



What Every Broker
Should Know





Dear Fernando,

To help ensure a smooth transaction and support your success, MIAMI REALTORS® has compiled essential tools and resources just for you to assist with your condo listing. Click on each box below.





Under <u>Section 718.503(2)</u>, <u>Florida Statutes</u>, condominium sellers are required—at their own expense—to provide buyers with current condominium documents before the sale, including:

- 1. The declaration of condominium
- 2. Articles of incorporation of the association
- 3. Bylaws and rules of the association
- 4. An annual financial statement and annual budget
- 5. Inspector-prepared summary of the milestone inspection (if applicable)
- 6. Most recent Structural Integrity Reserve Study (SIRS) or statement the association has not completed one (if applicable)
- 7. Developer turnover report performed on or after July 1, 2023
- 8. Frequently asked questions and answers (FAQ) sheet
- 9. Governance form



If a person licensed under part I of chapter 475 provides to or otherwise obtains for a prospective purchaser the documents described in this subsection, the person is not liable for any error or inaccuracy contained in the documents.

## #1 – Association's Website

If the condominium building has 150 units or more, items 1–7 must be available electronically on the association's password-protected website.

Upon written request, the association is required to provide unit owners with a username, password and access to these records via website or mobile app.

Effective: January 1, 2026

Condo buildings with **25+ units** must have a password-protected website.

## #2 – Association or Management Company

Sellers—or their agents—can also obtain all the required documents directly from the association or property management company. Associations may charge a reasonable fee for printed copies, or sellers and authorized agents may bring a scannable device to make free copies on-site.

To make the process easier, MIAMI REALTORS® provides helpful forms for our members to use:

- Owners Request for Condo Docs
- · Condo Docs Quick Reference Guide
- · Notice of Condo Associations Non-Compliance with FLA. Stat. Sec. 718.111

Florida Department of Business & Professional Regulations' (DBPR) forms:

- · Request to Access Association Records
- · Frequently Asked Questions and Answers Sheet (blank form)
- Condominium Governance Form

# Owner's Request for Condo Docs

- 9 Required Items
- Meeting Minutes
- Insurance Policies

#### OWNER'S REQUEST FOR CONDO DOCS

Pursuant to <u>Fla. Stat. Sec. 718.111(12)(c)1.b.</u>, the Owner(s) is/are requesting the records indicated below from the Condominium Association. Kindly provide the records within 10 business days of this request as required by <u>Fla. Stat. Sec. 718.111(12)(c)1.a.</u>

Thank you for your assistance.

| OWNER(S):                |   |
|--------------------------|---|
| INDIVIDUAL NAME(S):      | _ |
| COMPANY OR CORPORATION:  | _ |
| PROPERTY:                |   |
| STREET:                  | _ |
| UNIT/APT. NO.:           | _ |
|                          | _ |
| CONDOMINIUM ASSOCIATION: |   |
| NAME:                    |   |

| CHECK ALL<br>REQUESTED:   | DOCUMENTS                   | DESCRIPTION  |  |  |  |  |
|---|-----------------------------|--|--|--|--|--|
| OFFICIAL RECORDS CONDOMINIUM ASSOCIATION MUST MAINTAIN PURSUANT TO FLA. STAT. SEC. 718.111(12)(A) |                             |  |  |  |  |  |
|   | Developer documents         | Plans, permits, warranties, and other items provided by the developer under Fla. Stat. Sec. 718.301(4). See Fla. Stat. Sec. 718.111(12)(a)1.               |  |  |  |  |
|   | Declaration of condominium* | Photocopies of the recorded declaration and amendments for each condominium operated by the Condominium Association.  See Fla. Stat. Sec. 718.111(12)(a)2. |  |  |  |  |
|   | Bylaws*                     | Photocopies of the recorded bylaws and amendments. See Fla. Stat. Sec. 718.111(12)(a)3.  |  |  |  |  |
|   | Articles of Incorporation*  | Certified copies of the articles of incorporation or other documents creating the Condominium Association, including                                       |  |  |  |  |

# 10 Business Days to Deliver

- \$50 per day (up to \$500)
- Crime
- Attorney Fees

## NOTICE OF CONDO ASSOCIATION'S NONCOMPLIANCE WITH FLA. STAT. SEC. 718.111

THE CONDOMINIUM ASSOCIATION MUST DELIVER THE RECORDS TO THE OWNER WITHIN 10 WORKING DAYS AFTER RECEIPT OF THE OWNER'S REQUEST. THIS IS A COURTESY NOTICE THAT THE CONDOMINIUM ASSOCIATION HAS FAILED TO DO SO AND A DEMAND THAT THE CONDOMINIUM ASSOCIATION IMMEDIATELY CURE THE NONCOMPLIANCE. THE OWNER RESERVES THE RIGHT TO EXERCISE ALL REMEDIES IN EQUITY AND AT LAW.

#### THIS IS A REMINDER THAT THE CONDOMINIUM ASSOCIATION MUST, IN PART:

| Ш | Permanently maintain all official records specified in Fla. Stat. Sec. 718.111(12)(a)16. from the inception of the Condominium Association to the present.  |
|---|---|
|   | Retain all other official records specified in Fla. Stat. Sec. 718.111(12)(a)720. for at least 7 years unless otherwise specified by general law. See Fla. Stat.  |
|   | Sec. 718.111(12)(b).  Provide access to the requested Records within 10 working days of receipt of a written request. Failure to do so creates a rebuttable presumption of the  |
|   | Condominium Association's willful non-compliance, which is subject to the penalties set forth below. See Fla. Stat. Sec. 718.111(12)(c)1.a.   |
|   | Make Records available within forty-five (45) miles of the Property or within the county where the Property is located. Alternatively, the Condominium Association may provide access electronically or via a website. See Fla. Stat. Sec. 718.111(12)(b).  |
|   | Allow the Owner and/or Representative to inspect the Records of the Condominium Association at all reasonable times at a reasonable expense if providing  |
|   | hard copies. See Fla. Stat. Sec. 718.111(12)(c)1.a.   |
|   | Allow Owner and/or the Representative to make copies of Records using personal devices (e.g., smartphones, tablets, portable scanners, cameras, or other technology capable of scanning or taking photographs) without charging the Owner and/or Representative fees or costs. See Fla. Stat. Sec. 718.111(12)(c)(5). |
|   | Provide a checklist to Owner and/or Representative detailing all Records provided and any Records that are unavailable. See Fla. Stat. Sec. 718.111(12)©1.b.  |

### PENALTIES IF THE CONDOMINIUM ASSOCIATION WILLFULLY WITHHOLDS OR FAILS TO PROVIDE ACCESS TO RECORDS:

DAILY PENALTIES: FINES. \$50 per calendar day, for up to 10 days, beginning on the 11th working day after the request for Records. See Fla. Stat. Sec.

718.111(12)©1.a.

CRIMINAL SECOND-DEGREE MISDEMEANOR. For directors, board members, or managers who knowingly, willfully, and repeatedly violate access

PENALTIES: requirements. "Repeatedly" means 2 or more violations in a 12-month period. See Fla. Stat. Sec. 718.111(12)©2.

FIRST-DEGREE MISDEMEANOR. For any person who knowingly or intentionally defaces or destroys accounting records required to be

## #3 - Miami-Dade County's Website



contents of this website, its database, or any links therein

request documents, submit a public records request







Condominium associations, cooperative associations and homeowners associations must register annually and provide an easily accessible and centralized

- Governing Docs
- Financial Statements
- Adopted Budget
- Certificate of Insurance

| esults        |  |   |                 |                  |                     | <b>12</b> o        | f <b>4339</b> Total Reco |
|---------------|--|---|-----------------|------------------|---------------------|--------------------|--------------------------|
| Registration# | Name of Association  | Association Address                           | Folio(s) Number | Association Type | Registration Status | Enforcement Status | Expiration Date          |
| CR23002002    | 4250 BISCAYNE BOULEVARD CONDOMINIUM ASSOCIATION, INC.                                    | 4250 BISCAYNE BOULEVARD MIAMI FLORIDA 33137   | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| R23002003     | MIRAGE CONDOMINIUM ASSOCIATION, INC.   | 8925 COLLINS AVE SURFSIDE FL 33154            | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| R23002004     | $\label{eq:mperial} \mbox{IMPERIAL AT BRICKELL CONDOMINIUM ASSOCIATION,} \\ \mbox{INC.}$ | 1627 BRICKELL AVENUE MIAMI FL 33129-1223      | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| CR23002006    | GALLERY ART CONDOMINIUM ASSOCIATION, INC.  | 333 NE 24 STREET SUITE 210 MIAMI FL 33137     | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| CR23002007    | ONE THOUSAND VENETIAN WAY CONDOMINIUM, INC.  | 1000 VENETIAN WAY MIAMI BEACH FL 33139        | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| R23002008     | L'EXCELLENCE CONDOMINIUM ASSOCIATION, INC.   | 5757 COLLINS AVENUE MIAMI BEACH FL 33140      | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| CR23002009    | THE TOWER RESIDENCES CONDOMINIUM ASSOCIATION OF COCONUT GROVE, INC.                      | 3400 SW 27TH AVE MIAMI FL 33133               | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| CR23002010    | BELLINI CONDOMINIUM ASSOCIATION, INC.  | 10225 COLLINS AVE BAL HARBOUR FL 33154        | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| CR23002011    | THE EXECUTIVE RESIDENCES CONDOMINIUM ASSOCIATION OF COCONUT GROVE, INC.                  | 3350 SW 27 AVENUE MIAMI FL 33133              | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
| CR23002012    | KILLIAN PLACE HOMEOWNERS ASSOCIATION, INC.   | 9716 SW 110 STREET MIAMI FL 33176             | View Folio(s)   | Homeowner        | Issued              | No                 | 01-31-2026               |
| CR23002013    | LAMIL TOWNHOUSE ASSOCIATION INC.   | 10601 SW 71 LANE MIAMI FL 33173               | View Folio(s)   | Homeowner        | Issued              | No                 | 01-31-2026               |
| CR23002015    | THE BRIDGEWATER TOWER CONDOMINIUM ASSOCIATION, INC.                                      | 1881 79TH ST CSWAY NORTH BAY VILLAGE FL 33141 | View Folio(s)   | Condominium      | Issued              | No                 | 01-31-2026               |
|               |  |   |                 |                  | 1 2                 | 3 4 5 6 7          | 8 >                      |

### Additional Tips to Maximize the Sales Price

#### MAXIMIZE THE SALES PRICE: MARKET FINANCING OPTIONS

To attract the broadest pool of qualified buyers—and avoid delays or deal cancellations—it's essential to gather financing-related documents upfront. Helping buyers determine which loan products the building may qualify for ensures your listing is positioned competitively and avoids wasted time.

#### START BY ASKING THE SELLER:

- · What type of loan does the owner currently have?
- · Is the loan assumable?

Typically, the Federal Housing Administration (FHA) insured and Veteran Administration (VA) loans are assumable, but conventional (Fannie Mae/Freddie Mac) loans are not. VA loans can be assumed by non-veterans if they meet the lender's credit and income requirements.

Next, do some preliminary work to attract more buyers.



#### FEDERAL HOUSING ADMINISTRATION (FHA) INSURED LOANS

Federal Housing Administration (FHA) Insured Loans
Veteran Administration (VA) Home Loan Guaranty Program

Check if the condo building is listed as an FHA- or VA-approved project in their public databases. If so, be sure to advertise that the building is already approved as of the listed date.

- FHA-Approved Condo List\*
- · VA-Approved Condo Report (Select Florida for a List)

\*Note: Condos not on the FHA list may still be eligible through single-unit approval (spot approval).

#### **FANNIE MAE - PROJECT REVIEW STATUS**

Ask the condo board or management company to request the project's status with Fannie Mae.

A property manager or board member of the homeowners' association is authorized to access Fannie Mae's "Condo Status Finder" to learn if Fannie Mae is aware of any physical, financial or operational condition with the project that does not meet their lending requirements.

- · Fannie Mae's Condo Status Finder
- Fannie Mae's Condo Status Finder User Manual

Please review the user manual to better understand the anticipated results from the search.

#### FREDDIE MAC - NOT ELIGIBLE STATUS CHECK

Request for the authorized representative of the association to verify the project's status with Freddie Mac.

An "Authorized Representative of a HOA" defined as a member of its board of directors, or its property manager is authorized to request if the condominium project is assigned a "Not Eligible" status from Freddie Mac and may appeal a condo project's not eligible status.

<u>Freddie Mac's Not Eligible Status Data Form</u>

Sellers of condominium units are legally required to provide specific information to prospective buyers, including milestone inspection summaries, developer turnover reports, and structural integrity reserve studies (SIRS). This section is intended to help MIAMI REALTOR® members better understand these newer legal requirements and support you in guiding sellers on how to locate and provide this information.







#### COMPLETING THE CONDOMINIUM RIDER

Florida REALTORS® provides a Condominium Rider in Form Simplicity (CR-7\_A. Condominium Rider).

Under Section 9(a) of Florida REALTORS® Condominium Rider in Form Simplicity, three options are provided:

- (a) MILESTONE INSPECTION: The Association (check only one option):
- $\Box$  (i) is required to and has completed a milestone inspection report as described in Section 553.899, F.S. (SEE PARAGRAPH 10(d) BELOW FOR VOIDABILITY RIGHTS); or
- ☐ (ii) IS NOT REQUIRED TO HAVE COMPLETED A MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, F.S.; or
- ☐ (iii) IS REQUIRED TO HAVE COMPLETED A MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, F.S. BUT HAS NOT COMPLETED SUCH INSPECTION.

**MIAMI REALTORS**® **NOTE:** Condominium buildings with less than three habitable stories do not require a milestone inspection under state law (Option ii may be checked). However, if your local government requires a recertification, that report still needs to be disclosed.

**Tip for Sellers:** Always confirm with your association or property manager whether your building meets the 3+ story and age requirements under state law, and whether your local government requires a separate recertification.

#### COMPLETING THE CONDOMINIUM RIDER

Under Section 9(c) of Florida REALTORS® Condominium Rider in Form Simplicity, three options are provided:

- (c) STRUCTURAL INTEGRITY RESERVE STUDY: The Association (check only one option)
- $\Box$  (i) is required to and has completed a structural integrity reserve study as described in Sections 718.103(26) and 718.112(2)(g), F.S. (SEE PARAGRAPH 10(d) BELOW FOR VOIDABILITY RIGHTS); or
- ☐ (ii) IS NOT REQUIRED TO HAVE COMPLETED A STRUCTURAL INTEGRITY RESERVE STUDY AS DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), F.S.; or
- $\square$  (iii) IS REQUIRED TO HAVE COMPLETED A STRUCTURAL INTEGRITY RESERVE STUDY AS DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), F.S. BUT HAS NOT COMPLETED SUCH STUDY.

(NOTE: The definition of "structural integrity reserve study" is found in Section 718.103(28), F.S.)

**MIAMI REALTORS**® **NOTE:** The seller should obtain this information directly from the association or property manager. Unlike milestone inspections, SIRS are not required by local code for condominium buildings that are less than three stories.



#### Visit Our Condo Resource Hub

Our team has assembled everything you need at: miamirealtors.com/condos

**Tip**: Bookmark this page and share it with your sellers to help them gather everything needed early in the listing process.

Wishing you great success with your listing!

Best regards,

#### Danielle Blake

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Chief of Residential & Advocacy

MIAMI Association of REALTORS®

# Thank you!











