



# HB 90 - AFFH COMPLIANCE FORM

## Background

Section 2-302 of the Housing & Community Development Article requires the Department of Housing and Community Development (“DHCD”), in consultation with political subdivisions and housing authorities, to submit a report to the Governor and General Assembly, by December 1 of 2023 and every 5 years after, identifying (a) the efforts of the State, political subdivisions, and housing authorities to promote fair housing choice and racial and economic housing integration, and the results of those efforts, delineated by county; and (b) the actions being taken by local jurisdictions to affirmatively further fair housing.

## Definitions:

1. **“Affirmatively Furthering Fair Housing”** (AFFH) means to take meaningful actions, in addition to actions aimed at combating discrimination, to; (1) overcome patterns of segregation and (2) foster inclusive communities free from barriers that restrict access to housing and opportunity based on protected characteristics. This includes actions that, taken together: (i) address significant disparities in housing needs and access to opportunity; (ii) replace segregated living patterns with truly integrated and balanced living patterns; (iii) transform racially and ethnically concentrated areas of poverty into areas of opportunity; and (iv) foster and maintain compliance with civil rights and fair housing laws.
2. **“Local jurisdiction”** means a county or municipal corporation and the territory within which its powers may be exercised.
3. **“Meaningful action”** means a significant action that is designed and can be reasonably expected to achieve a material positive change by, for example, increasing fair housing choice or decreasing disparities in access to opportunity.
4. **“Political subdivision”** means a county or municipal corporation of the State.

**Stakeholders:** All Maryland Political Subdivisions, Housing Authorities, and Local Jurisdictions (hereinafter called **“Reporting Locales”**)

**Requirement:** Each Reporting Locale must complete the AFFH template developed by DHCD

**Goal:** To collect information from each Reporting Locale on steps being taken to affirmatively further fair housing within all regions in Maryland

**Report Due Date:** December 1, 2023

**Recurring Report:** Yes, Every 5 years on December 1

Please select the appropriate County. If any Local Jurisdictions are pairing with the County for this report, please identify those Local Jurisdictions.

**County:** Choose County from the dropdown list

**Pairing Municipalities:**

Municipality 1	Choose Tow/City/Jurisdiction from the dropdown list
Municipality 2	Choose Tow/City/Jurisdiction from the dropdown list
Municipality 3	Choose Tow/City/Jurisdiction from the dropdown list
Municipality 4	Choose Tow/City/Jurisdiction from the dropdown list
Municipality 5	Choose Tow/City/Jurisdiction from the dropdown list

Hereinafter, the “Reporting Locale” includes the County and any Local Jurisdiction pairing with it, as described above.

1. Have you developed a comprehensive housing plan that includes a comprehensive assessment of fair housing or an equity plan in the last 5 years? Yes/No

YES                       NO

- **IF YES**, please submit the fair housing section of your plan **[CLICK TO SUBMIT]**
- **IF NO**, please answer the following questions

2. Describe any actions being taken by your reporting locale to address significant disparities in housing needs and access to opportunity.

3. Describe any actions being taken by your reporting locale to replace segregated living patterns with truly integrated and balanced living patterns.

**4. Do you have any racially and ethnically concentrated areas of poverty (R/ECAPs) in your jurisdiction? If so, describe their locations? See page 11 of the United States Department of Housing and Community Development's Affirmatively Furthering Fair Housing Mapping Tool (AFFH-T) Data Documentation for a definition of R/ECAPs. (See page 14 of link below for definition of R/ECAP)**

<https://www.hud.gov/sites/dfiles/FHEO/documents/AFFH-T-Data-Documentation-AFFHT0006-July-2020.pdf>

**5. Describe any actions being taken by your reporting locale to transform R/ECAPs into areas of opportunity.**

**6. Describe any actions being taken by your reporting locale to encourage homeownership among households with incomes below the 50% of the area median income and which are members of the a protected class.**

7. Describe any actions being taken by your reporting locale to provide much needed services such as medical access, high performing schools, employment centers, and health food access to those populations in racially or ethnically concentrated areas of poverty (RECAP) in your reporting locale.

8. Compared to 5 years ago, how would you rank (scale 1-5) fair housing choice and availability in your community as it relates to the reasons listed below? For example, a rank of 1 for race means that households of color have had a poor and declining housing choice over the past five years in your community, while a rank of 3 means that housing choice for these households is the same as it was five years ago.

<i>Scale Definitions - 1: Very Poor/Declining, 2: Poor Conditions, 3: About the Same, 4: Moderate Improvements Made, 5: Major Improvements Made</i>					
	1	2	3	4	5
Disability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ethnicity	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Familial Status	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gender	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Race	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Religion	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sexual Orientation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**9. Are you aware of any incidents (in the last 5 years) of discrimination in obtaining housing based on the reasons listed below? (Select all that apply)**

- Disability
- Housing Vouchers
- Limited English Proficiency
- No
- Other

**If one of the first three options is selected, please explain the incident**

**10. Rank the severity of each barrier to fair housing in your community.**

	Slight/ No Barrier	Minor Barrier	Major Barrier
Lack of Affordable Housing in areas of opportunity	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Affordable Housing for Persons of protected classes	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Concentration of Affordable Housing in Certain Geographic Areas	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Discrimination in Credit and Lending Practices	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Discrimination due to Source of Income (Social Security, Disability, or Retirement Income)	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Real Estate Representation by Persons of Differing Races, Ethnicities, Disabilities, Gender, and Sexual Orientation	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Housing Information Translated in Other Languages	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Other	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

**If you selected "other", please describe any other barriers that you believe impacts fair housing in your community and the severity of the barriers.**

**11. Rank the severity of each barrier to fair housing choice in your community.**

	Slight/ No Barrier	Minor Barrier	Major Barrier
Lack of Public Transportation in Urban Areas	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Public Transportation in Rural Areas	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Acceptance of Housing Choice Vouchers by Landlords	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Moderately Priced Homes in Areas of Opportunity	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Preservation of Existing Affordable Housing	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Restrictive/Exclusionary Land Use/Zoning	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Community support for Affordable Housing/ Not-in-my-back-year (NIMBY) perceptions	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Rapid Rehousing Leases	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Other	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

**If you selected "other", please describe any other barriers that you believe impact fair housing choice in your community and the severity of each barrier.**

**12. Rank the severity of each barrier concerning Land Use & Zoning in your community.**

	Slight/ No Barrier	Minor Barrier	Major Barrier
Limitation on Residential Density	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of Adequate Zoning for Manufactured Housing	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Restrictive Covenants on Builders, Developers & Imposed by Homeowners Associations	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Limitations on Housing for People with Disabilities	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Limitations on Housing for People with Low Income	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Zoning that excludes certain residential types (such as multifamily housing in single family areas)	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Lack of quality of life amenities and economic opportunity in R/ECAPs	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Environmental Justice issues in communities with a high percentage of protected classes	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Overly restrictive adequate public facilities tests	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

**13. What efforts have been made by your reporting locale, businesses, and other entities to create housing opportunities for lower income citizens of protected classes?**

**14. What efforts have your jurisdiction/reporting locale made to convert R/ECAPs to areas of opportunity?**

**15. Please describe the impact of the actions in Questions 13 and 14 above, including as much quantitative data as is available? Additional pages may be used.**

**16. Rank the impact that the following actions would have on fair housing choice in your community.**

	No Impact	Moderately Impactful	Very Impactful
Fair Housing Education	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Production of More Affordable Housing	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Programs Designed to Expand Housing Choice for Persons with Disabilities	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
More Funding	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Fair Housing Testing	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Ordinance Modifications to increase Residential Density in Areas of Opportunity, including by right zoning	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Marketing and Outreach	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Development Regulation Flexibility	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Targeted capital improvements in R/ECAPs	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Permitting requirements or restrictions to support environmental justice	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3
Other	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

17. What other actions do you believe will improve fair housing choice in the state and/or your community?

18. Have you ever assisted a resident with filing a housing discrimination complaint in your community?

19. What do you think are the reasons people do not report incidents of housing discrimination?

20. What other types of barriers to fair housing, in your community, the state, or the housing market, do you think exist that when removed will affirmatively further fair housing?