

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action:	Do Pass the A-Engrossed Measure
Vote:	5 - 0 - 0
Yeas:	Hass, Olsen, Prozanski, Thomsen, Dingfelder
Nays:	0
Exc.:	0
Prepared By:	Beth Patrino, Administrator
Meeting Dates:	5/10, 5/19

WHAT THE MEASURE DOES: Modifies process for local governments to make changes to acknowledged comprehensive plan or land use regulation, including notice requirements associated with such amendments. Requires local government to provide summary of alterations to previously submitted proposed change rather than resubmit. Clarifies circumstances in which appeal of local governing body decision may be made. Deletes requirement for local government to hold public hearing if proposed change is only for purpose of conforming local plans and codes to statutes, statewide land use planning goal, or agency rule, and allows appeal of such change under certain conditions. Deletes specification that notices be “mailed” and provides authorization for electronic notification.

ISSUES DISCUSSED:

- Current notice and appeals process
- Bill language is permissive with regard to holding public hearings regarding changes to conform with state law, goal or rule

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: House Bill 2129 A addresses post-acknowledged plan amendments to local comprehensive plans and land use regulations. The focus is on notice requirements, proposed plan submission requirements, and the appeal process. House Bill 2129 A would clarify notice requirements for the benefit of both the public and those local governments providing the notice.

Local governments are required to amend their comprehensive plan and land use regulations to conform to statutes, statewide land use planning goals, and DLCDC rules. Currently, they are required to hold public hearings even though they have no discretion to make changes in such cases. House Bill 2129 A would make public hearings optional in such cases.