

**Senator Derek L. Kitchen** proposes the following substitute bill:

**HOUSING LOSS MITIGATION AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Derek L. Kitchen**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies the reporting requirements of the Department of Transportation (department).

**Highlighted Provisions:**

This bill:

- defines terms; and
- requires the department to provide an annual report to the Economic Development and Workforce Services Interim Committee and to the Commission on Housing Affordability regarding the number of moderate income housing units lost in the previous year because of departmental action.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**72-1-215**, Utah Code Annotated 1953

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26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **72-1-215** is enacted to read:

28 **72-1-215. Affordable housing study.**

29 (1) As used in this section:

30 (a) "Moderate income housing unit" means a housing unit where a household whose  
31 income is no more than 80% of area median income is able to live without spending more than  
32 30% of the household's income on housing costs.

33 (b) "Replacement unit" means a housing unit that:

34 (i) is comparable in quality to a lost moderate income housing unit;

35 (ii) meets state and local health and housing codes;

36 (iii) is comparable to a lost moderate income housing unit in number of rooms and  
37 square footage;

38 (iv) is located, to the extent practicable, in the same neighborhood as a lost moderate  
39 income housing unit; and

40 (v) meets the same affordability standard as a moderate income housing unit.

41 (2) On or before October 1 of each year, the department shall provide a written annual  
42 report to the Economic Development and Workforce Services Interim Committee and to the  
43 Commission on Housing Affordability created in Section [35A-8-2201](#) that describes:

44 (a) the number of housing units that were permanently vacated or destroyed as a result  
45 of department action in the previous fiscal year;

46 (b) the number of moderate income housing units that were permanently vacated or  
47 destroyed as a result of department action in the previous fiscal year;

48 (c) the number and size of parcels from housing units permanently vacated or  
49 destroyed as a result of department action in the previous fiscal year that are not needed by the  
50 department and recommended uses for the parcels;

51 (d) for each housing unit that was permanently vacated or destroyed as a result of  
52 department action in the previous fiscal year, the housing unit type, the year the housing unit  
53 was built, and the number of bedrooms in the housing unit;

54 (e) the total amount spent by the department to relocate individuals displaced as a  
55 result of department action in the previous fiscal year;

56 (f) the average cost per household to the department to relocate a household displaced

57 as a result of department action in the previous fiscal year; and

58 (g) one time recommendations regarding how the department and other agencies of the  
59 state could address the loss of moderate income housing units in the state, which  
60 recommendations may include:

61 (i) potential zoning law changes that would allow for the building of replacement units;

62 (ii) a process for making available small or irregular plots of land owned by the  
63 department and for having municipalities permit the building of replacement units on the  
64 parcels;

65 (iii) recommendations regarding how the department and other state agencies could  
66 coordinate with the Olene Walker Housing Trust Fund, applicable county or city housing  
67 authorities, and other stakeholders to build replacement housing units; or

68 (iv) other recommendations regarding how the department and other state agencies  
69 could encourage or support the approval and funding of additional replacement units.