

1                   A bill to be entitled  
2     An act relating to affordable housing; amending s.  
3     420.5061, F.S.; removing a provision requiring the Florida  
4     Housing Finance Corporation to transfer certain funds to  
5     the General Revenue Fund; amending s. 420.9071, F.S.;  
6     revising definitions; amending s. 420.9072, F.S.;  
7     conforming a cross-reference; amending s. 420.9073, F.S.;  
8     revising the frequency with which local housing  
9     distributions are to be made by the corporation; revising  
10    calculations used to determine the guaranteed distribution  
11    amounts; authorizing the corporation to withhold funds  
12    from the total distribution annually for specified  
13    purposes; requiring counties and eligible municipalities  
14    that receive local housing distributions to expend those  
15    funds in a specified manner; amending s. 420.9075, F.S.;  
16    requiring local housing assistance plans to include  
17    persons with disabilities; authorizing certain high-cost  
18    areas to include strategies to assist persons and  
19    households whose annual incomes are not more than 140  
20    percent of area median income; requiring local housing  
21    assistance plans to describe specified initiatives;  
22    extending the expiration date for an exemption of certain  
23    counties and municipalities that provide affordable  
24    housing from certain tenant-income requirements;  
25    authorizing counties and eligible municipalities to award  
26    funds as a grant for certain purposes; increasing the  
27    threshold amount used to determine which counties and  
28    municipalities may use up to 10 percent of program income

29 for administrative costs; requiring the corporation to  
30 provide training for certain purposes; revising reporting  
31 requirements for counties and eligible municipalities;  
32 conforming cross-references; providing that the  
33 corporation shall require expended funds for an ineligible  
34 activity to be repaid into the local housing assistance  
35 trust fund; prohibiting repayment from being made with  
36 certain funds; amending s. 420.9076, F.S.; revising  
37 membership criteria for affordable housing advisory  
38 committees; revising notice requirements for public  
39 hearings of the advisory committee; requiring the  
40 committee's final report, evaluation, and recommendations  
41 to be submitted to the corporation; conforming a cross-  
42 reference; repealing s. 420.9078, F.S., relating to state  
43 administration of remaining local housing distribution  
44 funds; providing an effective date.

45  
46 Be It Enacted by the Legislature of the State of Florida:

47  
48 Section 1. Section 420.5061, Florida Statutes, is amended  
49 to read:

50 420.5061 Transfer of agency assets and liabilities.--The  
51 corporation is the legal successor in all respects to the  
52 agency, is obligated to the same extent as the agency under any  
53 agreements existing on December 31, 1997, and is entitled to any  
54 rights and remedies previously afforded the agency by law or  
55 contract, including specifically the rights of the agency under  
56 chapter 201 and part VI of chapter 159. Effective January 1,

57 | 1998, all references under Florida law to the agency are deemed  
 58 | to mean the corporation. ~~The corporation shall transfer to the~~  
 59 | ~~General Revenue Fund an amount which otherwise would have been~~  
 60 | ~~deducted as a service charge pursuant to s. 215.20(1) if the~~  
 61 | ~~Florida Housing Finance Corporation Fund established by s.~~  
 62 | ~~420.508(5), the State Apartment Incentive Loan Fund established~~  
 63 | ~~by s. 420.5087(7), the Florida Homeownership Assistance Fund~~  
 64 | ~~established by s. 420.5088(4), the HOME Investment Partnership~~  
 65 | ~~Fund established by s. 420.5089(1), and the Housing~~  
 66 | ~~Predevelopment Loan Fund established by s. 420.525(1) were each~~  
 67 | ~~trust funds.~~ For purposes of s. 112.313, the corporation is  
 68 | deemed to be a continuation of the agency, and the provisions  
 69 | thereof are deemed to apply as if the same entity remained in  
 70 | place. Any employees of the agency and agency board members  
 71 | covered by s. 112.313(9)(a)6. shall continue to be entitled to  
 72 | the exemption in that subparagraph, notwithstanding being hired  
 73 | by the corporation or appointed as board members of the  
 74 | corporation.

75 |       Section 2. Subsections (4), (8), (16), and (25) of section  
 76 | 420.9071, Florida Statutes, are amended to read:

77 |       420.9071 Definitions.--As used in ss. 420.907-420.9079,  
 78 | the term:

79 |       (4) "Annual gross income" means annual income as defined  
 80 | under the Section 8 housing assistance payments programs in 24  
 81 | C.F.R. part 5; annual income as reported under the census long  
 82 | form for the recent available decennial census; ~~or~~ adjusted  
 83 | gross income as defined for purposes of reporting under Internal  
 84 | Revenue Service Form 1040 for individual federal annual income

85 | tax purposes; or other methods of verifying income provided by  
86 | rule of the corporation. Counties and eligible municipalities  
87 | shall calculate income by annualizing verified sources of income  
88 | for the household as the amount of income to be received in a  
89 | household during the 12 months following the effective date of  
90 | the determination.

91 |       (8) "Eligible housing" means any real and personal  
92 | property located within the county or the eligible municipality  
93 | which is designed and intended for the primary purpose of  
94 | providing decent, safe, and sanitary residential units that are  
95 | designed to meet the standards of the Florida Building Code  
96 | adopted under chapter 553, or manufactured housing constructed  
97 | after June 1994 and installed in accordance with mobile home  
98 | installation standards of the Department of Highway Safety and  
99 | Motor Vehicles, for home ownership or rental for eligible  
100 | persons as designated by each county or eligible municipality  
101 | participating in the State Housing Initiatives Partnership  
102 | Program.

103 |       (16) "Local housing incentive strategies" means local  
104 | regulatory reform or incentive programs to encourage or  
105 | facilitate affordable housing production, which include at a  
106 | minimum, assurance that permits as defined in s. 163.3164(7) and  
107 | (8) for affordable housing projects are expedited to a greater  
108 | degree than other projects; an ongoing process for review of  
109 | local policies, ordinances, regulations, and plan provisions  
110 | that increase the cost of housing prior to their adoption; and a  
111 | schedule for implementing the incentive strategies. Local  
112 | housing incentive strategies may also include other regulatory

113 reforms, such as those enumerated in s. 420.9076 or those  
 114 recommended by the affordable housing advisory committee in its  
 115 triennial evaluation and adopted by the local governing body.

116 (25) "Recaptured funds" means funds that are recouped by a  
 117 county or eligible municipality in accordance with the recapture  
 118 provisions of its local housing assistance plan pursuant to s.  
 119 420.9075(5)(g) from eligible persons or eligible sponsors, which  
 120 funds were not used for assistance to an eligible household for  
 121 an eligible activity, when there is a ~~who~~ default on the terms  
 122 of a grant award or loan award.

123 Section 3. Subsection (6) of section 420.9072, Florida  
 124 Statutes, is amended to read:

125 420.9072 State Housing Initiatives Partnership  
 126 Program.--The State Housing Initiatives Partnership Program is  
 127 created for the purpose of providing funds to counties and  
 128 eligible municipalities as an incentive for the creation of  
 129 local housing partnerships, to expand production of and preserve  
 130 affordable housing, to further the housing element of the local  
 131 government comprehensive plan specific to affordable housing,  
 132 and to increase housing-related employment.

133 (6) The moneys that otherwise would be distributed  
 134 pursuant to s. 420.9073 to a local government that does not meet  
 135 the program's requirements for receipts of such distributions  
 136 shall remain in the Local Government Housing Trust Fund to be  
 137 administered by the corporation ~~pursuant to s. 420.9078.~~

138 Section 4. Section 420.9073, Florida Statutes, is amended  
 139 to read:

140 420.9073 Local housing distributions.--

141 (1) Distributions calculated in this section shall be  
 142 disbursed on a quarterly or more frequent ~~monthly~~ basis by the  
 143 corporation ~~beginning the first day of the month after program~~  
 144 ~~approval~~ pursuant to s. 420.9072, subject to availability of  
 145 funds. Each county's share of the funds to be distributed from  
 146 the portion of the funds in the Local Government Housing Trust  
 147 Fund received pursuant to s. 201.15(9) shall be calculated by  
 148 the corporation for each fiscal year as follows:

149 (a) Each county other than a county that has implemented  
 150 the provisions of chapter 83-220, Laws of Florida, as amended by  
 151 chapters 84-270, 86-152, and 89-252, Laws of Florida, shall  
 152 receive the guaranteed amount for each fiscal year.

153 (b) Each county other than a county that has implemented  
 154 the provisions of chapter 83-220, Laws of Florida, as amended by  
 155 chapters 84-270, 86-152, and 89-252, Laws of Florida, may  
 156 receive an additional share calculated as follows:

157 1. Multiply each county's percentage of the total state  
 158 population excluding the population of any county that has  
 159 implemented the provisions of chapter 83-220, Laws of Florida,  
 160 as amended by chapters 84-270, 86-152, and 89-252, Laws of  
 161 Florida, by the total funds to be distributed.

162 2. If the result in subparagraph 1. is less than the  
 163 guaranteed amount as determined in subsection (3), that county's  
 164 additional share shall be zero.

165 3. For each county in which the result in subparagraph 1.  
 166 is greater than the guaranteed amount as determined in  
 167 subsection (3), the amount calculated in subparagraph 1. shall  
 168 be reduced by the guaranteed amount. The result for each such

169 county shall be expressed as a percentage of the amounts so  
 170 determined for all counties. Each such county shall receive an  
 171 additional share equal to such percentage multiplied by the  
 172 total funds received by the Local Government Housing Trust Fund  
 173 pursuant to s. 201.15(9) reduced by the guaranteed amount paid  
 174 to all counties.

175 (2) ~~Effective July 1, 1995,~~ Distributions calculated in  
 176 this section shall be disbursed on a quarterly or more frequent  
 177 ~~monthly~~ basis by the corporation ~~beginning the first day of the~~  
 178 ~~month after program approval~~ pursuant to s. 420.9072, subject to  
 179 availability of funds. Each county's share of the funds to be  
 180 distributed from the portion of the funds in the Local  
 181 Government Housing Trust Fund received pursuant to s. 201.15(10)  
 182 shall be calculated by the corporation for each fiscal year as  
 183 follows:

184 (a) Each county shall receive the guaranteed amount for  
 185 each fiscal year.

186 (b) Each county may receive an additional share calculated  
 187 as follows:

188 1. Multiply each county's percentage of the total state  
 189 population, by the total funds to be distributed.

190 2. If the result in subparagraph 1. is less than the  
 191 guaranteed amount as determined in subsection (3), that county's  
 192 additional share shall be zero.

193 3. For each county in which the result in subparagraph 1.  
 194 is greater than the guaranteed amount, the amount calculated in  
 195 subparagraph 1. shall be reduced by the guaranteed amount. The  
 196 result for each such county shall be expressed as a percentage

197 of the amounts so determined for all counties. Each such county  
 198 shall receive an additional share equal to this percentage  
 199 multiplied by the total funds received by the Local Government  
 200 Housing Trust Fund pursuant to s. 201.15(10) as reduced by the  
 201 guaranteed amount paid to all counties.

202 (3) Calculation of guaranteed amounts:

203 (a) The guaranteed amount under subsection (1) shall be  
 204 calculated for each state fiscal year by multiplying \$500,000  
 205 ~~\$350,000~~ by a fraction, the numerator of which is the amount of  
 206 funds distributed to the Local Government Housing Trust Fund  
 207 pursuant to s. 201.15(9) and the denominator of which is the  
 208 total amount of funds distributed to the Local Government  
 209 Housing Trust Fund pursuant to s. 201.15.

210 (b) The guaranteed amount under subsection (2) shall be  
 211 calculated for each state fiscal year by multiplying \$500,000  
 212 ~~\$350,000~~ by a fraction, the numerator of which is the amount of  
 213 funds distributed to the Local Government Housing Trust Fund  
 214 pursuant to s. 201.15(10) and the denominator of which is the  
 215 total amount of funds distributed to the Local Government  
 216 Housing Trust Fund pursuant to s. 201.15.

217 (4) Funds distributed pursuant to this section may not be  
 218 pledged to pay debt service on any bonds.

219 (5) Notwithstanding subsections (1)-(4), the corporation  
 220 is authorized to withhold up to \$5 million from the total  
 221 distribution each fiscal year to provide additional funding to  
 222 counties and eligible municipalities in which a state of  
 223 emergency has been declared by the Governor pursuant to chapter  
 224 252. Any portion of such funds not distributed under this



225 subsection by the end of the fiscal year shall be distributed as  
 226 provided in this section.

227 (6) Notwithstanding subsections (1)-(4), the corporation  
 228 is authorized to withhold up to \$5 million from the total  
 229 distribution each fiscal year to provide funding to counties and  
 230 eligible municipalities to purchase properties subject to a  
 231 State Housing Initiative Partnership Program lien and on which  
 232 foreclosure proceedings have been initiated by any mortgagee.  
 233 Each county and eligible municipality that receives funds under  
 234 this subsection shall repay such funds to the corporation not  
 235 later than the expenditure deadline for the fiscal year in which  
 236 the funds were awarded. Amounts not repaid shall be withheld  
 237 from the subsequent year's distribution. Any portion of such  
 238 funds not distributed under this subsection by the end of the  
 239 fiscal year shall be distributed as provided in this section.

240 (7) A county or eligible municipality that receives local  
 241 housing distributions pursuant to this section shall expend  
 242 those funds in accordance with the provisions of ss. 420.907-  
 243 420.9079, corporation rule, and its local housing assistance  
 244 plan.

245 Section 5. Paragraph (a) of subsection (1), paragraph (d)  
 246 of subsection (5), subsections (7) and (8), paragraphs (a) and  
 247 (h) of subsection (10), and paragraph (b) of subsection (13) of  
 248 section 420.9075, Florida Statutes, are amended, paragraph (d)  
 249 is added to subsection (3), paragraph (1) is added to subsection  
 250 (5), and subsection (14) is added to that section, to read:

251 420.9075 Local housing assistance plans; partnerships.--

252 (1) (a) Each county or eligible municipality participating  
 253 in the State Housing Initiatives Partnership Program shall  
 254 develop and implement a local housing assistance plan created to  
 255 make affordable residential units available to persons of very  
 256 low income, low income, or moderate income and to persons who  
 257 have special housing needs, including, but not limited to,  
 258 homeless people, the elderly, ~~and migrant farmworkers,~~ and  
 259 persons with disabilities. High-cost counties, as defined by  
 260 corporation rule, and eligible municipalities within such  
 261 counties, may include strategies to assist persons and  
 262 households whose annual incomes are not more than 140 percent of  
 263 area median income. The plans are intended to increase the  
 264 availability of affordable residential units by combining local  
 265 resources and cost-saving measures into a local housing  
 266 partnership and using private and public funds to reduce the  
 267 cost of housing.

268 (3)

269 (d) Each county and each eligible municipality shall  
 270 describe initiatives in the local housing assistance plan that  
 271 encourage or require innovative design, green building  
 272 principles, storm-resistant construction, or other elements that  
 273 reduce long-term costs relating to maintenance, utilities, or  
 274 insurance.

275 (5) The following criteria apply to awards made to  
 276 eligible sponsors or eligible persons for the purpose of  
 277 providing eligible housing:

278 (d)1. All units constructed, rehabilitated, or otherwise  
 279 assisted with the funds provided from the local housing

280 assistance trust fund must be occupied by very-low-income  
 281 persons, low-income persons, and moderate-income persons, except  
 282 as otherwise provided in this section.

283 2. At least 30 percent of the funds deposited into the  
 284 local housing assistance trust fund must be reserved for awards  
 285 to very-low-income persons or eligible sponsors who will serve  
 286 very-low-income persons and at least an additional 30 percent of  
 287 the funds deposited into the local housing assistance trust fund  
 288 must be reserved for awards to low-income persons or eligible  
 289 sponsors who will serve low-income persons. This subparagraph  
 290 does not apply to a county or an eligible municipality that  
 291 includes, or has included within the previous 5 years, an area  
 292 of critical state concern designated or ratified by the  
 293 Legislature for which the Legislature has declared its intent to  
 294 provide affordable housing. The exemption created by this  
 295 subparagraph ~~act~~ expires on July 1, 2013 ~~2008~~.

296 (1) Each county and eligible municipality may award funds  
 297 as a grant for construction, rehabilitation, or repair as part  
 298 of disaster recovery or emergency repairs or to remedy  
 299 accessibility or health and safety deficiencies. Any other  
 300 grants must be approved as part of the local housing assistance  
 301 plan.

302  
 303 If both an award under the local housing assistance plan and  
 304 federal low-income housing tax credits are used to assist a  
 305 project and there is a conflict between the criteria prescribed  
 306 in this subsection and the requirements of s. 42 of the Internal  
 307 Revenue Code of 1986, as amended, the county or eligible

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308 municipality may resolve the conflict by giving precedence to  
309 the requirements of s. 42 of the Internal Revenue Code of 1986,  
310 as amended, in lieu of following the criteria prescribed in this  
311 subsection with the exception of paragraphs (a) and (d) of this  
312 subsection.

313 (7) The moneys deposited in the local housing assistance  
314 trust fund shall be used to administer and implement the local  
315 housing assistance plan. The cost of administering the plan may  
316 not exceed 5 percent of the local housing distribution moneys  
317 and program income deposited into the trust fund. A county or an  
318 eligible municipality may not exceed the 5-percent limitation on  
319 administrative costs, unless its governing body finds, by  
320 resolution, that 5 percent of the local housing distribution  
321 plus 5 percent of program income is insufficient to adequately  
322 pay the necessary costs of administering the local housing  
323 assistance plan. The cost of administering the program may not  
324 exceed 10 percent of the local housing distribution plus 5  
325 percent of program income deposited into the trust fund, except  
326 that small counties, as defined in s. 120.52(17), and eligible  
327 municipalities receiving a local housing distribution of up to  
328 \$500,000 ~~\$350,000~~ may use up to 10 percent of program income for  
329 administrative costs.

330 (8) Pursuant to s. 420.531, the corporation shall provide  
331 training and technical assistance to local governments regarding  
332 the creation of partnerships, the design of local housing  
333 assistance strategies, the implementation of local housing  
334 incentive strategies, and the provision of support services.

335 (10) Each county or eligible municipality shall submit to  
336 the corporation by September 15 of each year a report of its  
337 affordable housing programs and accomplishments through June 30  
338 immediately preceding submittal of the report. The report shall  
339 be certified as accurate and complete by the local government's  
340 chief elected official or his or her designee. Transmittal of  
341 the annual report by a county's or eligible municipality's chief  
342 elected official, or his or her designee, certifies that the  
343 local housing incentive strategies, or, if applicable, the local  
344 housing incentive plan, have been implemented or are in the  
345 process of being implemented pursuant to the adopted schedule  
346 for implementation. The report must include, but is not limited  
347 to:

348 (a) The number of households served by income category,  
349 age, family size, and race, and data regarding any special needs  
350 populations such as farmworkers, homeless persons, ~~and~~ the  
351 elderly, and persons with disabilities. Counties shall report  
352 this information separately for households served in the  
353 unincorporated area and each municipality within the county.

354 (h) Such other data or affordable housing accomplishments  
355 considered significant by the reporting county or eligible  
356 municipality or the corporation.

357 (13)

358 (b) If, as a result of its review of the annual report,  
359 the corporation determines that a county or eligible  
360 municipality has failed to implement a local housing incentive  
361 strategy, or, if applicable, a local housing incentive plan, it  
362 shall send a notice of termination of the local government's

363 share of the local housing distribution by certified mail to the  
 364 affected county or eligible municipality.

365 1. The notice must specify a date of termination of the  
 366 funding if the affected county or eligible municipality does not  
 367 implement the plan or strategy and provide for a local response.  
 368 A county or eligible municipality shall respond to the  
 369 corporation within 30 days after receipt of the notice of  
 370 termination.

371 2. The corporation shall consider the local response that  
 372 extenuating circumstances precluded implementation and grant an  
 373 extension to the timeframe for implementation. Such an extension  
 374 shall be made in the form of an extension agreement that  
 375 provides a timeframe for implementation. The chief elected  
 376 official of a county or eligible municipality or his or her  
 377 designee shall have the authority to enter into the agreement on  
 378 behalf of the local government.

379 3. If the county or the eligible municipality has not  
 380 implemented the incentive strategy or entered into an extension  
 381 agreement by the termination date specified in the notice, the  
 382 local housing distribution share terminates, and any uncommitted  
 383 local housing distribution funds held by the affected county or  
 384 eligible municipality in its local housing assistance trust fund  
 385 shall be transferred to the Local Government Housing Trust Fund  
 386 to the credit of the corporation to administer ~~pursuant to s.~~  
 387 ~~420.9078.~~

388 4.a. If the affected local government fails to meet the  
 389 timeframes specified in the agreement, the corporation shall  
 390 terminate funds. The corporation shall send a notice of

391 termination of the local government's share of the local housing  
 392 distribution by certified mail to the affected local government.  
 393 The notice shall specify the termination date, and any  
 394 uncommitted funds held by the affected local government shall be  
 395 transferred to the Local Government Housing Trust Fund to the  
 396 credit of the corporation to administer ~~pursuant to s. 420.9078.~~

397       b. If the corporation terminates funds to a county, but an  
 398 eligible municipality receiving a local housing distribution  
 399 pursuant to an interlocal agreement maintains compliance with  
 400 program requirements, the corporation shall thereafter  
 401 distribute directly to the participating eligible municipality  
 402 its share calculated in the manner provided in s. 420.9072.

403       c. Any county or eligible municipality whose local  
 404 distribution share has been terminated may subsequently elect to  
 405 receive directly its local distribution share by adopting the  
 406 ordinance, resolution, and local housing assistance plan in the  
 407 manner and according to the procedures provided in ss. 420.907-  
 408 420.9079.

409       (14) If the corporation determines that a county or  
 410 eligible municipality has expended program funds for an  
 411 ineligible activity, the corporation shall require such funds to  
 412 be repaid to the local housing assistance trust fund. Such  
 413 repayment shall not be made from State Housing Initiative  
 414 Partnership Program funds.

415       Section 6. Paragraph (h) of subsection (2), subsections  
 416 (5) and (6), and paragraph (a) of subsection (7) of section  
 417 420.9076, Florida Statutes, are amended to read:

418 420.9076 Adoption of affordable housing incentive  
 419 strategies; committees.--

420 (2) The governing board of a county or municipality shall  
 421 appoint the members of the affordable housing advisory committee  
 422 by resolution. Pursuant to the terms of any interlocal  
 423 agreement, a county and municipality may create and jointly  
 424 appoint an advisory committee to prepare a joint plan. The  
 425 ordinance adopted pursuant to s. 420.9072 which creates the  
 426 advisory committee or the resolution appointing the advisory  
 427 committee members must provide for 11 committee members and  
 428 their terms. The committee must include:

429 (h) One citizen who actively serves on the local planning  
 430 agency pursuant to s. 163.3174. When the local planning agency  
 431 is comprised of the governing board of the county or  
 432 municipality, the governing board may appoint a designee who is  
 433 knowledgeable in the local planning process.

434  
 435 If a county or eligible municipality whether due to its small  
 436 size, the presence of a conflict of interest by prospective  
 437 appointees, or other reasonable factor, is unable to appoint a  
 438 citizen actively engaged in these activities in connection with  
 439 affordable housing, a citizen engaged in the activity without  
 440 regard to affordable housing may be appointed. Local governments  
 441 that receive the minimum allocation under the State Housing  
 442 Initiatives Partnership Program may elect to appoint an  
 443 affordable housing advisory committee with fewer than 11  
 444 representatives if they are unable to find representatives who  
 445 meet the criteria of paragraphs (a)-(k).



446 (5) The approval by the advisory committee of its local  
447 housing incentive strategies recommendations and its review of  
448 local government implementation of previously recommended  
449 strategies must be made by affirmative vote of a majority of the  
450 membership of the advisory committee taken at a public hearing.  
451 Notice of the time, date, and place of the public hearing of the  
452 advisory committee to adopt its evaluation and final local  
453 housing incentive strategies recommendations must be published  
454 in a newspaper of general paid circulation in the county. The  
455 notice must contain a short and concise summary of the  
456 evaluation and local housing incentives strategies  
457 recommendations to be considered by the advisory committee. The  
458 notice must state the public place where a copy of the tentative  
459 advisory committee recommendations can be obtained by interested  
460 persons. The final report, evaluation, and recommendations shall  
461 be submitted to the corporation.

462 (6) Within 90 days after the date of receipt of the  
463 evaluation and local housing incentive strategies  
464 recommendations from the advisory committee, the governing body  
465 of the appointing local government shall adopt an amendment to  
466 its local housing assistance plan to incorporate the local  
467 housing incentive strategies it will implement within its  
468 jurisdiction. The amendment must include, at a minimum, the  
469 local housing incentive strategies required under s.  
470 420.9071(16). The local government must consider the strategies  
471 specified in paragraphs (4) (a) - (k) as recommended by the  
472 advisory committee.

473 (7) The governing board of the county or the eligible  
 474 municipality shall notify the corporation by certified mail of  
 475 its adoption of an amendment of its local housing assistance  
 476 plan to incorporate local housing incentive strategies. The  
 477 notice must include a copy of the approved amended plan.

478 (a) If the corporation fails to receive timely the  
 479 approved amended local housing assistance plan to incorporate  
 480 local housing incentive strategies, a notice of termination of  
 481 its share of the local housing distribution shall be sent by  
 482 certified mail by the corporation to the affected county or  
 483 eligible municipality. The notice of termination must specify a  
 484 date of termination of the funding if the affected county or  
 485 eligible municipality has not adopted an amended local housing  
 486 assistance plan to incorporate local housing incentive  
 487 strategies. If the county or the eligible municipality has not  
 488 adopted an amended local housing assistance plan to incorporate  
 489 local housing incentive strategies by the termination date  
 490 specified in the notice of termination, the local distribution  
 491 share terminates; and any uncommitted local distribution funds  
 492 held by the affected county or eligible municipality in its  
 493 local housing assistance trust fund shall be transferred to the  
 494 Local Government Housing Trust Fund to the credit of the  
 495 corporation to administer the local government housing program  
 496 ~~pursuant to s. 420.9078.~~

497 Section 7. Section 420.9078, Florida Statutes, is  
 498 repealed.

499 Section 8. This act shall take effect July 1, 2008.