

Senate File 2231

S-5052

1 Amend Senate File 2231 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 331.301, Code 2024, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 23. *a.* A county shall not adopt, enforce,
7 or otherwise administer an ordinance, motion, resolution, or
8 building code that prohibits or limits, either directly or
9 indirectly, the use of a specific style of exterior cladding
10 or finish materials for residential buildings in a manner that
11 is more restrictive than the state building code as adopted
12 pursuant to section 103A.7. This section does not prohibit a
13 county from regulating the use of a specific style of exterior
14 cladding or finish materials for a residential building that
15 meets any of the following conditions:

16 (1) The building is located in an area designated and
17 declared as a state or local historic district under applicable
18 law.

19 (2) The building is designated as a local, state, or
20 national historic landmark.

21 (3) The building is in a common interest community as
22 defined in chapter 499C.

23 (4) The building is located on a property that is governed
24 by a policy of regulation of an overlay or special purpose
25 zoning district that is adopted pursuant to applicable law.

26 *b.* For purposes of this subsection, "*residential building*"
27 means any single or multifamily residential dwelling and
28 includes single-family and two-family dwellings and townhouses,
29 condominiums and apartments with a maximum of twelve units per
30 building, and all secondary structures to such a single or
31 multifamily residential dwelling.

32 Sec. 2. Section 414.1, subsection 1, Code 2024, is amended
33 by adding the following new paragraph:

34 NEW PARAGRAPH. *h.* (1) A city shall not adopt, enforce,
35 or otherwise administer an ordinance, motion, resolution, or

SF 2231.3390 (1) 90

(amending this SF 2231 to CONFORM to HF 2388)

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2 indirectly, the use of a specific style of exterior cladding
3 or finish materials for residential buildings in a manner that
4 is more restrictive than the state building code as adopted
5 pursuant to section 103A.7. This subsection does not prohibit
6 a city from regulating the use of a specific style of exterior
7 cladding or finish materials for a residential building that
8 meets any of the following conditions:

9 (a) The building is located in an area designated and
10 declared as a state or local historic district under applicable
11 law.

12 (b) The building is designated as a local, state, or
13 national historic landmark.

14 (c) The building is in a common interest community as
15 defined in chapter 499C.

16 (d) The building is located on a property that is governed
17 by a policy of regulation of an overlay or special purpose
18 zoning district that is adopted pursuant to applicable law.

19 (2) For purposes of this paragraph, "*residential building*"
20 means any single or multifamily residential dwelling and
21 includes single-family and two-family dwellings and townhouses,
22 condominiums and apartments with a maximum of twelve units per
23 building, and all secondary structures to such a single or
24 multifamily residential dwelling.>

SCOTT WEBSTER