



367286

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/06/2010	.	
	.	
	.	
	.	

---

---

The Committee on Finance and Tax (Bennett) recommended the following:

**Senate Amendment (with directory and title amendments)**

Between lines 416 and 417  
insert:

(47) To provide by rule in connection with any corporation competitive program, criteria establishing a preference for developers and general contractors who are either domiciled in this state or who, and for developers and general contractors, regardless of domicile, ~~who~~ have substantial experience in developing ~~or building~~ affordable housing through the corporation's programs, in the case of developers, or in building multifamily housing, in the case of general



367286

13 contractors.

14 (a) In evaluating whether developers and general  
15 contractors are a developer or general contractor is domiciled  
16 in this state, the corporation shall consider whether the  
17 developer's and ~~or~~ general contractor's principal office is  
18 located in this state and whether ~~a majority of~~ the developer's  
19 and ~~or~~ general contractor's principals and financial  
20 beneficiaries having a 50 percent or more financial interest in  
21 a project reside in Florida.

22 (b) In evaluating whether developers have ~~a developer or~~  
23 ~~general contractor has~~ substantial experience, the corporation  
24 shall consider whether the developer ~~or general contractor~~ has  
25 completed at least five developments since 2003 using funds  
26 either provided by or administered by the corporation. For  
27 purposes of this subsection, the term "completed" means the date  
28 of the IRS Form 8609 for buildings containing a majority of the  
29 units in developments involving federal low-income housing tax  
30 credits. In evaluating whether a general contractor has  
31 substantial experience, the corporation shall consider whether  
32 the general contractor has received a final certificate of  
33 occupancy in connection with at least five multifamily housing  
34 developments since 2003.

35 (c) The corporation shall adopt rules applying the criteria  
36 to its competitive programs before the opening of the next  
37 Universal Application Cycle following July 1, 2010. However, the  
38 rules do not apply to projects that have received an allocation  
39 of HOPE VI Program funding from the United States Department of  
40 Housing and Urban Development, if such projects were the subject  
41 of a contract between a local housing authority and a



367286

42 development partner prior to July 1, 2010, and such projects are  
43 subject to time limits for use of the HOPE VI Program funds.

44  
45 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

46 And the directory clause is amended as follows:

47 Delete lines 369 - 371

48 and insert:

49 Section 6. Paragraph (a) of subsection (22) and subsections  
50 (33), (46), and (47) of section 420.507, Florida Statutes, are  
51 amended to read:

52  
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55 Delete line 27

56 and insert:

57 cross-reference; revising the corporation's powers  
58 relating to criteria for establishing a preference for  
59 developers and general contractors who are domiciled  
60 in the state or have substantial experience in  
61 developing affordable housing; requiring that the  
62 corporation adopt rules applying the criteria to any  
63 competitive program; amending s. 420.5087, F.S.;

64 limiting