

By Senator Richter

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1 A bill to be entitled
2 An act relating to the New Markets Development
3 Program; amending s. 288.9914, F.S.; increasing the
4 total amount of tax credits available during the
5 existence of the New Markets Development Program;
6 amending s. 288.9915, F.S.; revising the limitation on
7 the amount of cash interest payments that a qualified
8 community development entity may make on a long-term
9 debt security; providing an effective date.

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

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13 Section 1. Paragraph (c) of subsection (3) of section
14 288.9914, Florida Statutes, is amended to read:

15 288.9914 Certification of qualified investments; investment
16 issuance reporting.—

17 (3) REVIEW.—

18 (c) The department may not approve a cumulative amount of
19 qualified investments that may result in the claim of more than
20 \$195 ~~\$97.5~~ million in tax credits during the existence of the
21 program or more than \$20 million in tax credits in a single
22 state fiscal year. However, the potential for a taxpayer to
23 carry forward an unused tax credit may not be considered in
24 calculating the annual limit.

25 Section 2. Subsection (1) of section 288.9915, Florida
26 Statutes, is amended to read:

27 288.9915 Use of proceeds from qualified investments;
28 recordkeeping.—

29 (1) A qualified community development entity may not make

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30 cash interest payments on a long-term debt security that is a
31 qualified investment in excess of the entity's cumulative
32 operating income, calculated without giving effect to the
33 interest expense on such long-term debt security, for 7 ~~6~~ years
34 after ~~following~~ the date of issuance of the security.

35 Section 3. This act shall take effect July 1, 2012.