SENATE BILL 274

4 lr 0 3 9 1C9, L1 **CF HB 17** (PRE-FILED) By: Chair, Education, Energy, and the Environment Committee (By Request -Departmental - Planning) Requested: September 15, 2023 Introduced and read first time: January 10, 2024 Assigned to: Education, Energy, and the Environment Committee Report: Favorable Senate action: Adopted Read second time: February 3, 2024 CHAPTER _____ AN ACT concerning Charter Counties - Comprehensive Plans - Affirmatively Furthering Fair Housing FOR the purpose of altering requirements for the housing element of a charter county's comprehensive plan to include requirements related to affirmatively furthering fair housing; and generally relating to the comprehensive plans of charter counties. BY repealing and reenacting, without amendments, Article – Land Use Section 1-405 and 1-406(a)(1)Annotated Code of Maryland (2012 Volume and 2023 Supplement) BY repealing and reenacting, with amendments, Article – Land Use Section 1–407.1 Annotated Code of Maryland (2012 Volume and 2023 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows: Article - Land Use

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

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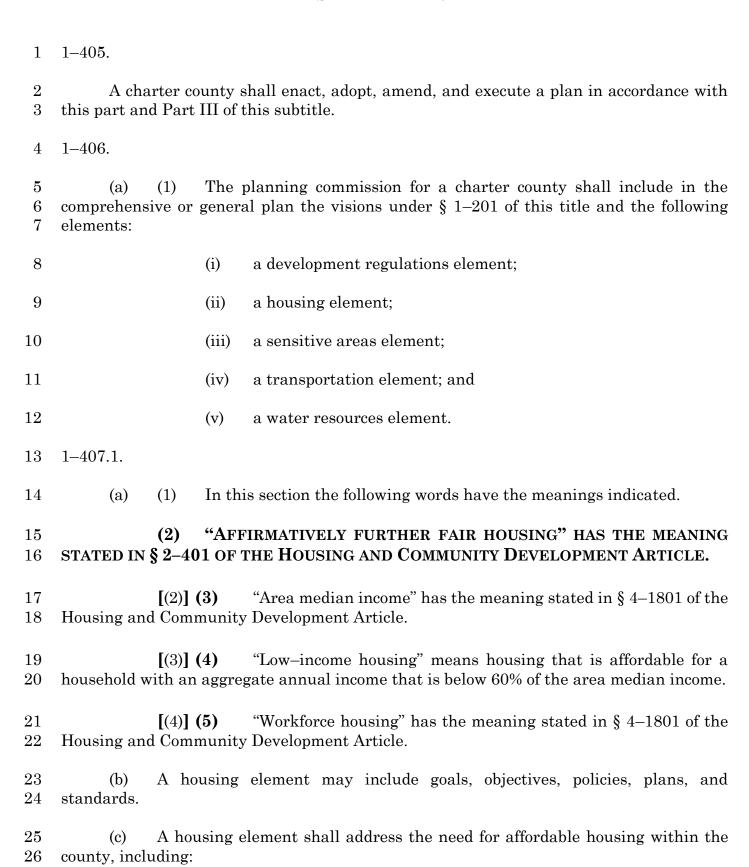
Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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(1)

workforce housing; and



- 1 (2) low–income housing.
- 2 (D) (1) A COUNTY HAS A DUTY TO AFFIRMATIVELY FURTHER FAIR 3 HOUSING THROUGH THE COUNTY'S HOUSING AND URBAN DEVELOPMENT 4 PROGRAMS.
- 5 (2) THE HOUSING ELEMENT OF A COMPREHENSIVE PLAN THAT IS
 6 ENACTED OR AMENDED ON OR AFTER JANUARY 1, 2025, SHALL INCLUDE AN
 7 ASSESSMENT OF FAIR HOUSING TO ENSURE THAT THE COUNTY IS AFFIRMATIVELY
 8 FURTHERING FAIR HOUSING.
- 9 (3) ON REQUEST OF A COUNTY, THE DEPARTMENT OF PLANNING, IN
 10 CONSULTATION WITH THE DEPARTMENT OF HOUSING AND COMMUNITY
 11 DEVELOPMENT, SHALL PROVIDE TECHNICAL ASSISTANCE FOR THE PURPOSE OF
 12 DEVELOPING THE HOUSING ELEMENT OF THE COMPREHENSIVE PLAN.
- 13 (4) This subsection does not require a county to take, or 14 PROHIBIT A COUNTY FROM TAKING, A SPECIFIC ACTION TO AFFIRMATIVELY 15 FURTHER FAIR HOUSING.
- 16 SECTION 2. AND BE IT FURTHER ENACTED, That:
- 17 (a) A charter county that completed or revised an Assessment of Fair Housing 18 under the federal Department of Housing and Urban Development's most recently 19 published Affirmatively Furthering Fair Housing Rule, or an analysis of impediments to 19 fair housing prior to the Affirmatively Furthering Fair Housing Rule, shall incorporate the 19 Assessment of Fair Housing or analysis of impediments into the housing element of the 19 charter county's comprehensive plan, by reference, as described under § 1–407.1 of the 19 Land Use Article, when the charter county amends its comprehensive plan.
- 24 (b) Subsection (a) of this section applies only to a comprehensive plan that is 25 amended on or after January 1, 2024.
- SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2024.