

AMENDMENT TO H.R. 280
OFFERED BY MR. LYNCH OF MASSACHUSETTS

Page 8, after line 17, insert the following new section (and redesignate the succeeding section accordingly):

1 **SEC. 7. ELIGIBILITY OF AFFORDABLE HOUSING DEVELOP-**
2 **MENT ACTIVITIES UNDER BROWNFIELD PRO-**
3 **GRAMS.**

4 title I of the Housing and Community Development
5 Act of 1974 (42 U.S.C. 5301 et seq.), as amended by sec-
6 tion 3 of this Act, is further amended by adding at the
7 end the following new section:

8 **“SEC. 124. ELIGIBILITY OF AFFORDABLE HOUSING DEVEL-**
9 **OPMENT ACTIVITIES UNDER BROWNFIELDS**
10 **PROGRAMS.**

11 “(a) IN GENERAL.—The development of affordable
12 housing relating to brownfields shall be considered—

13 “(1) a project or activity to assist the develop-
14 ment of brownfield sites, for purposes of section
15 123(a);

16 “(2) an economic development activity related
17 to brownfield projects, for purposes of section
18 105(a)(26); and



1 “(3) a brownfield redevelopment project, for
2 purposes of section 108(q)(5).

3 “(b) SELECTION CRITERIA.—The Secretary may not
4 provide a grant under section 123 or 106 for use for devel-
5 opment of affordable housing pursuant to subsection (a)
6 of this section, and a loan may not be provided pursuant
7 to section 108(q)(5) for such use, unless the Secretary de-
8 termines that—

9 “(1) a high level of housing need exists in the
10 area in which the housing is to be located, as deter-
11 mined by the most recent consolidated plan sub-
12 mitted by the applicable State, unit of general local
13 government, or consortium pursuant to 24 CFR
14 Part 91; or

15 “(2) the area in which the housing is to be lo-
16 cated has been approved for payment standards ex-
17 ceeding 110 percent of fair market rental pursuant
18 to section 8(o)(1)(D) of the United States Housing
19 Act of 1937 (42 U.S.C. 1437f (o)(1)(D)) or is other-
20 wise considered a high-housing cost area for pur-
21 poses of the program under such section 8.”.

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