

By the Committee on Appropriations and Senator Villalobos

309-1973-01

1 A bill to be entitled
2 An act relating to brownfield redevelopment
3 economic incentives; amending s. 376.84, F.S.;
4 providing definitions; providing that a county
5 that constructs, renovates, or expands a
6 significant new facility for a professional
7 sports franchise on a qualifying brownfield
8 site is entitled to a sales tax increment
9 rebate; requiring such county to submit certain
10 information to the Department of Revenue;
11 providing for certification of the county by
12 the department; providing for rules; providing
13 for use of the rebate funds; providing the
14 amount of the rebate; providing conditions
15 under which eligible counties cease to be
16 entitled to certain rebates; requiring
17 repayment of rebate proceeds to the state if
18 the county sells or otherwise conveys the
19 facility or the real property on which it is
20 located to a private entity; amending s.
21 212.20, F.S.; providing for distribution of the
22 rebate to such counties; creating s. 186.5053,
23 F.S.; authorizing the South Florida Regional
24 Planning Council to undertake certain
25 responsibilities and activities; providing
26 effective dates.

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28 Be It Enacted by the Legislature of the State of Florida:

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30 Section 1. Section 376.84, Florida Statutes, is
31 amended to read:

1 376.84 Brownfield redevelopment economic
2 incentives.--It is the intent of the Legislature that
3 brownfield redevelopment activities be viewed as opportunities
4 to significantly improve the utilization, general condition,
5 and appearance of these sites. Different standards than those
6 in place for new development, as allowed under current state
7 and local laws, should be used to the fullest extent to
8 encourage the redevelopment of a brownfield. State and local
9 governments are encouraged to offer redevelopment incentives
10 for this purpose, as an ongoing public investment in
11 infrastructure and services, to help eliminate the public
12 health and environmental hazards, and to promote the creation
13 of jobs in these areas. Such incentives may include
14 financial, regulatory, and technical assistance to persons and
15 businesses involved in the redevelopment of the brownfield
16 pursuant to this act.

17 (1) Financial incentives and local incentives for
18 redevelopment may include, but not be limited to:

19 (a) Tax increment financing through community
20 redevelopment agencies pursuant to part III of chapter 163.

21 (b) Enterprise zone tax exemptions for businesses
22 pursuant to chapters 196 and 290.

23 (c) Safe neighborhood improvement districts as
24 provided in ss. 163.501-163.523.

25 (d) Waiver, reduction, or limitation by line of
26 business with respect to occupational license taxes pursuant
27 to chapter 205.

28 (e) Tax exemption for historic properties as provided
29 in s. 196.1997.

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1 (f) Residential electricity exemption of up to the
2 first 500 kilowatts of use may be exempted from the municipal
3 public service tax pursuant to s. 166.231.

4 (g) Minority business enterprise programs as provided
5 in s. 287.0943.

6 (h) Electric and gas tax exemption as provided in s.
7 166.231(6).

8 (i) Economic development tax abatement as provided in
9 s. 196.1995.

10 (j) Grants, including community development block
11 grants.

12 (k) Pledging of revenues to secure bonds.

13 (l) Low-interest revolving loans and zero-interest
14 loan pools.

15 (m) Local grant programs for facade, storefront,
16 signage, and other business improvements.

17 (n) Governmental coordination of loan programs with
18 lenders, such as microloans, business reserve fund loans,
19 letter of credit enhancements, gap financing, land lease and
20 sublease loans, and private equity.

21 (o) Payment schedules over time for payment of fees,
22 within criteria, and marginal cost pricing.

23 (p) The sales tax increment rebate established for an
24 eligible county in which there is a significant new facility
25 on a qualifying site under subsection (4).

26 (2) Regulatory incentives may include, but not be
27 limited to:

28 (a) Cities' absorption of developers' concurrency
29 needs.

30 (b) Developers' performance of certain analyses.
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- 1 (c) Exemptions and lessening of state and local review
2 requirements.
- 3 (d) Water and sewer regulatory incentives.
- 4 (e) Waiver of transportation impact fees and permit
5 fees.
- 6 (f) Zoning incentives to reduce review requirements
7 for redevelopment changes in use and occupancy; establishment
8 of code criteria for specific uses; and institution of credits
9 for previous use within the area.
- 10 (g) Flexibility in parking standards and buffer zone
11 standards.
- 12 (h) Environmental management through specific code
13 criteria and conditions allowed by current law.
- 14 (i) Maintenance standards and activities by ordinance
15 and otherwise, and increased security and crime prevention
16 measures available through special assessments.
- 17 (j) Traffic-calming measures.
- 18 (k) Historic preservation ordinances, loan programs,
19 and review and permitting procedures.
- 20 (l) One-stop permitting and streamlined development
21 and permitting process.
- 22 (3) Technical assistance incentives may include, but
23 not be limited to:
- 24 (a) Expedited development applications.
- 25 (b) Formal and informal information on business
26 incentives and financial programs.
- 27 (c) Site design assistance.
- 28 (d) Marketing and promotion of projects or areas.
- 29 (4)(a) The governing board of an eligible county that
30 constructs, reconstructs, renovates, expands, or
31 rehabilitates, either directly or indirectly through turnkey

1 or other contractual arrangements, a significant new facility
2 on a qualifying site is entitled to receive sales tax
3 increment rebates pursuant to s. 212.20 in the manner provided
4 in this subsection.

5 (b) For purposes of this subsection, the term:

6 1. "Eligible county" means a county that constructs,
7 reconstructs, renovates, expands, or rehabilitates, either
8 directly or indirectly through turnkey or other contractual
9 arrangements, a significant new facility on a qualifying site.

10 2. "Qualifying site" means a site located in a
11 brownfield area designated under s. 376.80 which is owned by
12 an eligible county and is within the boundaries of a local
13 government impacted by a financial emergency.

14 3. "Local government impacted by a financial
15 emergency" means a county or municipality that has a resident
16 population of 300,000 or more and has been declared to be in a
17 state of financial emergency pursuant to part V of chapter 218
18 during any of the 7 fiscal years preceding the date on which
19 construction of a significant new facility commences.

20 4. "Significant new facility" means a real property
21 improvement on a qualifying site which meets the following
22 requirements:

23 a. It is owned by a county or a municipality within
24 the county and leased to, licensed to, or to be operated by a
25 private, for-profit entity for the purpose of operating a
26 professional sports franchise therefrom for a period of not
27 less than 30 years after the date the eligible county submits
28 the notice required by paragraph (c). The lease, license, or
29 operating agreement between the county and the private
30 for-profit entity must specify that in the event of relocation
31 or sale of the professional sports franchises, that portion of

1 the proceeds of the sale that represents profit attributable
2 to an increase in value because of the sales tax increment
3 rebate provided by the state, as determined by an independent
4 appraiser, shall be remitted to the state. The independent
5 appraiser shall be jointly selected by the Governor and the
6 private for-profit entity. In determining which portion of the
7 proceeds of the sale represents profit, the independent
8 appraiser shall deduct from such proceeds all capital invested
9 by the seller or sellers in the professional sports franchise
10 on or prior to the date of sale (including prior to the date
11 the business began operating at the significant new facility),
12 all debt existing on the date of sale that is not assumed by
13 the buyer, and a cost of money factor with respect to the
14 invested capital that the appraiser determines a nationally
15 recognized investment banking firm would have required in 2001
16 for an equity capital investment in the sports and recreation
17 industry. The appraiser shall also consider the impact of the
18 significant new facility on the amount of profit, and the
19 portion thereof attributable to the sales tax rebate shall not
20 be in excess of the percentage of the total cost of the
21 significant new facility represented by the sales tax rebate.
22 A sale of the professional sports franchise shall occur upon
23 the sale of all or substantially all of the assets of or
24 equity in the professional sports franchise. In the event of a
25 sale of less than all or substantially all of the equity in
26 the private for-profit entity, the seller thereof shall have
27 the state's profit allocation determined as of the date of
28 sale and then pay the state the portion represented by the
29 percentage of equity being sold, in which event the buyer
30 shall take free of this obligation to the state and future
31 profit allocations will take prior payments into account.

1 b. It has a projected cost for construction,
2 reconstruction, renovation, expansion, or rehabilitation of
3 the facility and acquisition and remediation of the qualifying
4 site of not less than \$300 million, of which not less than \$50
5 million, over the term of the lease, license or operation,
6 will be contributed by the private lessee, licensee, or
7 operator, which contribution may be in the form of payments in
8 lieu of taxes, ground lease rent, license fees, rents and
9 other charges, including, without limitation, annual payments
10 pledged to finance the construction of the facility.

11 c. It has been proposed, in a report submitted to the
12 eligible county by a qualified economist, that the facility
13 will have an annual economic impact of not less than \$100
14 million over the term of the lease, license, or operation and
15 will create not less than 1,500 jobs over such term.

16 5. "Cost," with respect to the qualifying site and
17 significant new facility, has the same meaning as ascribed in
18 s. 190.003(7).

19 6. "Department" means the Department of Revenue.

20 (c) The governing authority of an eligible county
21 shall notify the department in writing of its eligibility to
22 receive the sales tax increment rebate provided for by this
23 subsection and shall accompany such notice with:

24 1. Evidence that the significant new facility shall be
25 located on a qualifying site.

26 2. Copies, certified by the clerk of the eligible
27 county as true and correct copies, of fully executed
28 construction contracts and other contractual arrangements
29 evidencing that the projected cost of the construction,
30 reconstruction, renovation, expansion, or rehabilitation of
31 the significant new facility and acquisition and the

1 remediation of the qualifying site on which it is located
2 exceeds \$300 million, of which not less than \$50 million will
3 be contributed by the private lessees, licensee, or operator
4 in the manner described in subparagraph 4.b.

5 3. The fully executed agreement evidencing that the
6 facility has been leased to, licensed to, or is to be operated
7 by a private, for-profit entity for a period of not less than
8 30 years after the date of the notice.

9 (d) The department shall certify an eligible county
10 within 90 days after its receipt of the notice required by
11 paragraph (c). The department has the authority to adopt rules
12 necessary to administer this subsection.

13 (e) An eligible county may use funds provided pursuant
14 to s. 212.20(6)(e)7.e. only for the public purpose of paying
15 for, or pledging as security for or paying debt service on
16 bonds or other obligations issued to finance, the costs of
17 acquisition, site preparation, infrastructure development,
18 construction, reconstruction, renovation, expansion, or
19 rehabilitation of the qualifying site and significant new
20 facility to be located thereon, or for the costs of
21 infrastructure and other improvements that are located outside
22 the boundaries of the qualifying site but that are necessary
23 or helpful to the development or operation of the significant
24 new facility, or for reimbursement of any such costs, and for
25 the costs incurred by the county to remediate the qualifying
26 site. In the event that in any fiscal year of an eligible
27 county the funds provided pursuant to s. 212.20(6)(e)7.e. are
28 in excess of the amount necessary in such fiscal year to pay
29 the costs related to the significant new facility and
30 qualifying site as authorized in this subsection and to pay
31 debt service on bonds or other obligations related only to the

1 costs for construction of the significant new facility issued
2 to finance or refinance all or any part of such cost, such
3 excess funds shall be applied toward or set aside for the
4 redemption or repayment of any such bonds or other
5 obligations. The eligible county shall actively accept and
6 solicit African American and other minority participation in
7 the planning, design, construction, building, maintenance, and
8 operation of the significant new facility.

9 (f) The amount of the sales tax increment rebate
10 pursuant to s. 212.20(6)(e)7.e. to be provided to an eligible
11 county certified pursuant to this section shall be computed
12 annually and shall be equal to the difference between 100
13 percent of the taxes imposed under chapter 212 which are
14 generated each year from games played by the professional
15 sports franchise team at the qualifying site and 100 percent
16 of the taxes imposed under chapter 212 which are generated in
17 2000 from games played by the professional sports franchise
18 team.

19 (g) The state covenants with the holders of bonds or
20 other obligations or contractual commitments secured by or
21 payable from the proceeds of the sales tax increment rebate
22 authorized by this subsection that it will not repeal or
23 impair, or amend in any manner that will materially and
24 adversely affect the rights of such holders, the sales tax
25 increment rebate provided by this subsection and s. 212.20;
26 however, the annual rebate amount may increase or decrease
27 based on the rebate computation provided by paragraph (f).

28 (h) An eligible county shall cease to be entitled to
29 receive the sales tax increment rebate authorized by this
30 subsection at such time as all costs relating to the bonds of
31 the significant new facility and qualifying site as authorized

1 in subparagraph (4)(e) and all bonds or other obligations
2 issued to finance or refinance all or any part of such costs
3 are paid in full, but in no event later than the stated term
4 of the license, lease, or operating or management agreement
5 between such private for-profit entity and the eligible
6 county.

7 (i) If at any time an eligible county sells or
8 otherwise conveys the significant new facility or the real
9 property on which it is located to a private entity, an amount
10 equal to the total amount of all rebate proceeds provided to
11 the eligible county with respect to that facility pursuant to
12 s. 212.20(6)(e)7.e. shall be repaid by the eligible county to
13 the state.

14 Section 2. Paragraph (e) of subsection (6) of section
15 212.20, Florida Statutes, is amended to read:

16 212.20 Funds collected, disposition; additional powers
17 of department; operational expense; refund of taxes
18 adjudicated unconstitutionally collected.--

19 (6) Distribution of all proceeds under this chapter
20 shall be as follows:

21 (e) The proceeds of all other taxes and fees imposed
22 pursuant to this chapter shall be distributed as follows:

23 1. In any fiscal year, the greater of \$500 million,
24 minus an amount equal to 4.6 percent of the proceeds of the
25 taxes collected pursuant to chapter 201, or 5 percent of all
26 other taxes and fees imposed pursuant to this chapter shall be
27 deposited in monthly installments into the General Revenue
28 Fund.

29 2. Two-tenths of one percent shall be transferred to
30 the Solid Waste Management Trust Fund.

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1 3. After the distribution under subparagraphs 1. and
2 2., 9.653 percent of the amount remitted by a sales tax dealer
3 located within a participating county pursuant to s. 218.61
4 shall be transferred into the Local Government Half-cent Sales
5 Tax Clearing Trust Fund.

6 4. After the distribution under subparagraphs 1., 2.,
7 and 3., 0.065 percent shall be transferred to the Local
8 Government Half-cent Sales Tax Clearing Trust Fund and
9 distributed pursuant to s. 218.65.

10 5. For proceeds received after July 1, 2000, and after
11 the distributions under subparagraphs 1., 2., 3., and 4., 2.25
12 percent of the available proceeds pursuant to this paragraph
13 shall be transferred monthly to the Revenue Sharing Trust Fund
14 for Counties pursuant to s. 218.215.

15 6. For proceeds received after July 1, 2000, and after
16 the distributions under subparagraphs 1., 2., 3., and 4.,
17 1.0715 percent of the available proceeds pursuant to this
18 paragraph shall be transferred monthly to the Revenue Sharing
19 Trust Fund for Municipalities pursuant to s. 218.215. If the
20 total revenue to be distributed pursuant to this subparagraph
21 is at least as great as the amount due from the Revenue
22 Sharing Trust Fund for Municipalities and the Municipal
23 Financial Assistance Trust Fund in state fiscal year
24 1999-2000, no municipality shall receive less than the amount
25 due from the Revenue Sharing Trust Fund for Municipalities and
26 the Municipal Financial Assistance Trust Fund in state fiscal
27 year 1999-2000. If the total proceeds to be distributed are
28 less than the amount received in combination from the Revenue
29 Sharing Trust Fund for Municipalities and the Municipal
30 Financial Assistance Trust Fund in state fiscal year
31 1999-2000, each municipality shall receive an amount

1 proportionate to the amount it was due in state fiscal year
2 1999-2000.

3 7. Of the remaining proceeds:

4 a. Beginning July 1, 2000, and in each fiscal year
5 thereafter, the sum of \$29,915,500 shall be divided into as
6 many equal parts as there are counties in the state, and one
7 part shall be distributed to each county. The distribution
8 among the several counties shall begin each fiscal year on or
9 before January 5th and shall continue monthly for a total of 4
10 months. If a local or special law required that any moneys
11 accruing to a county in fiscal year 1999-2000 under the
12 then-existing provisions of s. 550.135 be paid directly to the
13 district school board, special district, or a municipal
14 government, such payment shall continue until such time that
15 the local or special law is amended or repealed. The state
16 covenants with holders of bonds or other instruments of
17 indebtedness issued by local governments, special districts,
18 or district school boards prior to July 1, 2000, that it is
19 not the intent of this subparagraph to adversely affect the
20 rights of those holders or relieve local governments, special
21 districts, or district school boards of the duty to meet their
22 obligations as a result of previous pledges or assignments or
23 trusts entered into which obligated funds received from the
24 distribution to county governments under then-existing s.
25 550.135. This distribution specifically is in lieu of funds
26 distributed under s. 550.135 prior to July 1, 2000.

27 b. The department shall distribute \$166,667 monthly
28 pursuant to s. 288.1162 to each applicant that has been
29 certified as a "facility for a new professional sports
30 franchise" or a "facility for a retained professional sports
31 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be

1 distributed monthly by the department to each applicant that
2 has been certified as a "facility for a retained spring
3 training franchise" pursuant to s. 288.1162; however, not more
4 than \$208,335 may be distributed monthly in the aggregate to
5 all certified facilities for a retained spring training
6 franchise. Distributions shall begin 60 days following such
7 certification and shall continue for not more than 30 years.
8 Nothing contained in this paragraph shall be construed to
9 allow an applicant certified pursuant to s. 288.1162 to
10 receive more in distributions than actually expended by the
11 applicant for the public purposes provided for in s.
12 288.1162(6). However, a certified applicant is entitled to
13 receive distributions up to the maximum amount allowable and
14 undistributed under this section for additional renovations
15 and improvements to the facility for the franchise without
16 additional certification.

17 c. Beginning 30 days after notice by the Office of
18 Tourism, Trade, and Economic Development to the Department of
19 Revenue that an applicant has been certified as the
20 professional golf hall of fame pursuant to s. 288.1168 and is
21 open to the public, \$166,667 shall be distributed monthly, for
22 up to 300 months, to the applicant.

23 d. Beginning 30 days after notice by the Office of
24 Tourism, Trade, and Economic Development to the Department of
25 Revenue that the applicant has been certified as the
26 International Game Fish Association World Center facility
27 pursuant to s. 288.1169, and the facility is open to the
28 public, \$83,333 shall be distributed monthly, for up to 168
29 months, to the applicant. This distribution is subject to
30 reduction pursuant to s. 288.1169. A lump sum payment of
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1 \$999,996 shall be made, after certification and before July 1,
2 2000.

3 e. Beginning 30 days after an eligible county has been
4 certified pursuant to s. 376.84(4), an amount equal to the
5 sales tax increment rebate calculated pursuant to s.
6 376.84(4)(f) shall be distributed each year to the county,
7 monthly over a 12-month period.

8 8. All other proceeds shall remain with the General
9 Revenue Fund.

10 Section 3. If section 35 of chapter 2000-260, Laws of
11 Florida, is not repealed by section 58 of said chapter, then,
12 effective October 1, 2001, paragraph (e) of subsection (6) of
13 section 212.20, Florida Statutes, as amended by section 35 of
14 chapter 2000-260, Laws of Florida, is amended to read:

15 212.20 Funds collected, disposition; additional powers
16 of department; operational expense; refund of taxes
17 adjudicated unconstitutionally collected.--

18 (6) Distribution of all proceeds under this chapter
19 and s. 202.18(1)(b) and (2)(b) shall be as follows:

20 (e) The proceeds of all other taxes and fees imposed
21 pursuant to this chapter or remitted pursuant to s.
22 202.18(1)(b) and (2)(b) shall be distributed as follows:

23 1. In any fiscal year, the greater of \$500 million,
24 minus an amount equal to 4.6 percent of the proceeds of the
25 taxes collected pursuant to chapter 201, or 5 percent of all
26 other taxes and fees imposed pursuant to this chapter or
27 remitted pursuant to s. 202.18(1)(b) and (2)(b) shall be
28 deposited in monthly installments into the General Revenue
29 Fund.

30 2. Two-tenths of one percent shall be transferred to
31 the Solid Waste Management Trust Fund.

1 3. After the distribution under subparagraphs 1. and
2 2., 9.653 percent of the amount remitted by a sales tax dealer
3 located within a participating county pursuant to s. 218.61
4 shall be transferred into the Local Government Half-cent Sales
5 Tax Clearing Trust Fund.

6 4. After the distribution under subparagraphs 1., 2.,
7 and 3., 0.065 percent shall be transferred to the Local
8 Government Half-cent Sales Tax Clearing Trust Fund and
9 distributed pursuant to s. 218.65.

10 5. For proceeds received after July 1, 2000, and after
11 the distributions under subparagraphs 1., 2., 3., and 4., 2.25
12 percent of the available proceeds pursuant to this paragraph
13 shall be transferred monthly to the Revenue Sharing Trust Fund
14 for Counties pursuant to s. 218.215.

15 6. For proceeds received after July 1, 2000, and after
16 the distributions under subparagraphs 1., 2., 3., and 4.,
17 1.0715 percent of the available proceeds pursuant to this
18 paragraph shall be transferred monthly to the Revenue Sharing
19 Trust Fund for Municipalities pursuant to s. 218.215. If the
20 total revenue to be distributed pursuant to this subparagraph
21 is at least as great as the amount due from the Revenue
22 Sharing Trust Fund for Municipalities and the Municipal
23 Financial Assistance Trust Fund in state fiscal year
24 1999-2000, no municipality shall receive less than the amount
25 due from the Revenue Sharing Trust Fund for Municipalities and
26 the Municipal Financial Assistance Trust Fund in state fiscal
27 year 1999-2000. If the total proceeds to be distributed are
28 less than the amount received in combination from the Revenue
29 Sharing Trust Fund for Municipalities and the Municipal
30 Financial Assistance Trust Fund in state fiscal year
31 1999-2000, each municipality shall receive an amount

1 proportionate to the amount it was due in state fiscal year
2 1999-2000.

3 7. Of the remaining proceeds:

4 a. Beginning July 1, 2000, and in each fiscal year
5 thereafter, the sum of \$29,915,500 shall be divided into as
6 many equal parts as there are counties in the state, and one
7 part shall be distributed to each county. The distribution
8 among the several counties shall begin each fiscal year on or
9 before January 5th and shall continue monthly for a total of 4
10 months. If a local or special law required that any moneys
11 accruing to a county in fiscal year 1999-2000 under the
12 then-existing provisions of s. 550.135 be paid directly to the
13 district school board, special district, or a municipal
14 government, such payment shall continue until such time that
15 the local or special law is amended or repealed. The state
16 covenants with holders of bonds or other instruments of
17 indebtedness issued by local governments, special districts,
18 or district school boards prior to July 1, 2000, that it is
19 not the intent of this subparagraph to adversely affect the
20 rights of those holders or relieve local governments, special
21 districts, or district school boards of the duty to meet their
22 obligations as a result of previous pledges or assignments or
23 trusts entered into which obligated funds received from the
24 distribution to county governments under then-existing s.
25 550.135. This distribution specifically is in lieu of funds
26 distributed under s. 550.135 prior to July 1, 2000.

27 b. The department shall distribute \$166,667 monthly
28 pursuant to s. 288.1162 to each applicant that has been
29 certified as a "facility for a new professional sports
30 franchise" or a "facility for a retained professional sports
31 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be

1 distributed monthly by the department to each applicant that
2 has been certified as a "facility for a retained spring
3 training franchise" pursuant to s. 288.1162; however, not more
4 than \$208,335 may be distributed monthly in the aggregate to
5 all certified facilities for a retained spring training
6 franchise. Distributions shall begin 60 days following such
7 certification and shall continue for not more than 30 years.
8 Nothing contained in this paragraph shall be construed to
9 allow an applicant certified pursuant to s. 288.1162 to
10 receive more in distributions than actually expended by the
11 applicant for the public purposes provided for in s.
12 288.1162(6). However, a certified applicant is entitled to
13 receive distributions up to the maximum amount allowable and
14 undistributed under this section for additional renovations
15 and improvements to the facility for the franchise without
16 additional certification.

17 c. Beginning 30 days after notice by the Office of
18 Tourism, Trade, and Economic Development to the Department of
19 Revenue that an applicant has been certified as the
20 professional golf hall of fame pursuant to s. 288.1168 and is
21 open to the public, \$166,667 shall be distributed monthly, for
22 up to 300 months, to the applicant.

23 d. Beginning 30 days after notice by the Office of
24 Tourism, Trade, and Economic Development to the Department of
25 Revenue that the applicant has been certified as the
26 International Game Fish Association World Center facility
27 pursuant to s. 288.1169, and the facility is open to the
28 public, \$83,333 shall be distributed monthly, for up to 168
29 months, to the applicant. This distribution is subject to
30 reduction pursuant to s. 288.1169. A lump sum payment of
31

1 \$999,996 shall be made, after certification and before July 1,
2 2000.

3 e. Beginning 30 days after an eligible county has been
4 certified pursuant to s. 376.84(4), an amount equal to the
5 sales tax increment rebate calculated pursuant to s.
6 376.84(4)(f) shall be distributed each year to the county,
7 monthly over a 12-month period.

8 8. All other proceeds shall remain with the General
9 Revenue Fund.

10 Section 4. Section 186.5053, Florida Statutes, is
11 created to read:

12 186.5053 South Florida Regional Planning Council
13 responsibilities.--Pursuant to s. 186.505, the South Florida
14 Regional Planning Council is authorized to undertake
15 responsibilities delegated and prescribed by the federal and
16 state government, and its member units of local government, as
17 well as activities agreed to through multiparty and
18 intergovernmental voluntary agreements such as, but not
19 limited to, activities related to site rehabilitation at
20 brownfield sites within designated brownfield areas pursuant
21 to chapter 376, subject to the Department of Environmental
22 Protection's approval of all environmental regulatory
23 decisions at the sites; activities agreed to by the Eastward
24 Ho! Brownfields Partnership; activities agreed to by the Clean
25 Cities Coalition; and activities agreed to in the South Dade
26 Watershed memorandum of understanding.

27 Section 5. Except as otherwise provided in this act,
28 this act shall take effect July 1, 2001.

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1 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
2 COMMITTEE SUBSTITUTE FOR
3 Senate Bill 2168
4 Replaces the requirement that financial incentives for
5 brownfield redevelopment may include the sales tax increment
6 rebate for an eligible county owning a significant new
7 facility with a requirement for an eligible county in which
8 there is a significant new facility.
9 Expands the definition of the significant new facility to mean
10 it is owned by a county or a municipality within the county.
11 Provides that in case the franchise is relocated or sold, a
12 portion of proceeds of the sale shall be remitted to the
13 state.
14 Replaces the requirement of actual cost with projected cost
15 for construction, reconstruction, renovation, expansion, or
16 rehabilitation of the facility. Revises the form of the
17 private contribution.
18 Allows excess tax rebate funds to be applied toward or set
19 aside for the repayment of any bonds.
20 Requires the eligible county to actively accept and solicit
21 African American and other minority participation in the
22 planning, design, construction, building, maintenance, and
23 operation of the significant new facility.
24 Provides that the annual rebate amount may increase or
25 decrease based on a certain rebate computation.
26 Provides that the sales tax rebate ceases once all bonds or
27 other obligations issued to finance the facility are paid in
28 full.
29 Authorizes the South Florida Regional Planning Council to
30 undertake certain responsibilities and activities related, but
31 not limited to, rehabilitation of brownfield sites.