

Renters' Tax Credit

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Federal rental assistance programs like Housing Choice Vouchers (HCV) and public housing are highly effective at making rent affordable to the lowest-income families but only reach about one in four eligible households due to inadequate funding. Renters' tax credit could help close the gap for millions of households who are eligible for federal housing assistance but cannot access it due to inadequate funding by Congress.

Renters' tax credit would also complement the existing Low-Income Housing Tax Credit (LIHTC), which effectively supports affordable housing development but rarely reduces rents to levels that extremely low-income families can afford unless they also have a voucher or other rental assistance. It is an innovative strategy that – when paired with significant targeted investments to increase the supply of rental homes – could help solve the nation's housing crisis.

Renters' Tax Credit Design Options

A renters' tax credit could be designed in several different ways. Credit could be claimed directly by an eligible tenant on his or her tax return or by the owner of a rental unit in exchange for reducing the tenant's rent.

A tenant-claimed tax credit could help overcome administrative barriers that often prevent households from accessing rental assistance, such as landlord participation and source-of-income discrimination. Landlord participation in the HCV program, which determines the number of available homes and where they are located, has [declined: https://bit.ly/3Ry2jup](https://bit.ly/3Ry2jup) in recent years making it more difficult for voucher

holders to find housing in the community of their choice. Additionally, landlords frequently discriminate against households receiving rental assistance, often as a proxy for racial discrimination, leaving these households with few options for where to live. A renter's tax credit could help address these common challenges within the HCV program by providing relief directly to renters and minimizing landlord involvement.

In addition, a renters' tax credit could be an entitlement for all eligible renters or a capped credit that would be allocated by states (just as states allocate LIHTC to selected developments). An uncapped entitlement renters' credit would have the advantage of reducing housing costs for all or nearly all low-income renters. However, it could be difficult to obtain the tens of billions of dollars needed to fund an entitlement credit with per-household benefits large enough to make housing affordable to even the lowest-income families. On the other hand, if an entitlement credit were kept small because of budget constraints, it would not be sufficient to enable extremely low-income households to afford decent housing and consequently would be much less effective in reducing homelessness, evictions, and other housing-related hardship. A state-administered credit allocated to a limited number of extremely low-income families could provide sufficient help to enable those families to afford housing at a more modest overall cost.

A state-administered capped credit would have other advantages as well. It would give states rental assistance resources that they could coordinate with other state-administered low-income programs in a way that would be difficult under existing rental assistance programs (which are mainly locally administered). For example, states could use the renters' credit to make LIHTC developments affordable to poor households, help families participating in state Tem-

porary Assistance for Needy Families programs for whom lack of stable housing is a barrier to work, provide supportive housing to families at risk of having their children placed in foster care, and enable Medicaid-eligible elderly people or people with disabilities to live in service-enriched developments rather than nursing homes or other institutions. States would also be well positioned to use renters' credits to help poor families access low-poverty neighborhoods with good schools or help them remain in neighborhoods where higher-income households are moving in and low-income residents are at risk of displacement.

The Center on Budget and Policy Priorities (CBPP) has proposed the establishment of a capped state-administered renters' credit. Under the CBPP proposal, states would receive a certain amount of credits each year set by a federal formula. States would allocate credits to developments to make housing affordable to extremely low-income families. Families in units assisted by the renters' credit would pay 30% of their income for rent and utilities and the owner would receive a federal tax credit based on the rent reductions it provides. A credit with a cost of \$8 billion a year could enable close to 800,000 extremely low-income families to live in decent, stable, affordable homes once fully phased in.

In 2016, the University of California at Berkeley's Turner Center for Housing Innovation issued a report presenting three renters' tax credit options. The Turner Center published another report in September 2024 outlining considerations for designing a renters' tax credit. The report is at: <https://tinyurl.com/yeyuwb7u>.

Federal Renters' Tax Credit Proposals

The idea of a federal renters' tax credit has received growing attention in recent years. The Bipartisan Policy Center, Center for American

Progress, Urban Institute, Enterprise Community Partners, Center for Global Policy Solutions, Prosperity Now, Mortgage Bankers Association, and others have highlighted a renters' credit as a promising strategy to address poverty, homelessness, and high rent burdens. Legislation to establish renter credit has been introduced in the last six sessions of Congress.

For example, in 2021 Senate Banking Committee Chair Sherrod Brown (D-OH) introduced the "Renter's Tax Credit Act" proposing a capped, state-administered renters' credit, and a similar project-based renters' tax credit was included in the "Decent, Affordable, Safe Housing for All (DASH) Act" reintroduced by Finance Committee Chair Ron Wyden (D-OR) in 2023.

Senator Raphael Warnock (D-GA) and Representatives Danny Davis (D-IL), Jimmy Gomez (D-CA), Scott Peters (D-CA), and Jimmy Panetta (D-CA) reintroduced the "Rent Relief Act of 2023," which would create a new tenant-claimed credit for renters earning less than \$100,000 annually who spend at least 30% of their gross income on rent and utilities. The bill would help housing cost-burdened renters bridge the gap between incomes and rents by creating a new, fully refundable tax credit that covers a share of the difference between 30% of income and rent, capped at 100% of Small Area Fair Market Rent.

Senator Cory Booker (D-NJ) and Representative Jim Clyburn (D-SC) reintroduced the "Housing, Opportunity, Mobility, and Equity (HOME) Act" (S.5223, H.R.9466) in the 117th Congress. The HOME Act would create a new, refundable tax credit for renters who pay more than 30% of their income on rent and utilities. The bill would also require local governments to address regulatory and zoning barriers that drive up housing costs and restrict the ability of the private sector to build more affordable rental homes.

State Renters' Tax Credits

Renters' tax credits can be instituted at the state and federal levels. More than 20 states provide tax credits to help renters afford housing. Most of these credits are provided as part of a "circuit breaker" tax credit designed to provide relief from property tax burdens (circuit breakers often include benefits for renters in addition to homeowners, since renters pay for property taxes indirectly through higher rent). State renters' and circuit breaker credits are usually shallow, rarely providing more than a few hundred dollars per year.

Advocates should work at the state level to establish credits to help renters afford housing. In states where credits already exist, advocates should seek to improve them by increasing the amount, making credits refundable (if they are not already), and providing credits through periodic payments rather than in a single lump sum. See RESULTS' state renters tax credit tracker at: <https://tinyurl.com/bdzchmtd>.

For More Information

Center on Budget and Policy Priorities renters' credit webpage, <http://www.cbpp.org/topics/renters-credit>.<http://www.cbpp.org/topics/renters-credit>.

Joint Committee on Taxation, *Estimates of Federal Tax Expenditures for Fiscal Years 2022-2026* (JCX-22-22), December 2022, <https://tinyurl.com/3s6xkt56>.

Carol Galante, Carolina Reid, and Nathaniel Decker, *The FAIR Tax Credit: A Proposal for a Federal Assistance in Rental Credit to Support Low-Income Renters*, Turner Center for Housing Innovation, University of California, Berkeley, October 7, 2016, <http://turnercenter.berkeley.edu/fair-tax-credit>.

Sara Kimberlin and Elizabeth Kneebone, *Options for Addressing Rent Burdens Through the Tax Code: Considerations for Designing a*

Renter's Tax Credit, Turner Center for Housing Innovation, University of California, Berkeley, September 2024, <https://tinyurl.com/yeyuwb7u>.

RESULTS State Renter Tax Credits Tracker, <https://tinyurl.com/bdzchmtd>.

Aidan Davis, *State Tax Codes as Poverty Fighting Tools: 2019 Update on Four Key Policies in All 50 States*, Institute on Taxation and Economic Policy, September 2019, <https://itep.org/state-tax-codes-as-poverty-fighting-tools/>.