

<DateSubmitted>

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB1032

By: Martinez of the House and Newhouse of the Senate

Title: Regulation of residential building design elements; prohibiting county and municipal regulation of residential building design elements; exceptions; effective date.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from its amendment; and
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

SENATE CONFEREES

Newhouse	_____
Leewright	_____
Stanislowski	_____
McCortney	_____
Brooks	_____
Young	_____

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED

HOUSE BILL NO. 1032

By: Martinez and McBride of the
House

and

Newhouse of the Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to building design elements;
prohibiting county and municipal regulation of
certain building and design elements; requiring
certain building design elements be in writing prior
to certain preliminary plat development; construing
application of certain zoning ordinances enacted
after preliminary plat development; defining term;
providing for codification; and providing an
effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 43-109.3 of Title 11, unless
there is created a duplication in numbering, reads as follows:

A. No county, municipality, city or town, including any
department, commission, board or agency thereof, shall regulate,
impose, require, restrict, or prohibit, nor condition, deny or delay
any planning or development approvals based upon, any single-family

1 residential building design elements in any zoning district or
2 planned development, unless, prior to the attempt to regulate such
3 building design elements, the regulation was placed into writing
4 within an enacted zoning ordinance specifically setting forth the
5 regulation of residential building design elements and such zoning
6 ordinance was properly approved and adopted by the appropriate
7 governmental authority for that county, municipality, city or town
8 prior to the preliminary platting of the applicable property. Any
9 zoning ordinance or attempted regulation of residential building
10 design elements enacted or proposed after the preliminary platting
11 of an applicable residential property shall not apply to such
12 property.

13 B. For purposes of this section, "residential building design
14 elements" means the:

- 15 1. Type or style of exterior cladding or finish materials;
 - 16 2. Style or materials of roof structures, roof pitches, or
17 porches;
 - 18 3. Exterior nonstructural architectural ornamentation;
 - 19 4. Location, design, placement, or architectural styling of
20 windows and doors, including garage doors and garage structures;
 - 21 5. Number and types of rooms;
 - 22 6. Interior layout of rooms; and
 - 23 7. Minimum square footage of a structure.
- 24

SECTION 2. This act shall become effective November 1, 2019.

57-1-8916 LRB 05/07/19