

107TH CONGRESS  
2D SESSION

# H. R. 5161

To provide for the transfer of certain real property by the Secretary of  
Housing and Urban Development.

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IN THE HOUSE OF REPRESENTATIVES

JULY 18, 2002

Mr. DEUTSCH (for himself and Ms. ROS-LEHTINEN) introduced the following  
bill; which was referred to the Committee on Government Reform

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## A BILL

To provide for the transfer of certain real property by the  
Secretary of Housing and Urban Development.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. TRANSFER OF PROPERTY.**

4 (a) ASSIGNMENT TO HUD.—The Administrator of  
5 General Services shall assign to the Secretary of Housing  
6 and Urban Development the surplus property known as  
7 the Poinciana Plaza Housing property and located in the  
8 City of Key West, Florida, for disposal only as provided  
9 under subsection (b).

1 (b) SALE BY HUD.—The Secretary of Housing and  
2 Urban Development shall dispose of the property referred  
3 to in subsection (a) by sale to the City of Key West, Flor-  
4 ida, or the Monroe County Land Authority, Monroe Coun-  
5 ty, Florida, in accordance with the procedures and require-  
6 ments of section 203(k)(6) of the Federal Property and  
7 Administrative Services Act of 1949 (40 U.S.C.  
8 484(k)(6)), except that—

9 (1) notwithstanding such section, the property  
10 shall be used exclusively for the purpose of providing  
11 housing or housing assistance for low- and mod-  
12 erate-income individuals or families, as provided in  
13 paragraph (2), for the 30-year period beginning  
14 upon transfer of the property, and the Secretary  
15 shall include in the deed transferring the property  
16 such restrictions, and enter into any other such le-  
17 gally binding agreements, as may be necessary to en-  
18 sure compliance with this paragraph;

19 (2) during the period referred to in paragraph  
20 (1), of the dwelling units in the property—

21 (A) not less than 60 percent shall be avail-  
22 able only for occupancy by low-income individ-  
23 uals and families; and

1           (B) not more than 40 percent shall be  
2           available only for occupancy by moderate-in-  
3           come individuals and families;

4           (3) notwithstanding subparagraphs (B) and (C)  
5           of such section, such transfer shall not be subject to  
6           the disapproval of the Administrator of General  
7           Services;

8           (4) the provisions of subparagraph (C)(i) of  
9           such section (relating to self-help labor) shall not  
10          apply to such transfer;

11          (5) notwithstanding subparagraph (E) of such  
12          section, the Administrator shall fix the sale value of  
13          the property at \$2,500,000, which shall be payable  
14          over the 3-year period beginning upon transfer of  
15          the property, as provided by the Administrator; and

16          (6) during the 30-year period beginning on the  
17          date that the secretary transfers the property pursu-  
18          ant to this subsection, if the secretary determines  
19          that the property is not being used and occupied in  
20          accordance with this subsection, all right, title, and  
21          interest in and to the property, including any im-  
22          provements thereon, shall revert to the United  
23          States.

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