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LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

04/29/2013 05:08 PM

Senator Braynon moved the following:

Senate Amendment

Delete lines 440 - 499

and insert:

1. An application by a unit of local government or other entity defined as an applicant by paragraph (2)(a) which is approved by the Legislature and subsequently certified by the department remains certified for the duration of the beneficiary's agreement with the applicant or the duration of the applicant's agreement with the unit of local government that owns all or a substantial portion of the underlying property, or for 30 years, whichever is less, provided the certified applicant has an agreement with a beneficiary at the time of



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14 initial certification by the department.

15 2. An application by a beneficiary which is approved by the
16 Legislature and subsequently certified by the department remains
17 certified for the duration of the beneficiary's agreement with
18 the unit of local government that owns all or a substantial
19 portion of the underlying property, or for 30 years, whichever
20 is less, provided the certified applicant has an agreement with
21 the unit of local government at the time of initial
22 certification by the department.

23 3. An applicant that has been previously certified pursuant
24 to this section does not need legislative approval each year to
25 receive state funding.

26 (f) An applicant that is recommended by the department but
27 is not approved by the Legislature may reapply and update any
28 information in the original application as required by the
29 department.

30 (g) The department may recommend no more than one
31 distribution under this section for any applicant, facility, or
32 beneficiary at a time.

33 (5) EVALUATION PROCESS.—

34 (a) Before recommending an applicant to receive a state
35 distribution under s. 212.20(6)(d)6.e., the department must
36 verify that:

37 1. The applicant or beneficiary is responsible for the
38 construction, reconstruction, renovation, modernization, or
39 improvement of a facility.

40 2. If the applicant is also the beneficiary, a unit of
41 local government holds title to all or a substantial portion of
42 the property on which the facility and project are located.



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43 3. The project for which the applicant is seeking state
44 funding has not commenced construction, or, if construction has
45 commenced, construction is being funded by the applicant or
46 beneficiary with no contribution from the state.

47 4. If the applicant is a unit of local government in whose
48 jurisdiction the facility will be located, the unit of local
49 government has an exclusive intent agreement to negotiate in
50 this state with the beneficiary.

51 5.a. The county or municipality in whose jurisdiction the
52 facility will be located supports the application for state
53 funds. Such support must be verified by the adoption of a
54 resolution after a public hearing that the project serves a
55 public purpose.

56 b. If the county or municipality is required to pass a
57 resolution by a majority plus one vote by the county's or
58 municipality's governing body and to hold a referendum for
59 approval pursuant to s. 125.0104(3)(n)2., such resolution and
60 referendum must affirmatively pass for the applicant to receive
61 state funding under this section.

62 6. The applicant or beneficiary has not previously
63 defaulted or failed to meet any statutory requirements of a
64 previous state-administered sports-related program under s.
65 288.1162, s. 288.11621, or s. 288.1168.

66 7. The applicant or beneficiary has sufficiently
67 demonstrated a commitment to employ residents of this state,
68 contract with Florida-based firms, and purchase locally
69 available building materials to the greatest extent possible.

70 8. If the applicant is a unit of local government or other
71 entity defined as an applicant by paragraph (2)(a), the