

# D R A F T

## SUMMARY

Makes form and style edits to definitions used in visibility development requirements for subsidized rental housing.

### A BILL FOR AN ACT

Relating to rental housing; amending ORS 456.508.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 456.508 is amended to read:

456.508. As used in ORS 456.510 and 456.513:

(1) “Accessible” means *[that]* housing **that** complies with federal accessibility guidelines implementing the Fair Housing Amendments Act of 1988, 42 U.S.C. 3601 et seq., as amended and in effect on January 1, 2004.

(2) “Common living space” means a living *[room,]* **or** family room, dining room or kitchen.

(3) “Contiguous units” means units that are on the same tax lot or on contiguous tax lots *[that]* **and** have a common boundary. Tax lots that are separated by a public road are contiguous tax lots for purposes of this subsection.

(4) “New” means *[that the]* housing being constructed **that** did not previously exist in residential or nonresidential form. “New” does not include the acquisition, alteration, renovation or remodeling of an existing structure.

(5) “Powder room” means a room containing *[at least]* a toilet and sink.

(6) “Rental housing” means a dwelling unit designed for nonowner occupancy under a tenancy typically lasting six months or longer.

(7) “Subsidized development” means housing that receives *[one or more of*

1 *the following development subsidies*] from the Housing and Community Ser-  
2 vices Department:

3 (a) [*The*] **A** federal low-income housing tax credit under 26 U.S.C. 42(a),  
4 if no part of the eligible basis prior to the application of 26 U.S.C. 42(i)(2)(B)  
5 was financed with an obligation described in 26 U.S.C. 42(h)(4)(A), all as  
6 amended and in effect on January 1, 2004;

7 (b) An agriculture workforce housing tax credit, as described in ORS  
8 315.164;

9 (c) A loan that qualifies the lending institution for a subsidized housing  
10 loan tax credit, as described in ORS 317.097;

11 (d) Funding under the federal HOME Investment Partnerships Act, 42  
12 U.S.C. 12721 to 12839, as amended and in effect on January 1, 2004;

13 (e) Moneys from the Oregon Housing Fund created under ORS 458.620;  
14 or

15 (f) Moneys from other grant or tax incentive programs administered by  
16 the [*Housing and Community Services Department*] **department** under ORS  
17 456.559.

18 (8) “Visitable” means capable of being approached, entered and used by  
19 individuals with mobility impairments[,] including [*but not limited to*] indi-  
20 viduals using wheelchairs.

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