

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Housing, Agriculture &
2 Tourism Subcommittee
3 Representative Lopez, V. offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 **Section 1. Paragraph (d) of subsection (1), paragraphs (a)**
8 **and (b) of subsection (2), and paragraphs (d) through (h) of**
9 **subsection (5) of section 215.55871, Florida Statutes, are**
10 **amended to read:**

11 215.55871 My Safe Florida Condominium Pilot Program.—There
12 is established within the Department of Financial Services the
13 My Safe Florida Condominium Pilot Program to be implemented
14 pursuant to appropriations. The department shall provide fiscal
15 accountability, contract management, and strategic leadership
16 for the pilot program, consistent with this section. This

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17 section does not create an entitlement for associations or unit
18 owners or obligate the state in any way to fund the inspection
19 or retrofitting of condominiums in the state. Implementation of
20 this pilot program is subject to annual legislative
21 appropriations. It is the intent of the Legislature that the My
22 Safe Florida Condominium Pilot Program provide licensed
23 inspectors to perform inspections for and grants to eligible
24 associations as funding allows.

25 (1) DEFINITIONS.—As used in this section, the term:

26 (d) "Condominium" has the same meaning as in s. 718.103.

27 For purposes of this section, the term does not include detached
28 units on individual parcels of land.

29 (2) PARTICIPATION.—

30 (a) In order to apply for an inspection under subsection
31 (4) or a grant under subsection (5) for association property or
32 condominium property, an association must receive approval by a
33 majority vote of the board of administration or a majority vote
34 of the total voting interests of the association to participate
35 in the pilot program. A condominium association may not apply
36 for an inspection under subsection (4) or a grant under
37 subsection (5) for association property or condominium property
38 unless the windows of the association property or condominium
39 property are established as common elements in the declaration
40 and the association has complied with the inspection
41 requirements in ss. 553.899 and 718.112(2)(g) and (h).

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42 (b) In order to apply for a grant under subsection (5)
43 which improves one or more units within a condominium, an
44 association must receive both of the following:

45 1. Approval by a majority vote of the board of
46 administration or a majority vote of the total voting interests
47 of the association to participate in a mitigation inspection.

48 2. Approval by at least 75 percent ~~A unanimous vote~~ of all
49 unit owners who reside within the structure or building that is
50 the subject of the mitigation grant.

51 (5) MITIGATION GRANTS.—Financial grants may be used by
52 associations to make improvements recommended in a hurricane
53 mitigation inspection report which increase the condominium's
54 resistance to hurricane damage.

55 (d) Grant projects shall be funded as follows:

56 1. All grants must be matched on the basis of \$1 provided
57 by the association for \$2 provided by the state toward the
58 actual cost of the project.

59 ~~2. For roof-related projects, the grant contribution is~~
60 ~~\$11 per square foot multiplied by the square footage of the~~
61 ~~replacement roof, not to exceed \$1,000 per unit, with a maximum~~
62 ~~grant award of 50 percent of the cost of the project.~~

63 ~~3. For opening protection-related projects, the grant~~
64 ~~contribution is a maximum of \$750 per replacement window or~~
65 ~~door, not to exceed \$1,500 per unit, with a maximum grant award~~
66 ~~of 50 percent of the cost of the project.~~

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67 ~~2.4.~~ An association may receive grant funds for both roof-
68 related and opening protection-related projects, but the maximum
69 total grant award may not exceed \$175,000 per association.

70 ~~3.5.~~ The department may not accept grant applications or
71 maintain a waiting list for grants after the cumulative value of
72 the grants awarded have fully obligated the appropriation,
73 unless otherwise expressly authorized by the Legislature.

74 (e) When recommended by a hurricane mitigation inspection
75 report, grants for eligible associations may be used for the
76 following improvements:

77 1. Opening protection improvements, including all of the
78 following:

79 a. Exterior doors ~~.7~~

80 b. Garage doors ~~.7~~

81 c. Windows ~~.7~~ and

82 d. Skylights.

83 2. Roof improvements, including all of the following:

84 a. Reinforcing roof-to-wall connections.

85 ~~b.3.~~ Improving the strength of roof-deck attachments.

86 ~~c.4.~~ Installing secondary water resistance for the roof.

87 d. Replacing the roof covering.

88 (f) Improvements must be identified in the final hurricane
89 mitigation inspection in order for an association to receive
90 grant funds ~~Grants may be used for a previously inspected~~
91 ~~existing structure on the property.~~

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92 (g)~~1.~~ If improvements to protect the property that ~~which~~
93 complied with the current applicable building code at the time
94 have been previously installed, the association must use a
95 mitigation grant to install improvements that do both of the
96 following:

97 1.a. Comply with or exceed the applicable building code in
98 effect at the time the association applied for the grant.

99 2.b. Provide more hurricane protection than the
100 improvements that the association previously installed.

101 (h)~~2.~~ The association may not use a mitigation grant to:

102 1.a. Install the same type of improvements that were
103 previously installed; or

104 2.b. Pay a deductible for a pending insurance claim for
105 damage that is part of the property for which grant funds are
106 being received.

107 (i)~~(h)~~ The department shall develop a process that ensures
108 the most efficient means to collect and verify inspection and
109 grant applications to determine eligibility. The department may
110 direct hurricane mitigation inspectors to collect and verify
111 inspection and grant application information or use the Internet
112 or other electronic means to collect information and determine
113 eligibility.

114 **Section 2.** This act shall take effect upon becoming a law.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to the My Safe Florida Condominium Pilot Program; amending s. 215.55871, F.S.; revising the definition of the term "condominium"; prohibiting a condominium association from applying for a hurricane mitigation inspection or a mitigation grant under the My Safe Florida Condominium Pilot Program unless certain association property or condominium property is established as a common element and the association has complied with specified requirements; revising the approval requirements to apply for a mitigation grant; removing the amount of grant funding for certain projects; revising the improvements for which a grant may be used; requiring improvements to be identified in the final hurricane mitigation inspection in order for an association to receive grant funding; providing an effective date.