

By the Committees on Education; Banking and Insurance; and
Senators Latvala and King

304-1773-01

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A bill to be entitled
An act relating to the Hurricane Loss
Mitigation Program; amending s. 215.559, F.S.;
specifying the amount of funds to be used to
inspect and improve tie-downs for
manufactured/mobile homes; requiring the
Department of Community Affairs to contract
with an administrative entity; revising the
process for establishing an advisory council;
providing for an annual report; extending the
future repeal of the section; providing an
effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 215.559, Florida Statutes, is
amended to read:

215.559 Hurricane Loss Mitigation Program.--

(1) There is created a Hurricane Loss Mitigation
Program. The Legislature shall annually appropriate \$10
million of the moneys authorized for appropriation under s.
215.555(7)(c) from the Florida Hurricane Catastrophe Fund to
the Department of Community Affairs for the purposes set forth
in this section.

(2)(a) Seven million dollars in funds provided in
subsection (1) shall be used for programs to improve the wind
resistance of residences and mobile homes, including loans,
subsidies, grants, demonstration projects, and direct
assistance; cooperative programs with local governments and
the Federal Government; and other efforts to prevent or reduce
losses or reduce the cost of rebuilding after a disaster.

1 (b) Three million dollars in funds provided in
2 subsection (1) shall be used to retrofit existing facilities
3 used as public hurricane shelters. The department must
4 prioritize the use of these funds for projects included in the
5 September 1, 2000, version of the Shelter Retrofit Report
6 prepared in accordance with s. 252.385(3), and each annual
7 report thereafter. The department must give funding priority
8 to projects in regional planning council regions that have
9 shelter deficits and to projects that maximize use of state
10 funds.

11 (3) Forty ~~At least 40~~ percent of the total
12 appropriation in paragraph (2)(a) must be used to inspect and
13 improve tie-downs for manufactured/mobile homes. Within 30
14 days after the effective date of that appropriation, the
15 department shall contract with a public higher educational
16 institution in this state which has previous experience
17 administering the programs set forth in this subsection to
18 serve as the administrative entity and fiscal agent under s.
19 216.346 for the purpose of administering the programs set
20 forth in this subsection in accordance with established policy
21 and procedures.~~for loans, subsidies, grants, demonstration~~
22 ~~projects, and direct assistance for the first year of the~~
23 ~~programs shall be used for mobile homes, including programs to~~
24 ~~inspect and improve tie-downs, construct and provide safety~~
25 ~~structures, and provide other means to reduce losses. In the~~
26 ~~second year of the programs, at least 30 percent of the total~~
27 ~~appropriation shall be used for mobile homes, and thereafter~~
28 ~~at least 20 percent shall be used for such purposes.~~

29 (4) Of moneys provided to the Department of Community
30 Affairs, 10 percent shall be allocated to a ~~the Operations and~~
31 ~~Maintenance Trust Fund in the general office of the Board of~~

1 ~~Regents, to be used by the~~ Type I Center within the State
2 University System dedicated to hurricane research. The Type I
3 Center shall, as approved by the advisory council under
4 subsection (5), develop a preliminary work plan to eliminate
5 the state and local barriers to upgrading existing
6 manufactured/mobile homes and communities, research and
7 develop a program for the recycling of existing, older
8 manufactured/mobile homes, and ~~to~~ support programs of research
9 and development relating to hurricane loss reduction devices
10 and techniques for site-built residences ~~and mobile homes and~~
11 ~~relating to the development of credible data on potential loss~~
12 ~~reductions~~. The State University System shall also consult
13 with the Department of Community Affairs and assist the
14 department with the report required under subsection (7).

15 (5) The Department of Community Affairs shall develop
16 the programs in consultation with an advisory council
17 ~~appointed by the secretary~~ consisting of a representative
18 designated by ~~of~~ the Department of Insurance, a representative
19 designated by the Florida Home Builders Association ~~of home~~
20 ~~builders~~, a representative designated by the Florida Insurance
21 Council ~~of insurance companies~~, a representative designated by
22 ~~of~~ the Federation of Manufactured Mobile Home Owners, a
23 representative designated by ~~of~~ the Florida Association of
24 Counties, and a representative designated by ~~of~~ the Florida
25 Manufactured Housing Association ~~who is a mobile home~~
26 ~~manufacturer or supplier~~.

27 (6) Moneys provided to the Department of Community
28 Affairs under this section are intended to supplement other
29 funding sources of the Department of Community Affairs and may
30 not supplant other funding sources of the Department of
31 Community Affairs.

1 (7) On January 1st of each year ~~2001 and 2002~~, the
2 Department of Community Affairs shall provide a full report
3 and accounting of activities under this section and an
4 evaluation of such activities to the Speaker of the House of
5 Representatives, the President of the Senate, and the Majority
6 and Minority Leaders of the House of Representatives and the
7 Senate.

8 (8) This section is repealed June 30, 2006 ~~June 30,~~
9 ~~2002~~.

10 Section 2. This act shall take effect upon becoming a
11 law.

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13 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
14 COMMITTEE SUBSTITUTE FOR
15 CS/SB 1612

16 The committee substitute deletes the provision allocating
17 \$500,000 of the money appropriated for retrofitting facilities
18 as hurricane shelters to a specific school district for a
19 demonstration project. Also deleted is the provision that the
20 retrofitting funds may cover no more than 25 percent of the
cost of a factory-built school shelter, and the restriction
that no more than 10 percent of the funds may be spent for a
feasibility study of using factory-built shelters as the
shelter space at existing school sites.

21 The exemption from the provisions of ch. 112, F.S., relating
22 to public officers and employees, for members of the advisory
council on programs of research on hurricane loss is deleted.