

By the Committees on Community Affairs; and Education; and  
Senator Latvala

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1                                   A bill to be entitled  
2       An act relating to public-private partnerships;  
3       creating s. 1013.505, F.S.; defining terms; providing  
4       legislative findings and intent; authorizing formation  
5       of a public-private partnership between a state  
6       university or direct-support organization and a  
7       private entity; establishing procedures and  
8       requirements for the receipt, solicitation, and  
9       evaluation of proposals received by a state university  
10      board of trustees or direct-support organization;  
11      authorizing the Board of Governors to establish a fee  
12      for unsolicited proposal submissions; requiring a  
13      board of trustees or direct-support organization to  
14      conduct an analysis before entering a comprehensive  
15      agreement; specifying analysis requirements; requiring  
16      approval of comprehensive agreements by the Board of  
17      Governors; requiring additional approval by the  
18      Governor and Cabinet for certain comprehensive  
19      agreements; requiring a state university to provide a  
20      summary of a proposal to the Board of Governors, the  
21      Governor, Cabinet officers, and the Legislature;  
22      specifying summary requirements; prohibiting a board  
23      of trustees or direct-support organization from  
24      proceeding with a comprehensive agreement under  
25      certain circumstances; requiring the Board of  
26      Governors to establish procedures for the evaluation  
27      and approval of comprehensive agreements; requiring  
28      the private entity to enter into a comprehensive  
29      agreement with the board of trustees or direct-support

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30 organization; establishing requirements for a  
31 comprehensive agreement; authorizing certain financing  
32 agreements for a qualifying project; specifying the  
33 responsibilities of the private entity; specifying the  
34 powers and duties of a board of trustees or direct-  
35 support organization upon expiration or termination of  
36 an agreement; providing for the sole authority for a  
37 board of trustees or direct-support organization to  
38 enter a comprehensive agreement; providing for  
39 applicability of sovereign immunity to a comprehensive  
40 agreement; requiring a state university to prepare an  
41 annual report to the Board of Governors after a  
42 certain date; requiring the Board of Governors to  
43 specify the format and the timeframe of the report;  
44 authorizing the Board of Governors to adopt rules and  
45 specify certain restrictions; providing for  
46 applicability of other laws; providing an effective  
47 date.

48  
49 Be It Enacted by the Legislature of the State of Florida:

50  
51 Section 1. Section 1013.505, Florida Statutes, is created  
52 to read:

53 1013.505 Public-private partnerships; state universities.-

54 (1) DEFINITIONS.-As used in this section, the term:

55 (a) "Board" means a state university board of trustees.

56 (b) "Comprehensive agreement" or "agreement" means an  
57 agreement between a state university or a direct-support  
58 organization and a private entity which permits the private

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59 entity to assume financial and administrative responsibility for  
60 the acquisition, construction, reconstruction, improvement,  
61 purchase, management, or operation of a project of, or for the  
62 benefit of, the state university or a direct-support  
63 organization. Additionally, a public-private partnership  
64 agreement may also provide for a state university or direct-  
65 support organization to transfer to a private entity the  
66 operation of a revenue-producing project to which the state  
67 university or direct-support organization holds title, in  
68 exchange for either a payment or payments to the state  
69 university or direct-support organization or the construction of  
70 a project to benefit the state university or direct-support  
71 organization.

72 (c) "Debt" means bonds, including revenue bonds issued  
73 pursuant to s. 11(d), Art. VII of the State Constitution, loans,  
74 promissory notes, lease-purchase agreements, certificates of  
75 participation, installment sales, leases, or any other financing  
76 mechanism or financial arrangement, whether or not a debt for  
77 legal purposes, for financing or refinancing for or on behalf of  
78 a state university or a direct-support organization or for the  
79 acquisition, construction, improvement, or purchase of capital  
80 outlay projects.

81 (d) "Develop" means to plan, design, finance, lease,  
82 acquire, install, construct, or expand.

83 (e) "Direct-support organization" means an organization  
84 created pursuant to s. 1004.28 or any entity specifically  
85 established to incur debt.

86 (f) "Fees" means charges imposed by the private entity of a  
87 qualifying project for use of all or a portion of such

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88 qualifying project pursuant to a comprehensive agreement.

89 (g) "Lease payment" means any form of payment, including a  
90 land lease, by a board or direct-support organization to the  
91 private entity of a qualifying project for the use of the  
92 project.

93 (h) "Material default" means a nonperformance of its duties  
94 by the private entity of a qualifying project which jeopardizes  
95 adequate service to the public from the project.

96 (i) "Operate" means to finance, maintain, improve, equip,  
97 modify, or repair.

98 (j) "Private entity" means a natural person, corporation,  
99 general partnership, limited liability company, limited  
100 partnership, joint venture, business trust, public-benefit  
101 corporation, nonprofit entity, or other private business entity.

102 (k) "Proposal" means a plan for a qualifying project with  
103 detail beyond a conceptual level for which terms such as fixing  
104 costs, payment schedules, financing, deliverables, and project  
105 schedule are defined.

106 (l) "Qualifying project" means one or more buildings,  
107 structures, or facilities that serves a public educational,  
108 research, housing, parking, infrastructure, recreational, or  
109 cultural purpose of a state university or direct-support  
110 organization that will be used by or on behalf of a state  
111 university or direct-support organization. The term also means  
112 the monetization of the operation of a revenue-producing project  
113 to which the board or direct-support organization holds title,  
114 in exchange for a guaranteed payment to the board or direct-  
115 support organization.

116 (m) "Revenues" means those revenues authorized under s.

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117 1010.62, except that money received as grants or otherwise from  
118 the Federal Government, a public entity, or an agency or  
119 instrumentality in aid of a qualifying project or gifts from  
120 private donors that are donated for the purpose of constructing  
121 or equipping a facility may be used without limitation, unless a  
122 gift is used to secure debt, in which event the maturity of the  
123 debt shall not exceed 5 years.

124 (n) "Service contract" means a contract between a board or  
125 direct-support organization and the private entity which defines  
126 the terms of the services to be provided with respect to a  
127 qualifying project.

128 (2) LEGISLATIVE FINDINGS AND INTENT.—

129 (a)1. The Legislature finds that there is a public need for  
130 the construction or upgrade of facilities that are used  
131 predominantly for public purposes and that it is in the public's  
132 interest to provide for the construction or upgrade of such  
133 facilities.

134 2. The Legislature also finds that:

135 a. There is a public need for timely and cost-effective  
136 acquisition, design, construction, improvement, renovation,  
137 expansion, equipping, maintenance, operation, implementation, or  
138 installation of projects serving a public purpose, including  
139 educational and auxiliary facilities and projects within the  
140 state which serve a public need and purpose, and that such  
141 public need may not be wholly satisfied by existing procurement  
142 methods.

143 b. There are inadequate resources to develop new  
144 educational and auxiliary facilities and projects for the  
145 benefit of residents of this state, and that a public-private

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146 partnership has demonstrated that it can meet the needs by  
147 improving the schedule for delivery, lowering the cost, and  
148 providing other benefits to the public.

149 c. There may be state and federal tax incentives that  
150 promote partnerships between public and private entities to  
151 develop and operate qualifying projects.

152 d. A procurement under this section serves the public  
153 purpose of this section if such procurement facilitates the  
154 timely development or operation of a qualifying project.

155 (b) It is the intent of the Legislature to encourage  
156 investment in the state by private entities; to facilitate  
157 various bond financing mechanisms, private capital, and other  
158 funding sources for the development and operation of qualifying  
159 projects, including expansion and acceleration of such financing  
160 to meet the public need; and to provide the greatest possible  
161 flexibility to public and private entities contracting for the  
162 provision of public services.

163 (3) PROCUREMENT PROCEDURES.—A board or direct-support  
164 organization may receive unsolicited proposals or may solicit  
165 proposals for qualifying projects and may thereafter enter into  
166 an agreement with a private entity, or a consortium of private  
167 entities, to build, upgrade, operate, own, or finance  
168 facilities.

169 (a) The Board of Governors may establish a reasonable  
170 application fee for the submission of an unsolicited proposal to  
171 a board or direct-support organization under this section. The  
172 fee must be sufficient to pay the costs of evaluating the  
173 proposal. A board or direct-support organization may engage the  
174 services of a private consultant to assist in the evaluation.

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175 The Board of Governors may also establish a reasonable fee that  
176 may be charged by a board or direct-support organization to  
177 cover the costs of evaluating all other proposals received by a  
178 board or direct-support organization as part of a competitive  
179 procurement process to select a private entity for purposes of  
180 establishing a public-private partnership.

181 (b) A board or direct-support organization may request a  
182 proposal from private entities for a public-private project or,  
183 if the board or direct-support organization receives an  
184 unsolicited proposal for a public-private project and the board  
185 or direct-support organization intends to enter into a  
186 comprehensive agreement for the project described in such  
187 unsolicited proposal, the board or direct-support organization  
188 shall publish notice in a newspaper of general circulation at  
189 least once a week for 2 weeks stating that the board or direct-  
190 support organization has received a proposal and will accept  
191 other proposals for the same project. The timeframe within which  
192 the board or direct-support organization may accept other  
193 proposals shall be determined on a project-by-project basis  
194 based upon the complexity of the project and the public benefit  
195 to be gained by allowing a longer or shorter period of time  
196 within which other proposals may be received; however, the  
197 timeframe for allowing other proposals must be at least 21 days,  
198 but no more than 120 days, after the initial date of  
199 publication.

200 (c) In considering an unsolicited proposal, the board or  
201 direct-support organization may require the private entity to  
202 provide a technical study prepared by a nationally recognized  
203 expert with experience in preparing analyses for bond rating

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204 agencies. In evaluating the technical study, the board or  
205 direct-support organization may rely upon internal staff reports  
206 prepared by personnel familiar with the operation of similar  
207 facilities or the advice of external advisors or consultants who  
208 have relevant experience. In addition, an unsolicited proposal  
209 must be accompanied by the following information, unless waived  
210 by the board or the direct-support organization:

211 1. A description of the qualifying project, including the  
212 conceptual design of the facilities or a conceptual plan for the  
213 provision of services, and a schedule for the initiation and  
214 completion of the qualifying project.

215 2. If applicable, a description of the method by which the  
216 private entity proposes to secure the necessary property  
217 interests that are required for the qualifying project.

218 3. A description of the private entity's general plans for  
219 financing the qualifying project, including the sources of the  
220 private entity's funds and the identity of a dedicated revenue  
221 source or proposed debt or equity investment on behalf of the  
222 private entity.

223 4. The name and address of a person who may be contacted  
224 for additional information concerning the proposal.

225 5. The proposed user fees, lease payments, or other service  
226 payments over the term of a comprehensive agreement, and the  
227 methodology for and circumstances that would allow changes to  
228 the user fees, lease payments, and other service payments over  
229 time.

230 6. Additional material or information that the board or  
231 direct-support organization reasonably requests.

232 (d) After the public notification period has expired in the



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233 case of an unsolicited proposal or upon receipt of all proposals  
234 if using the traditional process for competitive procurement  
235 authorized under Board of Governors' and university regulations,  
236 the board or direct-support organization shall rank the  
237 proposals received in order of preference. The board or direct-  
238 support organization may then begin negotiations for a  
239 comprehensive agreement with the highest-ranked firm. If the  
240 board or direct-support organization is not satisfied with the  
241 results of the negotiations, the board or direct-support  
242 organization may terminate negotiations with the proposer and  
243 negotiate with the second-ranked or subsequent-ranked firms, in  
244 the order consistent with this procedure. If only one proposal  
245 is received, the board or direct-support organization may  
246 negotiate in good faith, and if the board or direct-support  
247 organization is not satisfied with the results of the  
248 negotiations, the board or direct-support organization may  
249 terminate negotiations with the proposer. Notwithstanding this  
250 paragraph, the board or direct-support organization may reject  
251 all proposals at any point in the process.

252 (4) PROJECT FEASIBILITY.-Prior to entering into a  
253 comprehensive agreement, a board or direct-support organization  
254 shall conduct an analysis of the feasibility and desirability of  
255 the project or the activities proposed to be funded under the  
256 comprehensive agreement, and shall develop sufficient  
257 information to determine:

258 (a) That the agreement is in the best interest of the  
259 public, the state, and the state university;

260 (b) The conformity of any project with the master plan of  
261 the state university and a determination that the project or

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262 activities are essential to the state university's core mission;

263 (c) The need for the project or the activities proposed to  
264 be funded under the agreement based on quantitative metrics;

265 (d) The amount and source of funds to be used to fully fund  
266 the capital, operation, maintenance, or other expenses under the  
267 agreement;

268 (e) The cost of any investment to be made under the  
269 agreement by the board or a direct-support organization;

270 (f) The economic and financial feasibility of any project  
271 or activities proposed to be funded under the agreement;

272 (g) That the projected demand for use of any project is  
273 adequate in relation to the cost of the project;

274 (h) The expected return on investment or internal rate of  
275 return for a revenue-generating project or another appropriate  
276 quantitative measure for a non-revenue-generating project;

277 (i) That the cost of any project is reasonable in relation  
278 to similar facilities;

279 (j) The financial, operational, or technological risk  
280 associated with any project;

281 (k) That any increase in the cost of financing the project  
282 over the cost of financing the project under s. 1010.62 will be  
283 offset by quantifiable savings in operational costs or other  
284 activities that will be performed by the private entity and  
285 specifies the anticipated amount of such savings;

286 (l) Any impact to the state's finances of undertaking the  
287 project or the activities proposed to be funded under the  
288 agreement by the state university or direct-support  
289 organization;

290 (m) The impact of the agreement on similar activities of

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291 the state university or direct-support organization that will  
292 not be placed under the agreement;

293 (o) The anticipated use of money to be received by the  
294 state university or direct-support organization under the  
295 agreement;

296 (p) The relationship between the source of any funds  
297 committed by the board or direct-support organization pursuant  
298 to subsection (8) and the project or activities proposed to be  
299 funded under the agreement;

300 (q) The private entity has the available sources of funding  
301 or other financial resources that are necessary to carry out the  
302 agreement;

303 (r) That the staff of the private entity have sufficient  
304 experience and qualifications to perform the managerial,  
305 organizational, and technical activities proposed to be funded  
306 under the agreement;

307 (s) That no director, officer, partner, owner, or other  
308 individual with direct and significant control over the policy  
309 of the private entity has been convicted of corruption or fraud;  
310 and

311 (t) Any other factors determined to be appropriate by the  
312 board, direct-support organization or the Board of Governors.

313 (5) APPROVAL OF COMPREHENSIVE AGREEMENTS.-All comprehensive  
314 agreements are contingent upon approval by the Board of  
315 Governors. A comprehensive agreement between a direct-support  
316 organization and a private entity must be approved by the  
317 university board prior to submission to the Board of Governors  
318 for approval.

319 (a) In addition to Board of Governors' approval, approval

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320 of the Governor and Cabinet, in their role as the governing  
321 board of the Division of Bond Finance, is required for any  
322 comprehensive agreement that:

323 1. Has a term of over ten years, including any renewals or  
324 extensions;

325 2. Provides for an up-front payment from the private entity  
326 to the board or direct-support organization which constitutes  
327 more than 10 percent of the total compensation anticipated to be  
328 paid by the private entity to the board or direct-support  
329 organization over the initial term or any renewal term or  
330 extension of the agreement;

331 3. Provides for the creation of debt of the board or a  
332 direct-support organization as permitted pursuant to s. 1010.62;

333 4. Pledges or uses revenues permitted under s. 1010.62 to  
334 secure or pay amounts due under the agreement; or

335 5. Is implemented pursuant to paragraph (b).

336 (b) Before a board or direct-support organization enters  
337 into an agreement under which the board or a direct-support  
338 organization is expected to receive over \$10 million, the state  
339 university must provide a summary of the proposal to the Board  
340 of Governors, the Governor, the members of the Cabinet, the  
341 President of the Senate, and the Speaker of the House of  
342 Representatives. The summary must include a description of the  
343 anticipated use of money to be received by the board or direct-  
344 support organization under the public-private partnership  
345 agreement and any other information requested by a recipient of  
346 the summary. If the President of the Senate or the Speaker of  
347 the House of Representatives objects to the proposed agreement  
348 in writing within 14 days after receipt of the summary, the

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349 board or direct-support organization may not proceed with the  
350 agreement unless all objections are resolved.

351 (c) The Board of Governors shall establish a process for  
352 the evaluation and approval of comprehensive agreements by a  
353 university board, the Board of Governors or other state  
354 officers, and requirements for additional information to be  
355 provided by a state university in obtaining approval for a  
356 comprehensive agreement.

357 (6) COMPREHENSIVE AGREEMENT.—

358 (a) Before developing or operating the qualifying project,  
359 the private entity must enter into a comprehensive agreement  
360 with the board or direct-support organization. The comprehensive  
361 agreement must provide for:

362 1. Delivery of performance and payment bonds, letters of  
363 credit, or other security acceptable to the board or direct-  
364 support organization in connection with the development or  
365 operation of the qualifying project in the form and amount  
366 satisfactory to the board or direct-support organization. For  
367 the components of the qualifying project which involve  
368 construction, the form and amount of the bonds must comply with  
369 ss. 255.05 and 1013.47.

370 2. Review of the design for the qualifying project by the  
371 board or direct-support organization and, if the design conforms  
372 to acceptable standards, the approval of the board or the  
373 direct-support organization. This subparagraph does not require  
374 the private entity to complete the design of the qualifying  
375 project before the execution of the comprehensive agreement.

376 3. Inspection of the qualifying project by the board or  
377 direct-support organization to ensure that the private entity's

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378 activities are acceptable to the board or direct-support  
379 organization in accordance with the comprehensive agreement.

380 4. Maintenance of a policy of public liability insurance, a  
381 copy of which must be filed with the board or direct-support  
382 organization and accompanied by proofs of coverage, or self-  
383 insurance, each in the form and amount satisfactory to the board  
384 or direct-support organization and reasonably sufficient to  
385 ensure coverage of tort liability to the public and employees  
386 and to enable the continued operation of the qualifying project.

387 5. Monitoring by the board or direct-support organization  
388 of the maintenance practices to be performed by the private  
389 entity to ensure that the qualifying project is properly  
390 maintained.

391 6. Periodic filing by the private entity of the appropriate  
392 financial statements that pertain to the qualifying project.

393 7. Procedures that govern the rights and responsibilities  
394 of the board or direct-support organization and the private  
395 entity in the course of the construction and operation of the  
396 qualifying project and in the event of the termination of the  
397 comprehensive agreement or a material default by the private  
398 entity. The procedures must include conditions that govern the  
399 assumption of the duties and responsibilities of the private  
400 entity by an entity that funded, in whole or part, the  
401 qualifying project or by the board or direct-support  
402 organization, and must provide for the transfer or purchase of  
403 property or other interests of the private entity by the board  
404 or direct-support organization.

405 8. Fees, lease payments, or service payments. In  
406 negotiating user fees, the fees must be the same for persons

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407 using the facility under like conditions and must not materially  
408 discourage use of the qualifying project. The execution of the  
409 comprehensive agreement or a subsequent amendment is conclusive  
410 evidence that the fees, lease payments, or service payments  
411 provided for in the comprehensive agreement comply with this  
412 section. Fees or lease payments established in the comprehensive  
413 agreement as a source of revenue may be in addition to, or in  
414 lieu of, service payments.

415 9. Duties of the private entity, including the terms and  
416 conditions that the board or direct-support organization  
417 determines serve the public purpose of this section.

418 10. A limitation on the term of the comprehensive agreement  
419 not to exceed 30 years, inclusive of all renewal terms.

420 11. A provision under which each entity agrees to provide  
421 notice of default and cure rights for the benefit of the other  
422 entity, including, but not limited to, a provision regarding  
423 unavoidable delays.

424 12. A provision that terminates the authority and duties of  
425 the private entity under this section and dedicates the  
426 qualifying project to the board or direct-support organization.

427 (b) A comprehensive agreement may not obligate the full  
428 faith and credit of the state, a state university, or the Board  
429 of Governors, but shall only be secured by the revenues of the  
430 board or direct-support organization pledged for such purpose.  
431 Revenues of a board or direct-support organization may not be  
432 pledged to secure, or be used to make payments on or in relation  
433 to, a comprehensive agreement, nor shall any debt of a board or  
434 direct-support organization be created, except as provided in s.  
435 1010.62, and only the revenues authorized to be used pursuant to

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436 s. 1010.62 may be used to secure or pay obligations under or  
437 related to such agreement. In addition, a comprehensive  
438 agreement may not contain any provisions limiting the ability of  
439 the state university or direct-support organization to perform  
440 its functions, including any limitation on the ability to  
441 perform responsibilities and duties relating to debt issued for,  
442 by or on behalf of the state university or direct-support  
443 organization.

444 (7) FINANCING.—

445 (a) A private entity may enter into a private-source  
446 financing agreement between financing sources and the private  
447 entity. A financing agreement must be paid in full at the  
448 applicable closing that transfers ownership or operation of the  
449 facility to the board or direct-support organization at the  
450 conclusion of the term of the comprehensive agreement. In the  
451 event of a material default by the private entity, the board or  
452 the direct-support organization will assume ownership or  
453 operation of the qualifying project pursuant to the terms of the  
454 comprehensive agreement.

455 (b) The board or direct-support organization may use  
456 innovative finance techniques associated with a public-private  
457 partnership under this section, including, but not limited to,  
458 federal loans as provided in Titles 23 and 49 C.F.R., commercial  
459 bank loans, and hedges against inflation from commercial banks  
460 or other private sources. In addition, the board or direct-  
461 support organization may provide its own capital or operating  
462 budget to support a qualifying project. The budget may be from  
463 any legally permissible funding sources of the board or direct-  
464 support organization, including the proceeds of debt issuances.



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465 A financing agreement may not subject the board's or direct-  
466 support organization's facility to liens in violation of s.  
467 11.066(5).

468 (8) RESPONSIBILITIES OF THE PRIVATE ENTITY.-

469 (a) The private entity shall:

470 1. Develop or operate the qualifying project in a manner  
471 that is acceptable to the board or direct-support organization  
472 in accordance with the provisions of the comprehensive  
473 agreement.

474 2. Maintain, or provide by contract for the maintenance or  
475 improvement of, the qualifying project if required by the  
476 comprehensive agreement.

477 3. Cooperate with the board or direct-support organization  
478 in making best efforts to establish interconnection between the  
479 qualifying project and any other facility or infrastructure as  
480 requested by the board or direct-support organization in  
481 accordance with the provisions of the comprehensive agreement.

482 4. Comply with the comprehensive agreement and a lease or  
483 service contract.

484 (b) Each private facility that is constructed pursuant to  
485 this section must comply with the requirements of federal,  
486 state, and local laws; state, regional, and local comprehensive  
487 plans; the regulations, procedures, and standards for facilities  
488 of the board or direct-support organization, as applicable; and  
489 such other conditions that the board or direct-support  
490 organization determines to be in the public's best interest and  
491 that are included in the comprehensive agreement.

492 (c) The board or direct-support organization may provide  
493 services to the private entity. An agreement for maintenance and

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494 other services entered into pursuant to this section must  
495 provide for full reimbursement for services rendered for  
496 qualifying projects.

497 (d) A private entity of a qualifying project may provide  
498 additional services for the qualifying project to the public or  
499 to other private entities if the provision of additional  
500 services does not impair the private entity's ability to meet  
501 its commitments to the board or direct-support organization  
502 pursuant to the comprehensive agreement and the services do not  
503 differ in kind from those provided under the agreement.

504 (9) EXPIRATION OR TERMINATION OF AGREEMENTS.—Upon the  
505 expiration or termination of a comprehensive agreement, the  
506 board or direct-support organization may use revenues from the  
507 qualifying project to pay current operation and maintenance  
508 costs of the qualifying project. Revenues in excess of the costs  
509 for operation and maintenance costs may be paid to the investors  
510 and lenders to satisfy payment obligations under their  
511 respective agreements if allowed under the provisions of the  
512 comprehensive agreement. A board or direct-support organization  
513 may terminate with cause and without prejudice a comprehensive  
514 agreement and may exercise other rights or remedies that may be  
515 available to it in accordance with the provisions of the  
516 comprehensive agreement. The assumption of the development or  
517 operation of the qualifying project does not obligate the board  
518 or direct-support organization to pay an obligation of the  
519 private entity from sources other than revenues from the  
520 qualifying project.

521 (10) SOLE AUTHORITY.—This section shall provide the sole  
522 authority for a state university or direct-support organization

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523 to enter into a comprehensive agreement.

524 (11) SOVEREIGN IMMUNITY.-A comprehensive agreement may not  
525 be construed as waiving the sovereign immunity of the state or  
526 as a grant of sovereign immunity to a private entity.

527 (12) ANNUAL REPORT.-For any comprehensive agreement  
528 executed by a state university or direct-support organization  
529 after the effective date of this act, the university shall  
530 prepare an annual report to the Board of Governors which updates  
531 information provided for the initial approval of the public-  
532 private partnership and provides any other information required  
533 by the Board of Governors. The format and specific timeframe for  
534 reporting shall be as specified by the Board of Governors.  
535 However, the initial annual report shall be filed no later than  
536 November 30th after the public-private partnership has been in  
537 effect for one full fiscal year.

538 (13) RULES.-The Board of Governors may adopt such rules as  
539 may be necessary for carrying out all of the requirements of  
540 this section and may do all things necessary to carry out the  
541 powers granted under this section. The Board of Governors may  
542 establish additional restrictions relating to public-private  
543 partnerships but may not take any action which would reduce the  
544 requirements of this section.

545 (14) APPLICABILITY OF OTHER LAWS.-This section does not  
546 waive any requirement in s. 255.103, s. 287.055, or s. 1013.45,  
547 if applicable.

548 Section 2. This act shall take effect July 1, 2014.