

88 the specified municipality is required to submit the initial report.

89 (b) The subsequent progress report shall include:

90 (i) subject to Subsection (3)(c), a description of each action, whether one-time or
91 ongoing, taken by the specified municipality during the previous 12-month period to
92 implement the moderate income housing strategies identified in the initial report for
93 implementation;

94 (ii) a description of each land use regulation or land use decision made by the specified
95 municipality during the previous 12-month period to implement the moderate income housing
96 strategies, including an explanation of how the land use regulation or land use decision
97 supports the specified municipality's efforts to implement the moderate income housing
98 strategies;

99 (iii) a description of any barriers encountered by the specified municipality in the
100 previous 12-month period in implementing the moderate income housing strategies;

101 (iv) information regarding the number of internal and external or detached accessory
102 dwelling units located within the specified municipality for which the specified municipality:

103 (A) issued a building permit to construct; or

104 (B) issued a business license or comparable license or permit to rent;

105 (v) the number of residential dwelling units that have been entitled ~~§~~→ [~~according to the~~
106 ~~specified municipality's zoning map,~~] ←~~§~~ that have not received a building permit as of the
107 submission date of the progress report;

108 (vi) shapefiles, or website links if shapefiles are not available, to current maps and
109 tables related to zoning;

110 [~~(v)~~] (vii) a description of how the market has responded to the selected moderate
111 income housing strategies, including the number of entitled moderate income housing units or
112 other relevant data; and

113 [~~(vi)~~] (viii) any recommendations on how the state can support the specified
114 municipality in implementing the moderate income housing strategies.

115 (c) For purposes of describing actions taken by a specified municipality under
116 Subsection (3)(b)(i), the specified municipality may include an ongoing action taken by the
117 specified municipality prior to the 12-month reporting period applicable to the subsequent
118 progress report if the specified municipality:

367 (c) The initial report shall:

368 (i) identify each moderate income housing strategy selected by the specified county for
369 continued, ongoing, or one-time implementation, using the exact language used to describe the
370 moderate income housing strategy in Subsection 17-27a-403(2)(b)(ii); and

371 (ii) include an implementation plan.

372 (3) (a) After the division approves a specified county's initial report under this section,
373 the specified county shall, as an administrative act, annually submit to the division a
374 subsequent progress report on or before August 1 of each year after the year in which the
375 specified county is required to submit the initial report.

376 (b) The subsequent progress report shall include:

377 (i) subject to Subsection (3)(c), a description of each action, whether one-time or
378 ongoing, taken by the specified county during the previous 12-month period to implement the
379 moderate income housing strategies identified in the initial report for implementation;

380 (ii) a description of each land use regulation or land use decision made by the specified
381 county during the previous 12-month period to implement the moderate income housing
382 strategies, including an explanation of how the land use regulation or land use decision
383 supports the specified county's efforts to implement the moderate income housing strategies;

384 (iii) a description of any barriers encountered by the specified county in the previous
385 12-month period in implementing the moderate income housing strategies;

386 (iv) the number of residential dwelling units that have been entitled ~~§~~ **→** [, according to the
387 specified county's zoning map,] ~~←~~ **§** that have not received a building permit as of the submission
388 date of the progress report;

389 (v) shapefiles, or website links if shapefiles are not available, to current maps and
390 tables related to zoning;

391 ~~[(iv)]~~ (vi) information regarding the number of internal and external or detached
392 accessory dwelling units located within the specified county for which the specified county:

393 (A) issued a building permit to construct; or

394 (B) issued a business license or comparable license or permit to rent;

395 ~~[(v)]~~ (vii) a description of how the market has responded to the selected moderate
396 income housing strategies, including the number of entitled moderate income housing units or
397 other relevant data; and

956 housing allocation, together with all interest earned by the housing allocation and all payments
957 or repayments for loans, advances, or grants from the housing allocation.

958 (4) An agency may:

959 (a) issue bonds to finance a housing-related project under this section, including the
960 payment of principal and interest upon advances for surveys and plans or preliminary loans;
961 and

962 (b) issue refunding bonds for the payment or retirement of bonds under Subsection
963 (4)(a) previously issued by the agency.

964 (5) (a) Except as provided in Subsection (5)(b), an agency shall allocate money to the
965 housing fund each year in which the agency receives sufficient tax increment to make a
966 housing allocation required by the project area budget.

967 (b) Subsection (5)(a) does not apply in a year in which tax increment is insufficient.

968 (6) (a) Except as provided in Subsection (5)(b), if an agency fails to provide a housing
969 allocation in accordance with the project area budget and the housing plan adopted under
970 Subsection 17C-2-204(2), the loan fund board may bring legal action to compel the agency to
971 provide the housing allocation.

972 (b) In an action under Subsection (6)(a), the court:

973 (i) shall award the loan fund board reasonable attorney fees, unless the court finds that
974 the action was frivolous; and

975 (ii) may not award the agency the agency's attorney fees, unless the court finds that the
976 action was frivolous.

977 (7) For the purpose of offsetting the community's annual local contribution to the
978 Homeless Shelter Cities Mitigation Restricted Account, the total amount an agency transfers in
979 a calendar year to a community under Subsections (1)(a)(x), 17C-1-409(1)(a)(v), and
980 17C-1-411(1)(d) may not exceed the community's annual local contribution as defined in
981 Subsection 59-12-205(4).

982 (8) ~~§→ [An agency may expend funds under this section for six years, beginning the day on~~
983 ~~which the agency makes the first expenditure.] An agency shall spend, encumber, or allot the~~
983a ~~money contributed to the housing fund under Subsection (5)(a) within six years from the day~~
983b ~~on which the agency first receives the money. ←§~~

984 Section 6. Section 35A-8-504 is amended to read:

985 **35A-8-504. Distribution of fund money.**

986 (1) As used in this section: