

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB1082

House of Origin X Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Suit

3. Committee: Appropriations

4. Title: **Virginia Housing Partnership Trust Fund; dedicating recordation tax revenues.**

5. Summary: The bill provides for \$0.02 per \$100 of the recordation tax collected to be transferred to the Virginia Housing Trust Fund, in a fiscal year immediately following a fiscal year in which the state recordation tax collections exceeded \$200 million. The bill also provides that a portion of the Fund shall be used to provide matching funds to localities that have both established a local housing fund and appropriated local monies to the fund. Under the bill, the Department of Housing and Community Development (DHCD) is required to establish criteria for the allocation of the matching funds to eligible localities and to annually report on the allocation of the matching funds. In addition, the bill authorizes grants to be made from the Fund to support innovative housing projects and low and moderate income housing projects that are located in areas experiencing extreme shortages of such housing. It also renames the Virginia Housing Partnership Revolving Fund the Virginia Housing Trust Fund.

6. Fiscal Impact Estimates are: Preliminary. See item 8, below.

7. Budget amendment necessary: Yes. Item 109.

8. Fiscal implications: In a fiscal year immediately following a fiscal year in which the state recordation tax collections exceeded \$200 million, \$0.02 per \$100 of the amount collected would be transferred to the Fund. Any monies deposited to the Fund would need to be appropriated to DHCD. The monies would be transferred to the Virginia Housing and Development Authority (VHDA) for various loans and grants. VHDA administers the Fund.

Revenue collected from the state recordation tax is deposited to the general fund. The bill would provide for a transfer from the general fund to the Fund, and as such it would affect the total general fund resources available for other uses. The table below illustrates the estimated amount of recordation tax revenues that would be diverted from the general fund and deposited to the Fund in future fiscal years:

Fiscal Year of Distribution	Estimated Deposit to Fund (in Millions)	Estimated general fund loss (in Millions)
2009	\$35.9	(\$35.9)
2010	\$39.2	(\$39.2)
2011	\$38.7	(\$38.7)
2012	\$38.6	(\$38.6)
2013	\$38.7	(\$38.7)
2014	\$39.2	(\$39.2)

The bill specifies that the distribution would be made after the end of each fiscal year and before September 1 of the following fiscal year.

The bill would have an expenditure impact for DHCD. This would include costs associated with the development of revised grant eligibility requirements, as mandated by the proposed legislation, as well as ongoing administrative costs associated with processing applications and ongoing assurances. DHCD estimates that it will require two FTEs and \$165,000 annually. These costs would be paid from the Fund.

9. Specific agency or political subdivisions affected: Department of Housing and Community Development, Virginia Housing Development Authority, and the Department of Taxation.

10. Technical Amendment Necessary: Yes. Sections 36-139 and 58.1-344.3, Code of the Virginia, of the bill text do not include changes enacted by the 2007 General Assembly.

11. Other Comments: HB 617 and SB 661 would also earmark a portion of recordation tax revenues for the Virginia Housing Trust Fund. SB 661 is currently in the Senate Finance Committee and HB 617 is currently in House Appropriations.

Date: 1/20/2008 dpbtmw

Document: G:\2008 Session\Fiscal Impact Statements\HB1082.Doc

cc: Secretary of Commerce and Trade
Secretary of Finance