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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/17/2013	.	
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The Committee on Appropriations (Smith) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. (1) The nonrecurring sum of \$58,580,474 is appropriated from the Local Government Housing Trust Fund to the Department of Economic Opportunity for the 2013-2014 fiscal year for transfer to the Florida Housing Finance Corporation (FHFC) to fund the State Housing Initiative Program (SHIP). The FHFC shall allocate the funding to all eligible counties and cities. Except as otherwise specified in this section, local governments must use this funding according to the SHIP statute and rules



535062

13 and within the parameters of their adopted local housing
14 assistance plan.

15 (2) All funding appropriated in this section must be used
16 for the following strategies that assist households and
17 communities that have been affected by foreclosures, using
18 existing housing stock:

19 (a) Approximately \$28 million must be used in assisting
20 with purchases of existing housing, with or without
21 rehabilitation.

22 (b) Approximately \$20 million must be used toward rental
23 deposit assistance for homeowners who have lost their home in
24 foreclosure.

25 (c) Approximately \$10 million must be used toward providing
26 rental deposit assistance for seniors who have lost their home
27 due to foreclosure.

28 (3) Of the funding provided in this section, each local
29 government must use a minimum of 20 percent of its allocation to
30 serve persons with special needs as defined in s. 420.0004,
31 Florida Statutes. Before this portion of the allocation is
32 released by FHFC, a local government must submit an existing or
33 new local housing assistance plan strategy for this purpose to
34 the FHFC for approval to ensure that it meets these
35 specifications. The first priority of these special needs funds
36 must be to use them for persons with developmental, hearing,
37 visual, or mobility disabilities, with an emphasis on home
38 modifications, including technological enhancements and devices,
39 which will allow homeowners to remain independent in their own
40 homes and maintain their homeownership.

41 (4) Local governments may not use more than 3 percent of



535062

42 their allocations under this section for administrative costs.

43 Section 2. (1) The nonrecurring sum of \$50 million is
44 appropriated from the State Housing Trust Fund to the Department
45 of Economic Opportunity for the 2013-2014 fiscal year for
46 transfer to the Florida Housing Finance Corporation (FHFC) to
47 fund the State Apartment Incentive Loan Program (SAIL). This
48 appropriation must be spent over the next 3 years for
49 administrative expenses associated with implementing this act,
50 as follows: \$16.67 million in each of the first two years and
51 \$16.66 million in the third year.

52 (2) Each SAIL development that receives funds under this
53 section must include up to 15 percent but not less than 5
54 percent of its units designed, constructed, and targeted for
55 individuals with developmental, hearing, visual, or mobility
56 disabilities. Each development shall be required to enter into
57 agreements with the local Center for Independent Living, Agency
58 for Persons with Disabilities, or other such agency approved by
59 FHFC, for the purpose of coordinating services and housing for
60 individuals with disabilities.

61 (3) Affordable housing units in each development which are
62 in addition to those required under subsection (2) shall provide
63 reduced-rent units to serve tenants who are elderly, as defined
64 in s. 420.0004, Florida Statutes, and tenants who are extremely-
65 low-income persons (ELI), as defined in s. 420.0004, Florida
66 Statutes. To the extent possible, ELI units should be part of
67 FHFC's existing Link Initiative in which developers set aside
68 units for special needs households, including households with
69 persons affected by foreclosure, persons with disabilities,
70 homeless families, youth aging out of foster care, frail elders,



535062

71 and survivors of domestic violence who are receiving community-
72 based supportive services and who are referred by a supportive
73 services agency in the community where the property is located.

74 Section 3. The nonrecurring sum of \$9 million is
75 appropriated from the State Housing Trust Fund to the Department
76 of Economic Opportunity for the 2013-2014 fiscal year for
77 transfer to the Florida Housing Finance Corporation. This
78 appropriation must be spent in annual \$3 million increments over
79 the next 3 years for administrative expenses associated with
80 implementing this act.

81 Section 4. The nonrecurring sum of \$12 million is
82 appropriated from the State Housing Trust Fund to the Department
83 of Economic Opportunity for the 2013-2014 fiscal year for
84 transfer to the Florida Housing Finance Corporation for the
85 Florida Hardest-Hit Fund. This appropriation must be spent in
86 annual \$4 million increments over the next 3 years for
87 administrative expenses associated with implementing this
88 section.

89 Section 5. The nonrecurring sum of \$15 million is
90 appropriated from the State Housing Trust Fund to the Department
91 of Economic Opportunity for the 2013-2014 fiscal year for
92 transfer to the Florida Housing Finance Corporation (FHFC) to
93 fund a competitive grant program to provide housing for homeless
94 persons affected by the foreclosure crisis. The FHFC shall award
95 funds on a competitive basis to private nonprofit organizations
96 to purchase and renovate existing houses to be used by
97 extremely-low-income homeless persons who have been affected by
98 the foreclosure crisis. Funds may also be awarded to private
99 nonprofit organizations to construct small specialty housing of



535062

100 10 units or fewer for homeless families affected by the
101 foreclosure crisis. This appropriation must be spent in annual
102 \$5 million increments over the next 3 years for administrative
103 expenses associated with implementing this section.

104 Section 6. The nonrecurring sum of \$18 million is
105 appropriated from the State Housing Trust Fund to the Department
106 of Economic Opportunity for the 2013-2014 fiscal year for
107 transfer to the Florida Housing Finance Corporation for
108 foreclosure counseling programs. This appropriation must be
109 spent in annual \$6 million increments over the next 3 years.

110 Section 7. The nonrecurring sum of \$36 million is
111 appropriated from the General Revenue Fund to the Department of
112 Legal Affairs, Office of the Attorney General, for the 2013-2014
113 fiscal year to contract with regional legal aid service
114 providers to provide legal aid services to low-income and
115 moderate-income homeowners facing foreclosure. Administrative
116 costs or fees may not be collected or used by the Office of the
117 Attorney General, any association, or any foundation for
118 providing such services with the funds appropriated in this
119 section. This appropriation must be spent in annual \$12 million
120 increments over the next 3 years.

121 Section 8. The Legislature finds that there is a need for a
122 promotional campaign to increase consumer awareness of
123 affordable housing availability and housing assistance
124 opportunities as outlined in this act. To this end, the Office
125 of the Attorney General may establish, coordinate, and promote
126 such an advertising campaign, which may include public relations
127 activities and contracting with media representatives for the
128 purpose of dispersing promotional materials and providing



535062

129 opportunities for consumer assistance. The nonrecurring sum of
130 \$2 million is appropriated from the General Revenue Fund to the
131 Department of Legal Affairs, Office of the Attorney General, for
132 the 2013-2014 fiscal year for this purpose.

133 Section 9. The appropriations in this act are contingent
134 upon the deposit of \$200,080,474 into the state treasury from
135 the escrow account created as a result of the consent judgment
136 entered into by the Florida Attorney General on April 4, 2012,
137 in the case of United States of America v. Bank of America
138 Corp., No. 305 12-0361-RMC, in the United States District Court
139 for the District of Columbia. Of the \$200,080,474, the following
140 amounts shall be deposited into the specified funds in the state
141 treasury: \$58,580,474 shall be deposited into the Local
142 Government Housing Trust Fund in the Department of Economic
143 Opportunity; \$104 million shall be deposited into the State
144 Housing Trust Fund in the Department of Economic Opportunity;
145 and \$38 million shall be deposited into the General Revenue
146 Fund.

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

148
149 ===== T I T L E A M E N D M E N T =====

150 And the title is amended as follows:

151 Delete everything before the enacting clause
152 and insert:

153 A bill to be entitled
154 An act relating to funding from the National Mortgage
155 Settlement; providing appropriations from the Local
156 Government Housing Trust Fund and the State Housing
157 Trust Fund to the Department of Economic Opportunity



535062

158 for specified purposes; providing appropriations from
159 the General Revenue Fund to the Department of Legal
160 Affairs, Office of the Attorney General, for specified
161 purposes and providing legislative findings; providing
162 that the appropriations of this act are contingent
163 upon the deposit of a specified sum into the state
164 treasury as a result of a specified consent judgment;
165 providing an effective date.