

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

January 30, 2024
Date

Committee on Local Government & Housing.

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

SB24-002 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar:

- 1 Amend printed bill, page 5, line 9, after "(a)" insert "(I)".
- 2 Page 5, line 15, strike "COUNTY." and substitute "COUNTY, INCLUDING AS
- 3 TO MATTERS OF EQUITY, ACCESS TO HOUSING, AND ACCESS TO
- 4 EDUCATION."
- 5 Page 5, before line 16 insert:
 - 6 "(II) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A
 - 7 USE OF REAL PROPERTY IN A COUNTY THAT HARMS OR MAY REASONABLY
 - 8 BE EXPECTED TO HARM A DISPROPORTIONATELY IMPACTED COMMUNITY
 - 9 AS DEFINED IN SECTION 24-4-109 (2)(b)(II).
 - 10 (III) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A
 - 11 USE OF REAL PROPERTY IN A COUNTY THAT PREVENTS OR MAY
 - 12 REASONABLY BE EXPECTED TO PREVENT MEETING THE MINIMUM
 - 13 GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES
 - 14 ESTABLISHED IN SECTION 25-7-102 (2)(g)".
- 15 Page 6, line 15, strike "A MUNICIPALITY".
- 16 Page 6, strike lines 16 through 18 and substitute "THE COUNTY MUST
- 17 NOTIFY THE CLERK OF EACH MUNICIPALITY THAT IS WHOLLY OR PARTLY
- 18 LOCATED IN THE COUNTY AND THAT MAY BE IMPACTED BY THE INCENTIVE
- 19 PROGRAM OF THE HEARING AT LEAST THIRTY DAYS IN ADVANCE. THE
- 20 NOTICE MUST DESCRIBE THE SPECIFIC AREA OF LOCAL CONCERN,
- 21 INCLUDING THE USE OF REAL PROPERTY, ADDRESSED BY THE INCENTIVE
- 22 PROGRAM AND THE PROPOSED COUNTY PROPERTY TAX CREDIT OR REBATE.

1 EACH MUNICIPALITY MUST HAVE AN OPPORTUNITY TO SUBMIT WRITTEN
2 COMMENTS AND PROVIDE TESTIMONY AT THE HEARING."

3 Page 8, line 3, after "(a)" insert "(I)".

4 Page 8, line 9, strike "MUNICIPALITY." and substitute "MUNICIPALITY,
5 INCLUDING AS TO MATTERS OF EQUITY, ACCESS TO HOUSING, AND ACCESS
6 TO EDUCATION."

7 Page 8, before line 10, insert:

8 "(II) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A
9 USE OF REAL PROPERTY IN A MUNICIPALITY THAT HARMS OR MAY
10 REASONABLY BE EXPECTED TO HARM A DISPROPORTIONATELY IMPACTED
11 COMMUNITY AS DEFINED IN SECTION 24-4-109 (2)(b)(II).

12 (III) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A
13 USE OF REAL PROPERTY IN A MUNICIPALITY THAT PREVENTS OR MAY
14 REASONABLY BE EXPECTED TO PREVENT MEETING THE MINIMUM
15 GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES
16 ESTABLISHED IN SECTION 25-7-102 (2)(g)".

17 Page 9, line 8, strike "A COUNTY THAT INCLUDES ALL OR".

18 Page 9, strike lines 9 through 11 and substitute "THE MUNICIPALITY MUST
19 NOTIFY THE CLERK AND RECORDER OF EACH COUNTY THAT INCLUDES ALL
20 OR ANY PORTION OF THE MUNICIPALITY AND THAT MAY BE IMPACTED BY
21 THE INCENTIVE PROGRAM OF THE HEARING AT LEAST THIRTY DAYS IN
22 ADVANCE. THE NOTICE MUST DESCRIBE THE SPECIFIC AREA OF LOCAL
23 CONCERN, INCLUDING THE USE OF REAL PROPERTY, ADDRESSED BY THE
24 INCENTIVE PROGRAM AND THE PROPOSED MUNICIPAL PROPERTY TAX
25 CREDIT OR REBATE. EACH COUNTY MUST HAVE AN OPPORTUNITY TO
26 SUBMIT WRITTEN COMMENTS AND PROVIDE TESTIMONY AT THE HEARING."

** ** ** ** **