

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

Representative(s) Gay offered the following:

Amendment (with title amendment)

On page 5, between lines 8&9, of the bill

insert:

Section 3. Paragraph (d) of subsection (7) of section 163.01, Florida Statutes, is amended to read:

163.01 Florida Interlocal Cooperation Act of 1969.--

(7)(d) Notwithstanding the provisions of paragraph (c), any separate legal entity created pursuant to this section and controlled by the municipalities or counties of this state or by one or more municipality and one or more county of this state, the membership of which consists or is to consist of municipalities only, counties only, or one or more municipality and one or more county, may, for the purpose of financing or refinancing any capital projects, exercise all powers in connection with the authorization, issuance, and sale of bonds. Notwithstanding any limitations provided in this section, all of the privileges, benefits, powers, and terms of part I of chapter 125, part II of chapter 166, and

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1 part I of chapter 159 shall be fully applicable to such
2 entity. Bonds issued by such entity shall be deemed issued on
3 behalf of the counties or municipalities which enter into loan
4 agreements with such entity as provided in this paragraph.
5 Any loan agreement executed pursuant to a program of such
6 entity shall be governed by the provisions of part I of
7 chapter 159 or, in the case of counties, part I of chapter
8 125, or in the case of municipalities and charter counties,
9 part II of chapter 166. Proceeds of bonds issued by such
10 entity may be loaned to counties or municipalities of this
11 state or a combination of municipalities and counties, whether
12 or not such counties or municipalities are also members of the
13 entity issuing the bonds. The issuance of bonds by such
14 entity to fund a loan program to make loans to municipalities
15 or counties or a combination of municipalities and counties
16 with one another for capital projects to be identified
17 subsequent to the issuance of the bonds to fund such loan
18 programs is deemed to be a paramount public purpose. Any
19 entity so created may also issue bond anticipation notes, as
20 provided by s. 215.431, in connection with the authorization,
21 issuance, and sale of such bonds. In addition, the governing
22 body of such legal entity may also authorize bonds to be
23 issued and sold from time to time and may delegate, to such
24 officer, official, or agent of such legal entity as the
25 governing body of such legal entity may select, the power to
26 determine the time; manner of sale, public or private;
27 maturities; rate or rates of interest, which may be fixed or
28 may vary at such time or times and in accordance with a
29 specified formula or method of determination; and other terms
30 and conditions as may be deemed appropriate by the officer,
31 official, or agent so designated by the governing body of such

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1 legal entity. However, the amounts and maturities of such
2 bonds and the interest rate or rates of such bonds shall be
3 within the limits prescribed by the governing body of such
4 legal entity and its resolution delegating to such officer,
5 official, or agent the power to authorize the issuance and
6 sale of such bonds. A local government self-insurance fund
7 established under this section may financially guarantee bonds
8 or bond anticipation notes issued or loans made under this
9 subsection. Bonds issued pursuant to this paragraph may be
10 validated as provided in chapter 75. The complaint in any
11 action to validate such bonds shall be filed only in the
12 Circuit Court for Leon County. The notice required to be
13 published by s. 75.06 shall be published only in Leon County,
14 and the complaint and order of the circuit court shall be
15 served only on the State Attorney of the Second Judicial
16 Circuit and on the state attorney of each circuit in each
17 county where the public agencies which were initially a party
18 to the agreement are located. Notice of such proceedings shall
19 be published in the manner and the time required by s. 75.06
20 in Leon County and in each county where the public agencies
21 which were initially a party to the agreement are located.
22 Obligations of any county or municipality pursuant to a loan
23 agreement as described in this paragraph may be validated as
24 provided in chapter 75.

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27 ===== T I T L E A M E N D M E N T =====

28 And the title is amended as follows:

29 On page 1, line 10,

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31 after the semicolon, insert:

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amending s. 163.01, F.S.; allowing local
government self-insurance reserves to be used
to guarantee local government obligations under
certain circumstances;