

STATE OF NEW YORK

7714

IN SENATE

February 9, 2018

Introduced by Sen. LITTLE -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend part P of chapter 54 of the laws of 2016, relating to utilizing reserves 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

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

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1 contract for up to an additional one year period for good cause shown by
2 the eligible applicant.

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

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

28 § 2. This act shall take effect immediately.