

1                   A bill to be entitled  
2           An act relating to the World Bowling Village  
3           facility; amending s. 212.20, F.S.; providing  
4           for distribution of a portion of revenues from  
5           the tax on sales, use, and other transactions  
6           to such facility; creating s. 288.1171, F.S.;  
7           providing for certification of such facility by  
8           the Office of Tourism, Trade, and Economic  
9           Development of the Executive Office of the  
10          Governor; providing requirements for  
11          certification; providing for use of the funds  
12          distributed to the facility; requiring  
13          specified notice; providing a time limit for  
14          opening the facility; specifying when  
15          distribution of funds begins; providing for  
16          audits by the Department of Revenue; providing  
17          for periodic recertification; abating or  
18          reducing funding under certain circumstances;  
19          providing for the creation of new Florida jobs;  
20          providing an effective date.

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22           WHEREAS, the World Bowling Village would contain the  
23          world headquarters of Bowling, Inc., a not-for-profit  
24          consortium of major bowling organizations, which would create  
25          new jobs for the State of Florida, and

26           WHEREAS, the World Bowling Village would receive  
27          national and international media promotion and attention to  
28          the extent of promoting the quality of life in Florida so as  
29          to attract national and international tourists and  
30          sports-related industry, and

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1           WHEREAS, additional generated tourism has a positive  
2 impact on both the taxes and economy of the state and  
3 additional economic development enhances employment  
4 opportunities for Florida citizens as well as expanding the  
5 tax base, and

6           WHEREAS, the Florida Legislature has directed the  
7 Office of Tourism, Trade, and Economic Development to guide,  
8 stimulate, and promote the sports industry in the state, and

9           WHEREAS, the establishment of a World Bowling Village  
10 facility would, in addition to educational and job opportunity  
11 enhancement, accomplish the goals established for sports  
12 promotion in the state, NOW, THEREFORE,

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

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16           Section 1. Paragraph (f) of subsection (6) of section  
17 212.20, Florida Statutes, 1998 Supplement, is amended to read:

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

21           (6) Distribution of all proceeds under this chapter  
22 shall be as follows:

23           (f) The proceeds of all other taxes and fees imposed  
24 pursuant to this chapter shall be distributed as follows:

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

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

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

8           4. After the distribution under subparagraphs 1., 2.,  
9 and 3., 0.054 percent shall be transferred to the Local  
10 Government Half-cent Sales Tax Clearing Trust Fund and  
11 distributed pursuant to s. 218.65.

12           5. Of the remaining proceeds:

13           a. Beginning July 1, 1992, \$166,667 shall be  
14 distributed monthly by the department to each applicant that  
15 has been certified as a "facility for a new professional  
16 sports franchise" or a "facility for a retained professional  
17 sports franchise" pursuant to s. 288.1162 and \$41,667 shall be  
18 distributed monthly by the department to each applicant that  
19 has been certified as a "new spring training franchise  
20 facility" pursuant to s. 288.1162. Distributions shall begin  
21 60 days following such certification and shall continue for 30  
22 years. Nothing contained herein shall be construed to allow an  
23 applicant certified pursuant to s. 288.1162 to receive more in  
24 distributions than actually expended by the applicant for the  
25 public purposes provided for in s. 288.1162(7). However, a  
26 certified applicant shall receive distributions up to the  
27 maximum amount allowable and undistributed under this section  
28 for additional renovations and improvements to the facility  
29 for the franchise without additional certification.

30           b. Beginning 30 days after notice by the Office of  
31 Tourism, Trade, and Economic Development to the Department of

1 Revenue that an applicant has been certified as the  
2 professional golf hall of fame pursuant to s. 288.1168 and is  
3 open to the public, \$166,667 shall be distributed monthly, for  
4 up to 300 months, to the applicant.

5 c. Beginning 30 days after notice by the Department of  
6 Commerce to the Department of Revenue that the applicant has  
7 been certified as the International Game Fish Association  
8 World Center facility pursuant to s. 288.1169, and the  
9 facility is open to the public, \$83,333 shall be distributed  
10 monthly, for up to 180 months, to the applicant. This  
11 distribution is subject to reduction pursuant to s. 288.1169.

12 d. Beginning 30 days after notice by the Office of  
13 Tourism, Trade, and Economic Development to the Department of  
14 Revenue that the applicant has been certified as the World  
15 Bowling Village facility pursuant to s. 288.1171, and the  
16 facility is open to the public, \$166,667 shall be distributed  
17 monthly, for up to 240 months, to the applicant. This  
18 distribution is subject to reduction pursuant to s. 288.1171.

19 6. All other proceeds shall remain with the General  
20 Revenue Fund.

21 Section 2. Section 288.1171, Florida Statutes, is  
22 created to read:

23 288.1171 World Bowling Village facility; duties.--

24 (1) The Office of Tourism, Trade, and Economic  
25 Development shall serve as the state agency for screening  
26 applicants for state funding pursuant to s. 212.20 and for  
27 certifying one applicant as the World Bowling Village facility  
28 in the state.

29 (2) Prior to certifying the World Bowling Village  
30 facility, the Office of Tourism, Trade, and Economic  
31 Development must determine that:

1           (a) The World Bowling Village facility is a bowling  
2 complex consisting of bowling lanes, stadium seating, offices,  
3 a national training center, and a research and development  
4 center.

5           (b) The applicant is a unit of local government as  
6 defined in s. 218.369 or a private sector group that has  
7 contracted to construct or operate the World Bowling Village  
8 facility on land owned by a unit of local government.

9           (c) The municipality in which the World Bowling  
10 Village facility is located, or the county if the facility is  
11 located in an unincorporated area, has certified by resolution  
12 after a public hearing that the application serves a public  
13 purpose.

14           (d) There is an independent analysis or study, using  
15 methodology approved by the Office of Tourism, Trade, and  
16 Economic Development, which demonstrates that the amount of  
17 the revenues generated by the taxes imposed under chapter 212  
18 with respect to the use and operation of the World Bowling  
19 Village facility will equal or exceed \$2 million annually.

20           (e) Documentation exists that demonstrates that the  
21 applicant has provided, is capable of providing, or has  
22 financial or other commitments to provide more than one-half  
23 of the costs incurred or related to the improvement and  
24 development of the facility.

25           (f) The application is signed by an official senior  
26 executive of the applicant and is notarized according to  
27 Florida law providing for penalties for falsification.

28           (g) The World Bowling Village facility applicant has  
29 submitted an agreement to provide \$2 million annually in  
30 national and international media promotion of the World  
31 Bowling Village facility, Florida, Central Florida, and

1 Florida tourism through the World Bowling Village facility at  
2 the then current commercial rate, during the period of time  
3 that the facility receives funds pursuant to s. 212.20. The  
4 Office of Tourism, Trade and Economic Development and the  
5 World Bowling Village facility must agree annually on a  
6 reasonable percentage of advertising specifically allocated  
7 for generic Florida advertising. Failure on the part of the  
8 World Bowling Village facility to annually provide the  
9 advertising as provided in this paragraph shall result in the  
10 termination of funding as provided in s. 212.20.

11 (3) The applicant may use funds provided pursuant to  
12 s. 212.20 for the public purpose of paying for the  
13 construction, reconstruction, renovation, furnishings,  
14 equipment, or operation of the World Bowling Village facility,  
15 or to pay or pledge for payment of debt service on, or to fund  
16 debt service reserve funds, arbitrage rebate obligations, or  
17 other amounts payable with respect to, bonds issued for the  
18 construction, reconstruction, build-out, or renovation of the  
19 facility or for the reimbursement of such costs or the  
20 refinancing of bonds issued for such purpose.

21 (4) Upon determining that an applicant is or is not  
22 certifiable, the Office of Tourism, Trade, and Economic  
23 Development shall notify the applicant of his or her status by  
24 means of an official letter. If certifiable, the Office of  
25 Tourism, Trade, and Economic Development shall notify the  
26 executive director of the Department of Revenue and the  
27 applicant of such certification by means of an official letter  
28 granting certification. From the date of such certification,  
29 the applicant shall have 5 years to open the World Bowling  
30 Village facility to the public and notify the Office of  
31 Tourism, Trade, and Economic Development of such opening. The

1 Department of Revenue shall not begin distributing funds until  
2 30 days following notice by the Office of Tourism, Trade, and  
3 Economic Development that the World Bowling Village facility  
4 is open to the public.

5 (5) The Department of Revenue may audit as provided in  
6 s. 213.34 to verify that the distributions under this section  
7 have been expended as required by this section.

8 (6) The Office of Tourism, Trade, and Economic  
9 Development must recertify every 10 years that the facility is  
10 open and is meeting the minimum projections for sales tax  
11 revenues as required at the time of original certification.

12 If the facility is not certified as meeting the minimum  
13 projections, then funding will be abated until certification  
14 criteria are met. If the project fails to generate \$2 million  
15 of annual revenues pursuant to paragraph (2)(d), the  
16 distribution of revenues pursuant to s. 212.20(6)(f)5.d. shall  
17 be reduced to an amount equal to \$166,667 multiplied by a  
18 fraction, the numerator of which is the actual revenues  
19 generated and the denominator of which is \$2 million. Such  
20 reduction shall remain in effect until revenues generated by  
21 the project in a 12-month period equal or exceed \$2 million.

22 Section 3. (1) In order to qualify for the  
23 distribution pursuant to section 212.20(6)5.d., Florida  
24 Statutes, the World Bowling Village must create at least 30  
25 new Florida jobs. For the purpose of this section, the term  
26 "new Florida job" means a position filled with an existing  
27 Florida resident.

28 (2) The Office of Tourism, Trade, and Economic  
29 Development shall:

30 (a) Document the number of new Florida jobs created by  
31 the World Bowling Village; and

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(b) Once 30 new Florida jobs have been created and documented, certify such to the Department of Revenue.

Section 4. This act shall take effect July 1, 1999.