

HOUSE No. 1375

The Commonwealth of Massachusetts

PRESENTED BY:

Thomas M. Stanley

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act establishing a statewide affirmatively furthering fair housing framework.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>1/18/2023</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>2/7/2023</i>
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>	<i>2/16/2023</i>

HOUSE No. 1375

By Representative Stanley of Waltham, a petition (accompanied by bill, House, No. 1375) of Thomas M. Stanley, Michelle M. DuBois and Patrick Joseph Kearney relative to fair housing assessments for large-scale housing developments. Housing.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1446 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act establishing a statewide affirmatively furthering fair housing framework.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 40A of the General Laws is hereby amended by adding the
2 following section:-

3 Section 18. (a) As used in this section, the following terms shall, unless the context
4 appears otherwise, have the following meanings:-

5 “Affirmatively further”, to take any action rationally related to promoting any attribute or
6 attributes of fair housing.

7 “Fair housing”, housing that, among other attributes, is affordable, safe, decent, free of
8 unlawful discrimination and accessible as required by chapter 151B or 42 U.S.C.A. §§ 1982 and
9 3604.

10 “Large-scale development”, a condominium association or apartment building with 35 or
11 more residential dwelling units.

12 (b) Any person who intends to construct a large-scale development shall complete a fair
13 housing assessment in a form to be prescribed by the department of housing and community
14 development. The fair housing assessment shall describe, at a minimum: (1) the projected impact
15 of the development on fair housing, housing discrimination and displacement; and (2) how the
16 proposed development would minimize harm and affirmatively further fair housing.

17 (c) Any person who intends to construct a large-scale development shall provide the fair
18 housing assessment described in subsection (b) to the department of housing and community
19 development and the municipality in which the construction will take place not later than 180
20 days prior to the beginning of construction.

21 (d) The department of housing and community development may issue fines for
22 noncompliance with this section.

23 SECTION 2. The department of housing and community development shall promulgate
24 regulations in accordance with section 1, including a schedule of fines for noncompliance, not
25 later than 60 days after the effective date of this act.