

SENATE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

April 23, 2024  
Date

Committee on Local Government & Housing.

After consideration on the merits, the Committee recommends the following:

HB24-1152 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 9, line 12, strike "THAT SATISFIES" and  
2 substitute "THAT:  
3 (a) SATISFIES".
  
- 4 Page 9, line 14, strike "AMENDED, AND INCORPORATES UNIVERSAL  
5 DESIGN." and substitute "AMENDED;  
6 (b) INCORPORATES UNIVERSAL DESIGN; OR  
7 (c) IS EITHER A TYPE A DWELLING UNIT, AS DEFINED IN SECTION  
8 9-5-101 (10), OR A TYPE B DWELLING UNIT, AS DEFINED IN SECTION  
9 9-5-101 (12)".
  
- 10 Page 11, line 9, strike "24-65.1-104 (5);" and substitute "24-65.1-104 (5),  
11 OR IS SERVED BY A WELL WITH A PERMIT THAT CANNOT SUPPLY AN  
12 ADDITIONAL DWELLING UNIT;".
  
- 13 Page 13, strike lines 6 through 11 and substitute:  
14 "(c) REQUIRES SIDE SETBACKS FOR AN ACCESSORY DWELLING UNIT  
15 THAT ARE LARGER THAN THE SIDE SETBACKS REQUIRED FOR A PRIMARY  
16 DWELLING UNIT IN THE SAME ZONING DISTRICT;  
17 (d) REQUIRES A REAR SETBACK FOR AN ACCESSORY DWELLING  
18 UNIT THAT IS LARGER THAN THE GREATER OF:  
19 (I) THE REAR SETBACK REQUIRED FOR OTHER ACCESSORY  
20 BUILDING TYPES IN THE SAME ZONING DISTRICT; OR  
21 (II) FIVE FEET;".
  
- 22 Reletter succeeding paragraphs accordingly.

- 1 Page 15, line 1, strike "OR" and substitute "EXCEPT THAT A SUBJECT  
2 JURISDICTION MAY REQUIRE A PROPERTY OWNER TO DEMONSTRATE THAT  
3 THE PROPERTY OWNER RESIDES IN THE PRIMARY DWELLING UNIT AT THE  
4 TIME AN APPLICATION IS SUBMITTED TO CONSTRUCT OR CONVERT AN  
5 ACCESSORY DWELLING UNIT. THIS EXCEPTION DOES NOT APPLY FOR AN  
6 ACCESSORY DWELLING UNIT THAT IS BEING CONSTRUCTED  
7 SIMULTANEOUSLY WITH A NEW PRIMARY DWELLING UNIT."
- 8 Page 16, line 13, strike "WORKFORCE;" and substitute "WORKFORCE  
9 PURSUANT TO A LOCAL, REGIONAL, OR STATE AFFORDABLE HOUSING  
10 PROGRAM;"
- 11 Page 17, line 3, strike "WAIVING OR REDUCING" and substitute "WAIVING,  
12 REDUCING, OR PROVIDING FINANCIAL ASSISTANCE FOR".
- 13 Page 17, line 9, strike "PRE-APPROVING" and substitute "PROVIDING  
14 PRE-APPROVED".
- 15 Page 18, lines 2 and 3, strike "DECEMBER 31, 2029, AND DECEMBER 31 OF  
16 EVERY THIRD YEAR THEREAFTER,".
- 17 Page 18, line 9, strike "DEADLINES" and substitute "DEADLINE".
- 18 Page 18, line 20, strike "DEADLINES" and substitute "DEADLINE".
- 19 Page 19, lines 8 and 9, strike "JURISDICTION UNTIL THREE YEARS FROM  
20 WHEN THE LOCAL GOVERNMENT SUBMITTED THE REPORT." and substitute  
21 "JURISDICTION. THE DEPARTMENT MAY REVOKE SUCH A CERTIFICATE IF A  
22 LOCAL GOVERNMENT DOES NOT SATISFY THE REQUIREMENTS OF  
23 SUBSECTION (1)(a) OF THIS SECTION.".
- 24 Page 20, line 6, strike "WAIVING OR REDUCING" and substitute "WAIVING,  
25 REDUCING, OR PROVIDING FINANCIAL ASSISTANCE FOR".
- 26 Page 20, line 10, strike "WAIVING OR REDUCING" and substitute "WAIVING,  
27 REDUCING, OR PROVIDING FINANCIAL ASSISTANCE FOR".
- 28 Page 23, strike lines 10 and 11 and substitute "WAIVED, REDUCED, OR  
29 PROVIDED FINANCIAL ASSISTANCE FOR IN THE PAST YEAR;"
- 30 Page 23, line 19, after "UNITS," insert "AND".
- 31 Page 23, line 20, strike "UNITS, AND THAT ARE".

- 1 Page 23, strike lines 21 and 22 and substitute "UNITS;".
- 2 Page 25, lines 26 and 27, strike "PROGRAMS, PRIORITIZING THOSE  
3 PROGRAMS THAT BENEFIT LOW- AND MODERATE-INCOME BORROWERS AND  
4 TENANTS" and substitute "PROGRAMS TO BENEFIT LOW- TO  
5 MODERATE-INCOME RESIDENTS".

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