



General Assembly

Amendment

February Session, 2008

LCO No. 3699

HB0503103699HDO

Offered by:

REP. GREEN, 1st Dist.

REP. FELTMAN, 6th Dist.

SEN. GOMES, 23rd Dist.

SEN. COLEMAN, 2nd Dist.

To: Subst. House Bill No. 5031

File No. 97

Cal. No. 59

**"AN ACT CONCERNING PAYMENT IN LIEU OF TAXES FOR
PUBLIC HOUSING AND THE LOW AND MODERATE INCOME TAX
ABATEMENT PROGRAM."**

1 Before line 1, insert the following and renumber the remaining
2 sections accordingly:

3 "Section 1. (*Effective from passage*) (a) Notwithstanding the provisions
4 of section 8-71 of the general statutes, for the one-year period ending
5 June 30, 2008, no payment otherwise due to any municipality under
6 said section 8-71 shall be due from any housing authority. No
7 municipality may impose or collect any tax, assessment or charge in
8 lieu of any payment otherwise due to the municipality under said
9 section for such period. Any such tax, assessment or charge already
10 made shall be withdrawn or reversed, and any payment made by a
11 housing authority pursuant to such tax, assessment or charge shall be
12 refunded to the housing authority.

13 (b) Notwithstanding the provisions of the general statutes or any
14 public or special act, for the one-year period ending June 30, 2008, no
15 housing authority shall increase the base or percentage rent of any
16 tenant based upon the actual or anticipated tax, assessment or charge
17 described in subsection (a) of this section and the Connecticut Housing
18 Finance Authority or the Commissioner of Economic and Community
19 Development shall not approve any such increase. Any such increase
20 approved or implemented on or before the effective date of this section
21 shall be withdrawn or reversed to the extent based upon such tax,
22 assessment or charge and any payments received shall be refunded or
23 credited to the tenant.

24 (c) For the purposes of this section, the Connecticut Housing
25 Finance Authority shall be deemed to be a housing authority in
26 relation to any property owned by the authority that is subject to
27 section 8-71 of the general statutes.

28 (d) The provisions of this section shall not apply unless for the one-
29 year period ending June 30, 2008, an amount in excess of two million
30 dollars has been appropriated to the Department of Economic and
31 Community Development for the purpose of carrying out the
32 provisions of the public housing payment in lieu of taxes program
33 established under subsection (b) of section 8-216 of the general
34 statutes.

35 Sec. 2. (*Effective from passage*) (a) Notwithstanding the provisions of
36 the general statutes or any public or special act, for the one-year period
37 ending June 30, 2008, no municipality that, for the fiscal year ending
38 June 30, 2007, received payment pursuant to subsection (a) of section 8-
39 216 of the general statutes, shall impose or collect any tax, assessment
40 or charge in lieu of payment pursuant to such subsection (a) on the
41 owner of any housing for which payments would have been made
42 during the one-year period ending June 30, 2008, but for which no
43 appropriations were made available in public act 07-1 of the June
44 special session. Any such tax, assessment or charge made shall be
45 withdrawn or reversed, and any payment made by such owner

46 pursuant to such tax, assessment or charge shall be refunded to owner.

47 (b) Notwithstanding the provisions of the general statutes or any
48 public or special act, for the one-year period ending June 30, 2008, no
49 owner of housing described in subsection (a) of this section shall
50 increase the rent of any tenant based upon the actual or anticipated
51 tax, assessment or charge described in subsection (a) of this section.
52 Any such increase implemented on or before the effective date of this
53 section shall be withdrawn or reversed to the extent based upon such
54 tax, assessment or charge and any payments received shall be
55 refunded or credited to the tenant.

56 (c) The provisions of this section shall not apply unless for the one-
57 year period ending June 30, 2008, an amount in excess of one million
58 three hundred thousand dollars has been appropriated to the
59 Department of Economic and Community Development for the
60 purpose of carrying out the provisions of the low and moderate
61 income tax abatement program established under subsection (a) of
62 section 8-216 of the general statutes."