

1 A bill to be entitled
 2 An act relating to repeal of developer incentive
 3 requirements; amending ss. 125.01055 and 166.04151,
 4 F.S.; removing provisions requiring counties and
 5 municipalities to provide incentives to fully offset
 6 costs of certain affordable housing contributions or
 7 linkage fees; providing an effective date.

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

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 11 Section 1. Subsection (4) of section 125.01055, Florida
 12 Statutes, is amended to read:

13 125.01055 Affordable housing.—

14 ~~(4) In exchange for a developer fulfilling the~~
 15 ~~requirements of subsection (2) or, for residential or mixed-use~~
 16 ~~residential development, the requirements of subsection (3), a~~
 17 ~~county must provide incentives to fully offset all costs to the~~
 18 ~~developer of its affordable housing contribution or linkage fee.~~
 19 ~~Such incentives may include, but are not limited to:~~

20 ~~(a) Allowing the developer density or intensity bonus~~
 21 ~~incentives or more floor space than allowed under the current or~~
 22 ~~proposed future land use designation or zoning;~~

23 ~~(b) Reducing or waiving fees, such as impact fees or water~~
 24 ~~and sewer charges; or~~

25 ~~(c) Granting other incentives.~~

26 Section 2. Subsection (4) of section 166.04151, Florida
 27 Statutes, is amended to read:

28 166.04151 Affordable housing.—

29 ~~(4) In exchange for a developer fulfilling the~~
 30 ~~requirements of subsection (2) or, for residential or mixed-use~~
 31 ~~residential development, the requirements of subsection (3), a~~
 32 ~~municipality must provide incentives to fully offset all costs~~
 33 ~~to the developer of its affordable housing contribution or~~
 34 ~~linkage fee. Such incentives may include, but are not limited~~
 35 ~~to:~~

36 ~~(a) Allowing the developer density or intensity bonus~~
 37 ~~incentives or more floor space than allowed under the current or~~
 38 ~~proposed future land use designation or zoning;~~

39 ~~(b) Reducing or waiving fees, such as impact fees or water~~
 40 ~~and sewer charges; or~~

41 ~~(c) Granting other incentives.~~

42 Section 3. This act shall take effect July 1, 2022.