



309982

LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

04/28/2010 05:51 PM

Senator Storms moved the following:

Senate Amendment (with title amendment)

Delete lines 20 - 61

and insert:

Section 1. Section 193.1552, Florida Statutes, is created to read:

193.1552 Assessment of properties affected by imported drywall.-

(1) As used in this section, the term "imported drywall" means drywall that contains elevated levels of elemental sulfur that results in corrosion of certain metals.

(2) When a property appraiser determines that a single-family residential property is affected by imported drywall and



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14 needs remediation to bring that property up to current building
15 standards, the property appraiser shall adjust the assessed
16 value of that property by taking into consideration the presence
17 of the imported drywall and the impact of such drywall on the
18 assessed value. If the building cannot be used for its intended
19 purpose without remediation or repair, the value of such
20 building shall be assessed at the nominal just value of \$0.

21 (3) This section applies only to properties in which:

22 (a) Imported drywall was used in the construction of the
23 property or an improvement to the property.

24 (b) The imported drywall has a significant negative impact
25 on the just value of the property or improvement.

26 (c) The purchaser was unaware of the imported drywall at
27 the time of purchase.

28 (4) This section does not apply to property owners who were
29 aware of the presence of imported drywall at the time of
30 purchase.

31 (5) Homestead property to which this section applies shall
32 be considered damaged by misfortune or calamity under s.
33 193.155(4)(b), except that the 3-year deadline does not apply.

34 (6) Homestead property shall not be considered abandoned
35 when a homeowner vacates such property for the purpose of
36 remediation and repair under this section, provided the
37 homeowner does not establish a new homestead.

38 (7) Upon the substantial completion of remediation and
39 repairs, the property shall be assessed as if such imported
40 drywall had not been present.

41 (8) This section is repealed July 1, 2017, unless reviewed
42 and reenacted by the Legislature on or before that date.



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43 Section 2. This act shall take effect upon becoming a law,
44 and applies to the 2010 and subsequent assessment rolls.

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

47 And the title is amended as follows:

48 Delete lines 2 - 16

49 and insert:

50 An act relating to real property assessment; creating
51 s. 193.1552, F.S.; providing a definition; requiring
52 property appraisers to adjust the assessed value of
53 certain properties affected by imported drywall under
54 certain circumstances; providing for a nominal just
55 value of \$0 under certain circumstances; providing for
56 application to certain properties; providing for
57 nonapplication to certain property owners; specifying
58 homestead property as damaged for certain purposes;
59 prohibiting consideration of homestead property as
60 abandoned under certain circumstances; providing for
61 assessment of certain property after completion of
62 remediation or repair; providing for future repeal
63 unless reviewed and reenacted; providing for
64 application; providing an effective date.