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LEGISLATIVE ACTION

Senate House . Comm: WD 04/26/2023 The Committee on Fiscal Policy (Rodriguez) recommended the following: Senate Amendment (with title amendment) Delete lines 121 - 637 and insert: (b) "Commercial property" means real property not defined as residential property which will be or has been improved by a qualifying improvement, including, but not limited to, the following: 1. A multifamily residential property composed of five or more dwelling units;

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11	2. A commercial real property;
12	3. An industrial building or property;
13	4. An agricultural property;
14	5. A nonprofit-owned property;
15	6. A long-term care facility, including nursing homes and
16	assisted living facilities; or
17	7. A government commercial property.
18	(c) "Financing agreement" means an agreement, under a
19	qualifying improvement program, between a local government and a
20	property owner to finance the acquisition or installation of
21	qualifying improvements through a non-ad valorem assessment.
22	(d) "Government commercial property" means real property
23	owned by a local government and leased to a nongovernmental
24	lessee when the usage by the lessee meets the definition of
25	commercial property.
26	<u>(e)<del>(</del>a)</u> "Local government" means a county, a municipality, a
27	dependent special district as defined in s. 189.012, or a
28	separate legal entity created pursuant to s. 163.01(7).
29	(f) "Non-ad valorem assessment" or "assessment" has the
30	same meaning as the term "non-ad valorem assessment" as defined
31	in s. 197.3632(1)(d).
32	(g) "Nongovernmental lessee" means a person or an entity
33	other than a local government which leases government commercial
34	property.
35	(h) "Program administrator" means an entity, including, but
36	not limited to, a for-profit or not-for-profit entity, with
37	which a local government may contract to administer all or part
38	of a qualifying improvement program under this section.
39	<u>(i)</u> "Qualifying improvement" <u>means a program established</u>



40	under this section by a local government, alone or in
41	partnership with other local governments or a program
42	administrator, to finance qualifying improvements on real
43	property and includes any:
44	1. Energy conservation and efficiency improvement, which is
45	a measure to reduce consumption through conservation or a more
46	efficient use of electricity, natural gas, propane, or other
47	forms of energy on the property, including, but not limited to,
48	air sealing; installation of insulation; installation of energy-
49	efficient heating, cooling, or ventilation systems; building
50	modifications to increase the use of daylight; replacement of
51	windows; installation of energy controls or energy recovery
52	systems; installation of electric vehicle charging equipment;
53	and installation of efficient lighting equipment.
54	2. Renewable energy improvement, which is the installation
55	of any system in which the electrical, mechanical, or thermal
56	energy is produced from a method that uses one or more of the
57	following fuels or energy sources: hydrogen, solar energy,
58	geothermal energy, bioenergy, and wind energy.
59	3. Wind resistance improvement, which includes, but is not
60	limited to:
61	a. Improving the strength of the roof deck attachment;
62	b. Creating a secondary water barrier to prevent water
63	intrusion;
64	c. Installing wind-resistant shingles;
65	d. Installing gable-end bracing;
66	e. Reinforcing roof-to-wall connections;
67	f. Installing storm shutters; or
68	g. Installing opening protections.

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69	4. Wastewater improvement, which includes, but is not
70	limited to:
71	a. The removal, replacement, or improvement of an onsite
72	sewage treatment and disposal system with a secondary or
73	advanced onsite sewage treatment and disposal system or
74	technology;
75	b. The replacement or conversion of an onsite sewage
76	treatment and disposal system to a central sewerage system or
77	distributed sewerage system, including, but not limited to, the
78	installation of a sewer lateral and anything necessary to
79	connect the onsite sewage treatment and disposal system or the
80	building's plumbing to a central sewerage system or distributed
81	sewerage system; or
82	c. Any removal, repairs, or modifications made to an onsite
83	sewage treatment and disposal system, including any repair,
84	modification, or replacement of a system required under a local
85	ordinance enacted pursuant to ss. 381.0065 and 381.00651.
86	5. Flood and water damage mitigation and resiliency
87	improvement, which includes, but is not limited to, projects and
88	installation for:
89	a. The raising of a structure above the base flood
90	elevation to reduce flood damage;
91	b. A flood diversion apparatus or seawall improvement,
92	which includes seawall repairs and seawall replacements;
93	c. Flood-resistant building materials;
94	d. Electrical, mechanical, plumbing, or other system
95	improvements that reduce flood damage; or
96	e. Other improvements that qualify for reductions in flood
97	insurance premiums.

98	6. Environmental health improvement, which is an
99	improvement or measure intended to mitigate harmful
100	environmental health effects to property occupants, including,
101	but not limited to, measures that do any of the following:
102	a. Mitigate the presence of lead, heavy metals,
103	polyfluoroalkyl substance contamination, or other harmful
104	contaminants in potable water systems, such as conversion of
105	well water to municipal water systems, replacing lead water
106	service lines, or installing water filters;
107	b. Mitigate lead paint contamination in housing built
108	before 1978; or
109	c. Mitigate indoor air pollution or contaminants, such as
110	particulate matter, viruses, bacteria, and mold.
111	7. Sustainable buildings, or any other improvements
112	necessary to achieve a sustainable building rating or compliance
113	with a national model green building code.
114	(j) "Residential property" means a residential real
115	property composed of four or fewer dwelling units.
116	(k) "Resiliency Energy Environment Florida (REEF) program"
117	means a program established by a local government, alone or in
118	partnership with other local governments or a program
119	administrator, to finance qualifying improvements on commercial
120	property or residential property.
121	(4) Subject to local government ordinance or resolution, a
122	property owner may apply to the <u>REEF program</u> <del>local government</del>
123	for funding to finance a qualifying improvement and enter into
124	an assessment a financing agreement with the local government.
125	Costs incurred by the <u>REEF program</u> <del>local government</del> for such
126	purpose may be collected as a non-ad valorem assessment. A non-



127 ad valorem assessment shall be collected pursuant to s. 197.3632 128 and, notwithstanding s. 197.3632(8)(a), shall not be subject to 129 discount for early payment. However, the notice and adoption 130 requirements of s. 197.3632(4) do not apply if this section is 131 used and complied with, and the intent resolution, publication of notice, and mailed notices to the property appraiser, tax 132 133 collector, and Department of Revenue required by s. 134 197.3632(3)(a) may be provided on or before August 15 in 135 conjunction with any non-ad valorem assessment authorized by 136 this section, if the property appraiser, tax collector, and 137 local government agree.

(6) <u>A local government may enter into an agreement with a</u> <u>program administrator to administer a REEF program on behalf of</u> <u>the local government</u> <u>A qualifying improvement program may be</u> <u>administered by a for-profit entity or a not-for-profit</u> <u>organization on behalf of and at the discretion of the local</u> <u>government</u>.

(7) A local government may incur debt for the purpose of providing <u>financing for qualifying such</u> improvements, <u>which debt</u> <u>is</u> payable from revenues received from the improved property<sub> $\tau$ </sub> or <u>from</u> any other available revenue source authorized <u>under this</u> section or by other law.

(8) A local government may enter into <u>an assessment</u> <del>a</del>
financing agreement <u>to finance or refinance a qualifying</u>
<u>improvement</u> only with the record owner of the affected property.
Any <u>assessment</u> financing agreement entered into pursuant to this
section or a summary memorandum of such agreement shall be
<u>submitted for recording recorded</u> in the public records of the
county within which the property is located by the <del>sponsoring</del>

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COMMITTEE AMENDMENT

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unit of local government within <u>10</u> 5 days after execution of the agreement. The recorded agreement shall provide constructive notice that the assessment to be levied on the property constitutes a lien of equal dignity to county taxes and assessments from the date of recordation. <u>A notice of lien for</u> the full amount of the financing may be recorded in the public records of the county where the property is located. Such lien is not enforceable in a manner that results in the acceleration of the remaining nondelinquent unpaid balance under the assessment financing agreement.

(9) Before entering into <u>an assessment</u> a financing agreement, the local government, or the program administrator <u>acting on its behalf</u>, shall reasonably determine that <u>all of the</u> <u>following conditions are met:</u>

(a) All property taxes and any other assessments levied on the same bill as property taxes are <u>current</u> paid and have not been delinquent for more than 30 days for the preceding 3 years or the property owner's period of ownership, whichever is less. $\div$ 

(b) that There are no involuntary liens greater than  $\frac{1}{1,000}$ , including, but not limited to, construction liens on the property.;

(c) that No notices of default or other evidence of property-based debt delinquency have been recorded <u>and not</u> <u>released</u> during the preceding 3 years or the property owner's period of ownership, whichever is less.+

181 (d) The local government or program administrator has asked
182 the property owner whether any other assessments under this
183 section have been recorded or have been funded and not yet
184 recorded on the property. The failure of a property owner to

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185	disclose information set forth in this paragraph does not
186	invalidate an assessment financing agreement or any obligation
187	thereunder, even if the total financed amount of the qualifying
188	improvements exceeds the amount that would otherwise be
189	authorized under paragraph (12)(a).
190	(e) and that The property owner is current on all mortgage
191	debt on the property.
192	(f) The residential property is not subject to an existing
193	home equity conversion mortgage or reverse mortgage product.
194	This paragraph does not apply to commercial property.
195	(g) The property is not currently a residential property
196	gifted to a homeowner for free by a nonprofit entity as may be
197	disclosed by the property owner. The failure of a property owner
198	to disclose information set forth in this paragraph does not
199	invalidate an assessment financing agreement or any obligation
200	thereunder. This paragraph does not apply to commercial
201	property.
202	(10) <u>Before final funding may be provided,</u> a qualifying
203	improvement <u>must</u> shall be affixed or planned to be affixed to a
204	commercial property or residential building or facility that is
205	part of the property and constitutes shall constitute an
206	improvement to that property the building or facility or a
207	fixture attached to the building or facility. An assessment
208	financing agreement may between a local government and a
209	qualifying property owner may not cover qualifying wind-
210	resistance improvements on commercial property under new
211	construction or residential property in buildings or facilities
212	under new construction or construction for which a certificate
213	of occupancy or similar evidence of substantial completion of

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214 new construction or improvement has not been issued. 215 (11) Any work requiring a license under any applicable law to make a qualifying improvement shall be performed by a 216 217 contractor properly certified or registered pursuant to part I 218 or part II of chapter 489, as applicable. A financing agreement 219 may be executed for qualifying improvements in the construction 220 of a commercial property before a certificate of occupancy or 221 similar evidence of substantial completion of new construction 2.2.2 or improvement is issued. Progress payments, or payments made 223 before completion, are allowed for commercial properties, 224 provided that the property owner subsequently provides, upon 225 request for a final progress payment disbursement, written 226 verification to the local government confirming that the 227 qualifying improvements are completed and operating as intended. 228 (12) (a) Without the consent of the holders or loan 229 servicers of any mortgage encumbering or otherwise secured by 230 the property, the total amount of any non-ad valorem assessment 231 for a property under this section may not exceed 20 percent of 232 the fair market <del>just</del> value of the property as determined by the 233 county property appraiser. The combined mortgage-related debt 234 and total amount of any non-ad valorem assessments funded under 235 this section for residential property may not exceed 97 percent 236 of the fair market value of the residential property. However, 2.37 the failure of a property owner to disclose information set 238 forth in paragraph (9)(d) does not invalidate an assessment 239 financing agreement or any obligation thereunder, even if the 240 total financed amount of the qualifying improvements exceeds the 241 amount that would otherwise be authorized under this paragraph. For purposes of this paragraph, fair market value may be 242

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243 determined using reputable third parties.

(b) Notwithstanding paragraph (a), a non-ad valorem assessment for a qualifying improvement defined in subparagraph (2)(i)1. (2)(b)1. or subparagraph (2)(i)2. which (2)(b)2. that is supported by an energy audit is not subject to the limits in this subsection if the audit demonstrates that the annual energy savings from the qualified improvement equals or exceeds the annual repayment amount of the non-ad valorem assessment.

2.51 (13) At least 30 days before entering into an assessment a 252 financing agreement, the property owner shall provide to the 253 holders or loan servicers of any existing mortgages encumbering 254 or otherwise secured by the property a notice of the owner's 255 intent to enter into an assessment a financing agreement 256 together with the maximum principal amount to be financed and 257 the maximum annual assessment necessary to repay that amount. A 258 verified copy or other proof of such notice shall be provided to 259 the local government. A provision in any agreement between a 260 mortgagee or other lienholder and a property owner, or otherwise 261 now or hereafter binding upon a property owner, which allows for 262 acceleration of payment of the mortgage, note, or lien or other 263 unilateral modification solely as a result of entering into an 264 assessment a financing agreement as provided for in this section 265 is not enforceable. This subsection does not limit the authority of the holder or loan servicer to increase the required monthly 266 267 escrow by an amount necessary to annually pay the annual 268 qualifying improvement assessment.

269 (14) At or before the time a <u>seller</u> purchaser executes a
270 contract for the sale and purchase of any property for which a
271 non-ad valorem assessment has been levied under this section and

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272 has an unpaid balance due, the seller must shall give the 273 prospective purchaser a written disclosure statement in the 274 following form, which shall be set forth in the contract or in a 275 separate writing: 276 277 QUALIFYING IMPROVEMENTS FOR ENERGY EFFICIENCY, RENEWABLE ENERGY, FLOOD MITIGATION, ADVANCED 278 279 TECHNOLOGIES FOR WASTEWATER REMOVAL OR ENVIRONMENTAL 280 HEALTH, OR WIND RESISTANCE. - The property being 281 purchased is located within the jurisdiction of a 282 local government that has placed an assessment on the 283 property pursuant to s. 163.08, Florida Statutes. The 284 assessment is for a qualifying improvement to the 285 property relating to energy efficiency, renewable 286 energy, flood mitigation, advanced technologies for 287 wastewater removal or environmental health, or wind 288 resistance, and is not based on the value of property. 289 This agreement uses a program formerly referred to as 290 Property Assessed Clean Energy, or PACE. You are 291 encouraged to contact the county property appraiser's 292 office to learn more about this and other assessments 293 that may be provided by law. 294 295 (16) (a) Before final approval of an assessment financing 296 agreement for a qualifying improvement on a residential 297 property, a program administrator shall reasonably determine 298 that the property owner has the ability to pay the estimated 299 annual assessment. To do so, the program administrator shall, at 300 a minimum, use the underwriting requirements in subsection (9),

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301	confirm that the property even is not in bankrupter, and
301	confirm that the property owner is not in bankruptcy, and determine that the total estimated annual payment amount for all
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	assessment financing agreements funded under this section on the
304	property does not exceed 10 percent of the property owner's
305	annual household income. Income may be confirmed using
306	information gathered from reputable third parties that provide
307	reasonably reliable evidence of the property owner's household
308	income. Income may not be confirmed solely by a property owner's
309	statement.
310	(b) In the event that a court or tribunal determines, by
311	clear and convincing evidence, that the program administrator's
312	determination of the property owner's ability to pay was not
313	objectively reasonable based on the information provided by the
314	property owner, the yearly assessment payment shall be reduced
315	in the amount which is within the property owner's ability to
316	pay. This paragraph does not require or authorize the
317	administrator to reduce the amount owed on the assessment.
318	(c) The failure of a property owner to disclose information
319	set forth in paragraph (9)(d) does not invalidate an assessment
320	financing agreement or any obligation thereunder, even if the
321	total estimated annual payment amount exceeds the amount that
322	would otherwise be authorized under this subsection.
323	(17) Before or contemporaneously with a property owner
324	signing an assessment financing agreement on a residential
325	property, the program administrator shall provide a financing
326	estimate and disclosure to the residential property owner which
327	includes all of the following:
328	(a) The total amount estimated to be funded, including the
329	cost of the qualifying improvements, program fees, and

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330	capitalized interest, if any.
331	(b) The estimated annual assessment.
332	(c) The term of the assessment.
333	(d) The interest charged and estimated annual percentage
334	rate.
335	(e) A description of the qualifying improvement.
336	(f) A disclosure that if the property owner sells or
337	refinances the property, the property owner, as a condition of
338	the sale or the refinance, may be required by a mortgage lender
339	to pay off the full amount owed under each assessment financing
340	agreement.
341	(g) A disclosure that the assessment will be collected
342	along with the property owner's property taxes and will result
343	in a lien on the property from the date the assessment financing
344	agreement is recorded.
345	(h) A disclosure that failure to pay the assessment may
346	result in penalties and fees, along with the issuance of a tax
347	certificate that could result in the property owner losing the
348	real property.
349	(18) Before a notice to proceed is issued on residential
350	property, the program administrator shall conduct with the
351	residential property owner or an authorized representative an
352	oral, recorded telephone call. The program administrator shall
353	ask the residential property owner if he or she would like to
354	communicate primarily in a language other than English. A
355	program administrator may not leave a voicemail on the
356	residential property owner's or authorized representative's
357	telephone to satisfy this requirement. A program administrator,
358	as part of such telephone call, shall confirm all of the

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359	following with the residential property owner:
360	(a) That at least one residential property owner has access
361	to a copy of the assessment financing agreement and financing
362	estimates and disclosures.
363	(b) The qualifying improvements being financed.
364	(c) The total estimated annual costs that the residential
365	property owner will have to pay under the assessment financing
366	agreement, including applicable fees.
367	(d) The total estimated average monthly equivalent amount
368	of funds the residential property owner would have to save in
369	order to pay the annual costs of the assessment, including
370	applicable fees.
371	(e) The estimated due date of the residential property
372	owner's first property tax payment that includes the assessment.
373	(f) The term of the assessment financing agreement.
374	(g) That payments for the assessment financing agreement
375	will cause the residential property owner's annual property tax
376	bill to increase, and that payments will be made through an
377	additional annual assessment on the property and either will be
378	paid directly to the county tax collector's office as part of
379	the total annual secured property tax bill or may be paid
380	through the residential property owner's mortgage escrow
381	account.
382	(h) That the residential property owner has disclosed
383	whether the property has received, or the owner is seeking,
384	additional assessments funded under this section and that the
385	owner has disclosed all other assessments funded under this
386	section which are or are about to be placed on the property.
387	(i) That the property will be subject to a lien during the

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388	term of the assessment financing agreement and that the
389	obligations under the agreement may be required to be paid in
390	full before the residential property owner sells or refinances
391	the property.
392	(j) That any potential utility or insurance savings are not
393	guaranteed and will not reduce the assessment or total
394	assessment amount.
395	(k) That the program administrator does not provide tax
396	advice, and the residential property owner should seek
397	professional tax advice if he or she has questions regarding tax
398	credits, tax deductibility, or other tax impacts of the
399	qualifying improvement or the assessment financing agreement.
400	(19) A residential property owner may cancel an assessment
401	financing agreement within 3 business days after signing the
402	assessment financing agreement without any financial penalty
403	from the program administrator for doing so.
404	(20) The term of an assessment financing agreement on
405	residential property may not exceed the lesser of:
406	(a) Thirty years; or
407	(b) The greater of either the weighted average estimated
408	useful life of all qualifying improvements being financed or the
409	estimated useful life of the qualifying improvements to which
410	the greatest portion of funds is disbursed.
411	(21) An assessment financing agreement authorized under
412	this section on residential property may not include any of the
413	following financing terms:
414	(a) A negative amortization schedule. Capitalized interest
415	included in the original balance of the assessment financing
416	agreement does not constitute negative amortization.

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417	(b) A balloon payment.
418	(c) Prepayment fees, other than nominal administrative
419	costs.
420	(22) For residential property, a program administrator:
421	(a) May not enroll a contractor who contracts with
422	residential property owners to install qualifying improvements
423	unless:
424	1. The program administrator makes a reasonable effort to
425	confirm that the contractor maintains in good standing an
426	appropriate license from the state, if applicable, as well as
427	any other permit, license, or registration required for engaging
428	in business in the jurisdiction in which he or she operates and
429	that the contractor maintains all state-required bond and
430	insurance coverage; and
431	2. The program administrator obtains the contractor's
432	written agreement that the contractor will act in accordance
433	with all applicable laws, including applicable advertising and
434	marketing laws and regulations.
435	(b) Shall maintain a process to enroll new contractors
436	which includes reasonable review of the following for each
437	contractor:
438	1. Relevant work or project history.
439	2. Financial and reputational background checks.
440	3. A criminal background check.
441	4. Status on the Better Business Bureau online platform or
442	another online platform that tracks contractor reviews.
443	(c) A program administrator may pay or reimburse
444	contractors for any expense allowable under applicable state law
445	and not otherwise prohibited under this section, including, but



446	not limited to, marketing, training, and promotions.
447	(d) A program administrator may not disclose to a
448	contractor or to a third party engaged in soliciting a financing
449	agreement the maximum financing amount for which a residential
450	property owner is eligible.
451	(23) Before disbursing funds to a contractor for a
452	qualifying improvement on residential property, a program
453	administrator must first confirm that the applicable work or
454	service has been completed through any of the following:
455	(a) A written certification from the property owner;
456	(b) A recorded telephone call with the property owner;
457	(c) A review of geotagged and time-stamped photographs;
458	(d) A review of a final permit; or
459	(e) A site inspection through third-party means.
460	(24) A program administrator shall comply with the
461	following marketing and communications guidelines when
462	communicating with residential property owners:
463	(a) A program administrator may not represent:
464	1. That the REEF program or assessment financing is a
465	government assistance program;
466	2. That qualifying improvements are free or that assessment
467	financing is a free program; or
468	3. That the financing of a qualifying improvement using the
469	REEF program does not require the property owner to repay the
470	financial obligation.
471	(b) A program administrator may not make any representation
472	as to the tax deductibility of an assessment authorized under
473	this section. A program administrator may encourage a property
474	owner to seek the advice of a tax professional regarding tax

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475	matters related to assessments.
476	(25) A contractor may not present a higher price for a
477	qualifying improvement on residential property financed by an
478	assessment financing agreement than the contractor would
479	otherwise reasonably present if the qualifying improvement was
480	not being financed through an assessment financing agreement.
481	(26) A program administrator shall use appropriate
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483	methodologies or technologies to identify and verify the
	identity of the residential property owner who executes an
484	assessment financing agreement.
485	(27) A program administrator may not provide a contractor
486	with any payment, fee, or kickback in exchange for referring
487	assessment financing business relating to a specific assessment
488	financing agreement on residential property.
489	(28) A program administrator shall develop and implement
490	policies and procedures for responding to, tracking, and helping
491	to resolve questions and property owner complaints as soon as
492	reasonably practicable.
493	(29) A program administrator shall maintain a process for
494	monitoring enrolled contractors that contract with residential
495	property owners to install qualifying improvements with regard
496	to performance and compliance with program policies and shall
497	implement policies for suspending and terminating enrolled
498	contractors based on violations of program policies or
499	unscrupulous behavior. A program administrator shall maintain a
500	policy for determining the conditions on which a contractor may
501	be reinstated to the program.
502	(30) A program administrator shall provide, at a reasonable
503	time following the end of the prior calendar year, an annual



504	report to the dependent special district as defined in s.
505	189.012 or a separate legal entity created pursuant to s.
506	163.01(7) which it has contracted with to administer a REEF
507	program and shall include information and data related to the
508	following:
509	(a) The total number of property owner complaints received
510	which are associated with project funding in the report year.
511	(b) Of the total number of property owner complaints
512	received which are associated with project funding in the report
513	year:
514	1. The number and percentage of complaints that relate to
515	the assessment financing.
516	2. The number and percentage of complaints that relate to a
517	contractor or the workmanship of a contractor and are not
518	related to assessment financing.
519	3. The number and percentage of complaints that relate to
520	both a contractor and the assessment financing.
521	4. The number and percentage of complaints received
522	pursuant to subparagraphs 1., 2., and 3. which were resolved and
523	the number and percentage of complaints received pursuant to
524	subparagraphs 1., 2., and 3. which were not resolved.
525	(c) The percentage of property owner complaints received
526	pursuant to subparagraphs (b)1., 2., and 3. expressed as a total
527	of all projects funded in the report year.
528	(31) (a) Subsections (16) through (30) do not apply to
529	residential property if the program administrator reasonably
530	determines that:
531	1. The residential property is owned by a business entity
532	that owns more than four residential properties; and

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533	2. The business entity's managing member, partner, or
534	beneficial owner does not reside in the residential property.
535	(b) Subsections (16) through (30) apply to a program
536	administrator only when administering a REEF program for
537	qualifying improvements on residential property. Subsections
538	(16) through (30) do not apply with respect to a local
539	government, to residential property owned by a local government,
540	or to commercial property.
541	Section 2. This act shall take effect January 1, 2024.
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543	======================================
544	And the title is amended as follows:
545	Delete lines 19 - 25
546	and insert:
547	requirements for qualifying improvements; authorizing
548	execution of an assessment financing agreement under
549	certain circumstances; authorizing progress payments
550	made before completion for commercial properties under
551	certain circumstances; revising the calculation of
552	non-ad valorem assessment limits; providing
553	construction; specifying underwriting, financing
554	estimate, disclosure, and confirmation requirements
555	for program administrators relating to residential
556	property; authorizing a residential property owner,
557	under certain circumstances and