

STATE OF NEW YORK

9814

IN ASSEMBLY

February 9, 2018

Introduced by M. of A. JONES -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means

AN ACT to amend part P of chapter 54 of the laws of 2016, relating to utilizing reverses in the mortgage insurance fund for various housing purposes, in relation to administering local programs to repair or replace mobile or manufactured homes damaged as a result of ice jam flooding

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Part P of chapter 54 of the laws of 2016, relating to
2 utilizing reserves in the mortgage insurance fund for various housing
3 purposes, is amended by adding a new section 9-a to read as follows:

4 § 9-a. Eligible units of local government or not-for-profit corpo-
5 rations with substantial experience in affordable housing may apply to
6 administer local programs to repair or replace dilapidated mobile or
7 manufactured homes that were damaged as a result of ice jam flooding of
8 Saranac River between December 1, 2017 and January 31, 2018 as set forth
9 in subdivisions (a) through (f) of this section.

10 (a) Mobile or manufactured homes that are sited on land owned by the
11 homeowner can be either repaired or replaced with new manufactured,
12 modular or site built homes.

13 (b) Mobile or manufactured homes that are sited on land leased by the
14 homeowner can be either repaired or replaced with a new manufactured
15 home.

16 (c) To the extent practicable, efforts shall be made to ensure energy
17 efficient features are included in the replacement homes.

18 (d) The corporation shall authorize the eligible applicant to spend
19 seven and one-half percent of the contract amount for approved planning
20 and costs associated with administering the program. The contract shall
21 provide for completion of the program within a reasonable period, as
22 specified therein, which shall not exceed four years from commencement
23 of the program. Upon request, the corporation may extend the term of the
24 contract for up to an additional one year period for good cause shown by
25 the eligible applicant.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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1 (e) An eligible property must be the primary residence of the homeown-
2 er with a total household income that does not exceed one hundred
3 percent of area median income for the county in which a project is
4 located as calculated by the United States department of housing and
5 urban development. Funds shall be made available for relocation assist-
6 ance to eligible property owners who are unable to voluntarily relocate
7 during the demolition and construction phases of the project. The cost
8 of demolition and removal shall be an eligible use within the program.
9 The total payment to repair or replace a mobile or manufactured home
10 pursuant to any one eligible property shall not exceed one hundred thou-
11 sand dollars and provide for completion not to exceed four years.

12 (f) Financial assistance to property owners shall be one hundred
13 percent grants in the form of deferred payment loans (DPL). A ten year
14 declining balance lien in the form of a note and mortgage, duly filed at
15 the county clerk's office, will be utilized for repair or replacement
16 projects when the homeowner owns the land upon which the mobile or manu-
17 factured home is sited. A ten year declining balance lien in the form of
18 a note will be utilized for repair or replacement projects when the
19 homeowner leases the land upon which the mobile or manufactured home is
20 sited. No interest or payments will be required on the DPL unless the
21 property is sold or transferred before the regulatory term expires. In
22 such cases funds will be recaptured from the proceeds of the sale of the
23 home, on a declining balance basis, unless an income-eligible immediate
24 family member accepts ownership of and resides in the home for the
25 remainder of the regulatory term.

26 § 2. This act shall take effect immediately.