

ASSEMBLY BILL

No. 1969

Introduced by Assembly Member Steinorth

February 16, 2016

An act to amend Section 33334.4 of the Health and Safety Code, relating to redevelopment.

LEGISLATIVE COUNSEL'S DIGEST

AB 1969, as introduced, Steinorth. Redevelopment.

Existing law sets forth provisions relating to the requirements for expending moneys in a Low and Moderate Income Housing Fund to assist housing for specified persons.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 33334.4 of the Health and Safety Code
2 is amended to read:
3 33334.4. (a) Except as specified in subdivision (d), each
4 agency shall expend over each 10-year period of the
5 implementation plan, as specified in clause (iii) of subparagraph
6 (A) of paragraph (2) of subdivision (a) of Section 33490, the
7 moneys in the Low and Moderate Income Housing Fund to assist
8 housing for persons of low income and housing for persons of very
9 low income in at least the same proportion as the total number of
10 housing units needed for each of those income groups bears to the

1 total number of units needed for persons of moderate, low, and
2 very low income within the community, as those needs have been
3 determined for the community pursuant to Section 65584 of the
4 Government Code. In determining compliance with this obligation,
5 the agency may adjust the proportion by subtracting from the need
6 identified for each income category, the number of units for persons
7 of that income category that are newly constructed over the
8 duration of the implementation plan with other locally controlled
9 government assistance and without agency assistance and that are
10 required to be affordable to, and occupied by, persons of the income
11 category for at least 55 years for rental housing and 45 years for
12 ownership housing, except that in making an adjustment the agency
13 may not subtract units developed pursuant to a replacement housing
14 obligation under state or federal law.

15 (b) Each agency shall expend over the duration of each
16 redevelopment implementation plan, the moneys in the Low and
17 Moderate Income Housing Fund to assist housing that is available
18 to all persons regardless of age in at least the same proportion as
19 the number of low-income households with a member under age
20 65 years bears to the total number of low-income households of
21 the community as reported in the most recent census of the United
22 States Census Bureau.

23 (c) An agency that has deposited in the Low and Moderate
24 Income Housing Fund over the first five years of the period of an
25 implementation plan an aggregate that is less than two million
26 dollars (\$2,000,000) shall have an extra five years to meet the
27 requirements of this section.

28 (d) For the purposes of this section, “locally controlled” means
29 government assistance where the community or other local
30 government entity has the discretion and the authority to determine
31 the recipient and the amount of the assistance, whether or not the
32 source of the funds or other assistance is from the state or federal
33 government. Examples of locally controlled government assistance
34 include, but are not limited to, Community Development Block
35 Grant Program (42 U.S.C. Sec. 5301 ~~and following~~) *et seq.*) funds
36 allocated to a city or county, ~~Home~~ HOME Investment Partnership
37 Partnerships Program (42 U.S.C. Sec. 12721 ~~and following~~) *et*
38 *seq.*) funds allocated to a city or county, fees or funds received by

- 1 a city or county pursuant to a city or county authorized program,
- 2 and the waiver or deferral of city or other charges.

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