HOUSE DOCKET, NO. FILED ON: 1/12/2009

**HOUSE . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Thomas A. Golden, Jr.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General  
 Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to Correctly Count 40B Units.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Thomas A. Golden, Jr. | 16th Middlesex |
| William Lantigua | 16th Essex |

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act to Correctly Count 40B Units.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Chapter 40B of the General Laws is hereby amended by inserting, after section 21, the following section:-

Section 21A. The department of housing and community development can report only those units deemed affordable under HUD or applicable state affordability standards, whichever is more stringent, when counting and reporting units constructed or rehabilitated under this chapter. In order to be counted, said units must also have been built under this chapter using a comprehensive permit. In addition, all units deemed affordable under HUD or applicable state affordability standards, whichever is more stringent, regardless of origin, must be counted when assessing a community’s percentage of affordable homes. This change will result in a more accurate assessment of the number of affordable housing units created under this chapter.

SECTION 2. This act shall take effect on July 1, 2009.