

## HOUSE AMENDMENTS TO HOUSE BILL 2852

By COMMITTEE ON HUMAN SERVICES AND HOUSING

April 25

1 On page 1 of the printed bill, after line 8, insert:

2 **“SECTION 2. Sections 3 and 4 of this 2017 Act are added to and made a part of ORS**  
3 **chapter 315.**

4 **“SECTION 3. (1) Not later than October 1 of each year, the Housing and Community**  
5 **Services Department shall by rule determine, out of the amount allowed under ORS 317.097**  
6 **(8), any remaining balance that has been reserved for credits allowed for tax years beginning**  
7 **in the calendar year, but for which credits have not yet been certified. This amount may not**  
8 **include credits that have not been reserved.**

9 **“(2) The Department of Revenue shall, in cooperation with the Housing and Community**  
10 **Services Department, conduct an auction of the balance, as determined under subsection (1)**  
11 **of this section, of reserved tax credits allowed under ORS 317.097. The auction shall be con-**  
12 **ducted no later than December 1 of the tax year for which the credits are allowed. The de-**  
13 **partment may conduct the auction in the manner that it determines is best suited to**  
14 **maximize the return to the state on the sale of tax credit certifications and shall announce**  
15 **a reserve bid prior to conducting the auction. The reserve amount shall be at least 95 percent**  
16 **of the total amount of the tax credit. Moneys necessary to reimburse the Department of**  
17 **Revenue for the actual costs incurred by the department in administering the auction, not**  
18 **to exceed 0.25 percent of auction proceeds, are continuously appropriated to the department.**

19 **“(3) The Department of Revenue shall deposit net receipts from the auction in the Gen-**  
20 **eral Housing Account created under ORS 458.620. Auction proceeds shall be used only for**  
21 **purposes related to the provision of housing for persons and families of lower income, defined**  
22 **to mean having income not more than 80 percent of area median income, and with priority**  
23 **given to achieving affordability and habitability of manufactured dwelling parks and manu-**  
24 **factured dwellings. The Housing and Community Services Department shall, with the advice**  
25 **and consent of the Oregon Housing Stability Council, determine the best use of the auction**  
26 **proceeds each year based on need, and the auction proceeds shall be used throughout the**  
27 **state.**

28 **“(4)(a) Manufactured dwelling parks preserved or developed with auction proceeds must**  
29 **be owned by a nonprofit corporation, manufactured dwelling park nonprofit cooperative,**  
30 **state governmental entity, local unit of government as defined in ORS 466.706 or housing**  
31 **authority.**

32 **“(b) Manufactured dwellings preserved or replaced with auction proceeds must be owned**  
33 **by an individual, nonprofit corporation, manufactured dwelling park nonprofit cooperative,**  
34 **state governmental entity, local unit of government as defined in ORS 466.706 or housing**  
35 **authority.**

1        **“SECTION 4. A credit purchased at auction under section 3 of this 2017 Act:**  
2        **“(1) May be allowed against the taxes otherwise due under ORS chapters 316, 317 or 318;**  
3        **and**  
4        **“(2) Notwithstanding ORS 317.097 (2), shall equal the face value of the credit.”.**  
5        In line 9, delete “2” and insert “5”.  
6        On page 3, line 34, delete “\$34 million” and insert “\$25 million”.  
7        On page 4, line 25, delete “3” and insert “6” and delete “2” and insert “5”.  
8        In line 27, delete “4” and insert “7”.  
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