 120 credits in an undergraduate level program; or

7 2. 30 credits in a graduate level or professional degree
8 program.

9 (2) The Administration may administer community development projects
10 that:

11 (i) are in sustainable communities approved under § 6–305 of this
12 article; and

13 (ii) provide current students and recent graduates with financial
14 assistance in the form of grants to buy homes near the school of the student or graduate.

15 (3) A community development project administered under this subsection
16 is not subject to the provisions of subsection (b)(1) of this section that require part of the
17 housing to be occupied by families of limited income.

18 (4) The community development projects administered under this
19 subsection shall be known as the Live Near Your School program.

20 (5) The Administration shall adopt regulations to implement the Live Near
21 Your School program established under this subsection.

22 **(6) FOR FISCAL YEARS 2026 THROUGH 2030, EACH YEAR THE**
23 **GOVERNOR ~~SHALL~~ MAY INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION**
24 **OF \$200,000 FOR THE LIVE NEAR YOUR SCHOOL PROGRAM ESTABLISHED UNDER**
25 **THIS SUBSECTION.**

26 Chapter 247 of the Acts of 2021

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2021. It shall remain effective for a period of [3] 9 years and, at the end of
29 September 30, [2024] 2030, this Act, with no further action required by the General
30 Assembly, shall be abrogated and of no further force and effect.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
32 1, 2024.