

# OREGON HOUSING AND COMMUNITY SERVICES

## Housing Preservation Budget Note



**Natasha Detweiler-Daby,  
Director, Affordable Rental Housing Division**

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House Committee On Housing and Homelessness



## Purpose of Report

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HB 5006 (2025) budget note directs OHCS to report on the feasibility of using Article XI-Q general obligation bonds to support affordable housing preservation projects.

This report includes:

- Benefits of allowing this use
- Constraints
- Recommendations of the types of preservation project investments best and least suited to be funded with Article XI-Q bonds



# Why Preservation Matters?

Keeping existing rent-restricted housing affordable and well-maintained over the long term is as important as building new affordable housing.

OHCS currently focuses on five main types of risk to affordable housing supply:

1. Expiration of federal project-based rent assistance in affordable rental housing projects
2. Expiration of other project affordability restrictions in regulated affordable rental housing
3. Physical conditions challenges that threaten properties' long-term viability as affordable housing
4. Financial challenges that threaten properties' long-term viability as affordable housing
5. Loss of naturally occurring affordable housing in manufactured home parks through market shift





## Article XI-Q Bonds for Housing Investments

Article XI-Q of the Oregon Constitution:

- Authorizes the state to issue general obligation bonds backed by Oregon's full faith and credit.
- Funds can be used for acquiring, constructing, remodeling, repairing, equipping or furnishing property owned or operated by the state.

Affordable housing investment:

- In 2015, the legislature created a path to use XI-Q bonds for housing.
- Led the Local Innovation & Fast Track (LIFT) program for new affordable housing for both rental and homeownership development as well as permanent supportive housing.



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# Article XI-Q Bonds: Preservation Use and Structure

Preservation Scenario	Fit with eligible use under XI-Q	Fit with XI-Q Legal Structure
<b>Federal Project-Based Rental Assistance (PBRA) Expiration</b>	Yes, third-party acquisition	<ul style="list-style-type: none"><li>Change of ownership → Yes (full refinance)</li></ul>
	Yes, if rehabilitation included	<ul style="list-style-type: none"><li>If rehabilitation includes full refinance or subordination → Yes</li><li>If adding as subordinate debt → No</li></ul>
<b>Regulatory Expiration of Affordability</b>	Yes, third-party acquisition	<ul style="list-style-type: none"><li>Change of ownership → Yes (full refinance)</li></ul>
	Yes, if rehabilitation included	<ul style="list-style-type: none"><li>If rehabilitation includes full refinance or subordination → Yes</li><li>If adding as subordinate debt → No</li></ul>



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# Article XI-Q Bonds: Preservation Use and Structure

Preservation Scenario	Fit with eligible use under XI-Q	Fit with XI-Q Legal Structure
<b>Physical Condition</b>	Yes, rehabilitation included	<ul style="list-style-type: none"><li>• If rehabilitation includes full refinance or subordination → Yes</li></ul>
<b>Financial Distress</b>	No, where only reducing current debt	<ul style="list-style-type: none"><li>• n/a</li></ul>
	Yes, if includes rehabilitation and/or change of ownership	<ul style="list-style-type: none"><li>• Change of ownership → Yes (full refinance)</li><li>• If rehabilitation includes full refinance or subordination → Yes</li><li>• If adding as subordinate debt → No</li></ul>
<b>Manufactured Dwelling Park</b>	Yes, includes rehabilitation and change of ownership	<ul style="list-style-type: none"><li>• Change of ownership → Yes (full refinance)</li></ul>



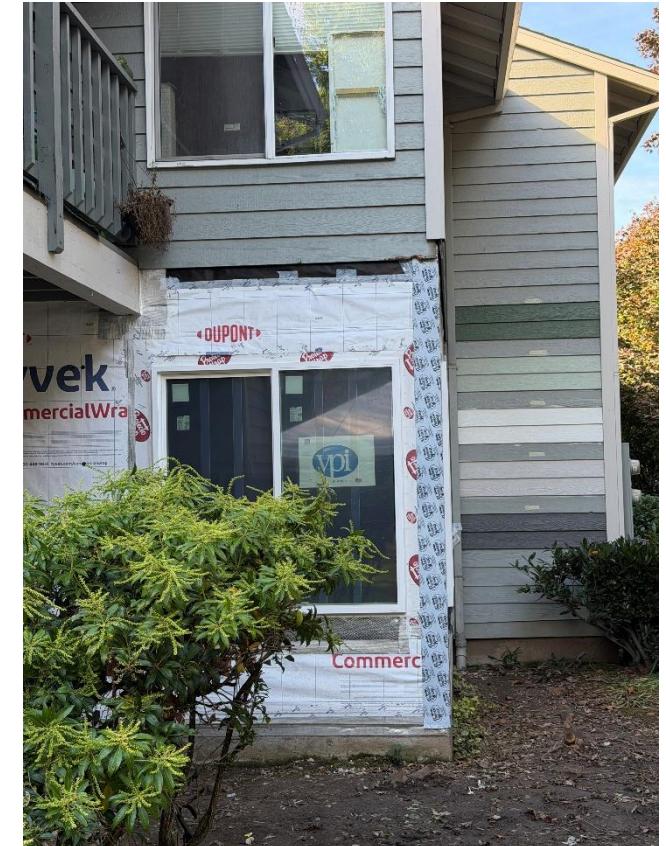


# Conclusion

Article XI-Q bonds work best when preservation requires full refinancing, particularly for acquisitions and major rehabilitation

Structural requirements

- Full refinancing
- Restructuring of project debt to allow subordination of existing lender controls



Woodspring Apartments Renovation, Tigard, OR

# Questions?

