

Bill No. CS for SB 432

Barcode 651134

CHAMBER ACTION

Senate

House

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The Committee on Transportation and Economic Development  
Appropriations (Fasano) recommended the following amendment:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause

and insert:

Section 1. Subsection (1) of section 311.22, Florida  
Statutes, is amended to read:

311.22 Additional authorization for funding certain  
dredging projects.--

(1) The Florida Seaport Transportation and Economic  
Development Council shall establish a program to fund dredging  
projects in counties having a population of fewer than 300,000  
according to the last official census. Funds made available  
under this program may be used to fund approved projects for  
the dredging or deepening of channels, turning basins, or  
harbors on a 25-percent local ~~50-50~~ matching basis with any  
port authority, as such term is defined in s. 315.02(2), which  
complies with the permitting requirements in part IV of  
chapter 373 and the local financial management and reporting

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1 provisions of part III of chapter 218.

2 Section 2. Section 320.20, Florida Statutes, is  
3 amended to read:

4 320.20 Disposition of license tax moneys.--The revenue  
5 derived from the registration of motor vehicles, including any  
6 delinquent fees and excluding those revenues collected and  
7 distributed under the provisions of s. 320.081, must be  
8 distributed monthly, as collected, as follows:

9 (1) The first proceeds, to the extent necessary to  
10 comply with the provisions of s. 18, Art. XII of the State  
11 Constitution of 1885, as adopted by s. 9(d), Art. XII, 1968  
12 revised constitution, and the additional provisions of s. 9(d)  
13 and s. 1010.57, must be deposited in the district Capital  
14 Outlay and Debt Service School Trust Fund.

15 (2) Twenty-five million dollars per year of such  
16 revenues must be deposited in the State Transportation Trust  
17 Fund, with priority use assigned to completion of the  
18 interstate highway system. However, any excess funds may be  
19 utilized for general transportation purposes, consistent with  
20 the Department of Transportation's legislatively approved  
21 objectives.

22 (3) Notwithstanding any other provision of law except  
23 subsections (1) and (2), on July 1, 1996, and annually  
24 thereafter, \$15 million shall be deposited in the State  
25 Transportation Trust Fund solely for the purposes of funding  
26 the Florida Seaport Transportation and Economic Development  
27 Program as provided for in chapter 311. Upon the issuance of  
28 bonds pursuant to s. 311.23 which legally defease all  
29 outstanding Florida Ports Financing Commission Series 1996 and  
30 1999 Bonds, such deposit shall be subject to appropriation.  
31 Such revenues shall be distributed to any port listed in s.

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1 311.09(1), to be used for funding projects as follows:

2 (a) For any seaport intermodal access projects that  
3 are identified in the tentative work program of the Department  
4 of Transportation for the 2007-2008 to 2011-2012 fiscal years,  
5 up to the amounts needed to offset the funding requirements of  
6 this section.

7 (b) For seaport intermodal access projects as  
8 described in s. 341.053(6) which are identified in the 5-year  
9 Florida Seaport Mission Plan as provided in s. 311.09(3),  
10 funding shall require at least a 25-percent match of the funds  
11 received pursuant to this subsection. Matching funds shall  
12 come from any port funds, federal funds, local funds, or  
13 private funds.

14 (c) For seaport projects as described in s.  
15 311.07(3)(b), funds shall be provided on a 50-50 matching  
16 basis.

17 (d) For seaport intermodal access projects that  
18 involve the dredging or deepening of channels, turning basins,  
19 or harbors, or the construction or rehabilitation of wharves,  
20 docks, or similar structures, funding shall require at least a  
21 25-percent match of the funds received pursuant to this  
22 subsection. Matching funds shall come from any port funds,  
23 federal funds, local funds, or private funds. ~~on a 50-50~~  
24 matching basis to any port listed in s. 311.09(1) to be used  
25 for funding projects as described in s. 311.07(3)(b).

26  
27 Such revenues may be assigned, pledged, or set aside as a  
28 trust for the payment of principal or interest on bonds issued  
29 pursuant to s. 311.23, tax anticipation certificates, or any  
30 other form of indebtedness issued by an individual port or  
31 appropriate local government having jurisdiction thereof, or

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1 ~~collectively by interlocal agreement among any of the ports,~~  
2 ~~or used to purchase credit support to permit such borrowings.~~  
3 However, such debt shall not constitute a general obligation  
4 of the State of Florida. The state does hereby covenant with  
5 holders of such revenue bonds or other instruments of  
6 indebtedness issued hereunder that it will not repeal or  
7 impair or amend in any manner which will materially and  
8 adversely affect the rights of such holders so long as bonds  
9 authorized by this section are outstanding. Any revenues  
10 which are not pledged to the repayment of bonds as authorized  
11 by this section may be utilized for purposes authorized under  
12 the Florida Seaport Transportation and Economic Development  
13 Program. This revenue source is in addition to any amounts  
14 provided for and appropriated in accordance with s. 311.07.  
15 The Florida Seaport Transportation and Economic Development  
16 Council shall submit to the Department of Transportation a  
17 list of strategic transportation, economic development, and  
18 freight mobility projects that contribute to the economic  
19 growth of the state and that ~~approve distribution of funds to~~  
20 ~~ports for projects which~~ have been approved pursuant to s.  
21 311.09(5)-(9). The council and the Department of  
22 Transportation shall mutually agree upon the prioritization  
23 and selection of projects for funding. The Department of  
24 Transportation shall include the selected projects for funding  
25 in the tentative work program developed pursuant to s.  
26 339.135. The council and the Department of Transportation are  
27 authorized to perform such acts as are required to facilitate  
28 and implement the provisions of this subsection, including the  
29 funding of approved projects by the use of other state funding  
30 programs, local contributions from seaports, and the creative  
31 use of federal funds. To better enable the ports to cooperate

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1 to their mutual advantage, the governing body of each port may  
2 exercise powers provided to municipalities or counties in s.  
3 163.01(7)(d) subject to the provisions of chapter 311 and  
4 special acts, if any, pertaining to a port. The use of funds  
5 provided pursuant to this subsection are limited to eligible  
6 projects listed in this subsection. Income derived from a  
7 project completed with the use of program funds, beyond  
8 operating costs and debt service, shall be restricted to  
9 further port capital improvements consistent with maritime  
10 purposes and for no other purpose. Use of such income for  
11 nonmaritime purposes is prohibited. The provisions of s.  
12 311.07(4) do not apply to any funds received pursuant to this  
13 subsection. The revenues available under this subsection shall  
14 not be pledged to the payment of any bonds other than the  
15 Florida Ports Financing Commission Series 1996 and Series 1999  
16 Bonds currently outstanding; provided, however, such revenues  
17 may be pledged to secure payment of refunding bonds to  
18 refinance the Florida Ports Financing Commission Series 1996  
19 and Series 1999 Bonds. The Department of Transportation is  
20 authorized, pursuant to s. 311.23, to request the issuance of  
21 bonds pledging the revenues provided in this subsection and  
22 subsection (4), including bonds issued to refund the Florida  
23 Ports Financing Commission Series 1996 and Series 1999 Bonds.  
24 All bonds issued pursuant to this subsection shall mature not  
25 later than June 1, 2037. No refunding bonds secured by  
26 revenues available under this subsection may be issued with a  
27 final maturity later than the final maturity of the Florida  
28 Ports Financing Commission Series 1996 and Series 1999 Bonds  
29 or which provide for higher debt service in any year than is  
30 currently payable on such bonds. Any revenue bonds or other  
31 indebtedness issued after July 1, 2000, other than refunding

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1 ~~bonds shall be issued by the Division of Bond Finance at the~~  
2 ~~request of the Department of Transportation pursuant to the~~  
3 ~~State Bond Act.~~

4 (4) Notwithstanding any other provision of law except  
5 subsections (1), (2), and (3), on July 1, 1999, and annually  
6 thereafter, \$10 million shall be deposited in the State  
7 Transportation Trust Fund solely for the purposes of funding  
8 the Florida Seaport Transportation and Economic Development  
9 Program as provided in chapter 311 and for funding seaport  
10 intermodal access projects of statewide significance as  
11 provided in s. 341.053. Upon the issuance of bonds pursuant to  
12 s. 311.23 which legally defease all outstanding Florida Ports  
13 Financing Commission Series 1996 and 1999 Bonds, such deposit  
14 shall be subject to appropriation. Such revenues shall be  
15 distributed to any port listed in s. 311.09(1), to be used for  
16 funding projects as follows:

17 (a) For any seaport intermodal access projects that  
18 are identified in the 1997-1998 Tentative Work Program of the  
19 Department of Transportation, up to the amounts needed to  
20 offset the funding requirements of this section.

21 (b) For seaport intermodal access projects as  
22 described in s. 341.053(5) that are identified in the 5-year  
23 Florida Seaport Mission Plan as provided in s. 311.09(3).  
24 Funding for such projects shall be on a matching basis as  
25 mutually determined by the Florida Seaport Transportation and  
26 Economic Development Council and the Department of  
27 Transportation, provided a minimum of 25 percent of total  
28 project funds shall come from any port funds, local funds,  
29 private funds, or specifically earmarked federal funds.

30 (c) On a 50-50 matching basis for projects as  
31 described in s. 311.07(3)(b).

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1 (d) For seaport intermodal access projects that  
 2 involve the dredging or deepening of channels, turning basins,  
 3 or harbors, ~~+~~ or the construction or rehabilitation of wharves,  
 4 docks, or similar structures. Funding for such projects shall  
 5 require a 25-percent match of the funds received pursuant to  
 6 this subsection. Matching funds shall come from any port  
 7 funds, federal funds, local funds, or private funds.

8  
 9 Such revenues may be assigned, pledged, or set aside as a  
 10 trust for the payment of principal or interest on bonds issued  
 11 pursuant to s. 311.23, ~~tax anticipation certificates, or any~~  
 12 ~~other form of indebtedness issued by an individual port or~~  
 13 ~~appropriate local government having jurisdiction thereof, or~~  
 14 ~~collectively by interlocal agreement among any of the ports,~~  
 15 ~~or used to purchase credit support to permit such borrowings.~~  
 16 However, such debt shall not constitute a general obligation  
 17 of the state. This state does hereby covenant with holders of  
 18 such revenue bonds or other instruments of indebtedness issued  
 19 hereunder that it will not repeal or impair or amend this  
 20 subsection in any manner which will materially and adversely  
 21 affect the rights of holders so long as bonds authorized by  
 22 this subsection are outstanding. Any revenues that are not  
 23 pledged to the repayment of bonds as authorized by this  
 24 section may be utilized for purposes authorized under the  
 25 Florida Seaport Transportation and Economic Development  
 26 Program. This revenue source is in addition to any amounts  
 27 provided for and appropriated in accordance with s. 311.07 and  
 28 subsection (3). The Florida Seaport Transportation and  
 29 Economic Development Council shall submit to the Department of  
 30 Transportation a list of strategic transportation, economic  
 31 development, and freight mobility projects that contribute to

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1 the economic growth of the state and ~~approve distribution of~~  
2 ~~funds to ports for projects~~ that have been approved pursuant  
3 to s. 311.09(5)-(9), or that have been approved for seaport  
4 intermodal access projects identified in the 5-year Florida  
5 Seaport Mission Plan as provided in s. 311.09(3) ~~and mutually~~  
6 ~~agreed upon by the FSTED Council and the Department of~~  
7 ~~Transportation. The council and the Department of~~  
8 Transportation shall mutually agree upon the prioritization  
9 and selection of projects for funding. The Department of  
10 Transportation shall include the selected projects for funding  
11 in the tentative work program developed pursuant to s.  
12 339.135. All contracts for actual construction of projects  
13 authorized by this subsection must include a provision  
14 encouraging employment of participants in the welfare  
15 transition program. The goal for employment of participants in  
16 the welfare transition program is 25 percent of all new  
17 employees employed specifically for the project, unless the  
18 Department of Transportation and the Florida Seaport  
19 Transportation and Economic Development Council demonstrate  
20 that such a requirement would severely hamper the successful  
21 completion of the project. In such an instance, Workforce  
22 Florida, Inc., shall establish an appropriate percentage of  
23 employees that must be participants in the welfare transition  
24 program. The council and the Department of Transportation are  
25 authorized to perform such acts as are required to facilitate  
26 and implement the provisions of this subsection, including the  
27 funding of approved projects by the use of other state funding  
28 programs, local contributions from seaports, and the creative  
29 use of federal funds. To better enable the ports to cooperate  
30 to their mutual advantage, the governing body of each port may  
31 exercise powers provided to municipalities or counties in s.



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1 163.01(7)(d) subject to the provisions of chapter 311 and  
2 special acts, if any, pertaining to a port. The use of funds  
3 provided pursuant to this subsection is limited to eligible  
4 projects listed in this subsection. The provisions of s.  
5 311.07(4) do not apply to any funds received pursuant to this  
6 subsection. The revenues available under this subsection shall  
7 not be pledged to the payment of any bonds other than the  
8 Florida Ports Financing Commission Series 1996 and Series 1999  
9 Bonds currently outstanding; provided, however, such revenues  
10 may be pledged to secure payment of refunding bonds to  
11 refinance the Florida Ports Financing Commission Series 1996  
12 and Series 1999 Bonds. The Department of Transportation is  
13 authorized, pursuant to s. 311.23, to request the issuance of  
14 bonds pledging the revenues provided in subsection (3) and  
15 this subsection, including bonds issued to refund the Florida  
16 Ports Financing Commission Series 1996 and Series 1999 Bonds.  
17 All bonds issued pursuant to this subsection shall mature not  
18 later than June 1, 2037. No refunding bonds secured by  
19 revenues available under this subsection may be issued with a  
20 final maturity later than the final maturity of the Florida  
21 Ports Financing Commission Series 1996 and Series 1999 Bonds  
22 or which provide for higher debt service in any year than is  
23 currently payable on such bonds. Any revenue bonds or other  
24 indebtedness issued after July 1, 2000, other than refunding  
25 bonds shall be issued by the Division of Bond Finance at the  
26 request of the Department of Transportation pursuant to the  
27 State Bond Act.

28 (5)(a) Except as provided in paragraph (c), the  
29 remainder of such revenues must be deposited in the State  
30 Transportation Trust Fund.

31 (b) The Chief Financial Officer each month shall

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1 deposit in the State Transportation Trust Fund an amount,  
 2 drawn from other funds in the State Treasury which are not  
 3 immediately needed or are otherwise in excess of the amount  
 4 necessary to meet the requirements of the State Treasury,  
 5 which when added to such remaining revenues each month will  
 6 equal one-twelfth of the amount of the anticipated annual  
 7 revenues to be deposited in the State Transportation Trust  
 8 Fund under paragraph (a) as determined by the Chief Financial  
 9 Officer after consultation with the revenue estimating  
 10 conference held pursuant to s. 216.136(3). The transfers  
 11 required hereunder may be suspended by action of the  
 12 Legislative Budget Commission in the event of a significant  
 13 shortfall of state revenues.

14 (c) In any month in which the remaining revenues  
 15 derived from the registration of motor vehicles exceed  
 16 one-twelfth of those anticipated annual remaining revenues as  
 17 determined by the Chief Financial Officer after consultation  
 18 with the revenue estimating conference, the excess shall be  
 19 credited to those state funds in the State Treasury from which  
 20 the amount was originally drawn, up to the amount which was  
 21 deposited in the State Transportation Trust Fund under  
 22 paragraph (b). A final adjustment must be made in the last  
 23 months of a fiscal year so that the total revenue deposited in  
 24 the State Transportation Trust Fund each year equals the  
 25 amount derived from the registration of motor vehicles, less  
 26 the amount distributed under subsection (1). For the purposes  
 27 of this paragraph and paragraph (b), the term "remaining  
 28 revenues" means all revenues deposited into the State  
 29 Transportation Trust Fund under paragraph (a) and subsections  
 30 (2) and (3). In order that interest earnings continue to  
 31 accrue to the General Revenue Fund, the Department of

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1 Transportation may not invest an amount equal to the  
 2 cumulative amount of funds deposited in the State  
 3 Transportation Trust Fund under paragraph (b) less funds  
 4 credited under this paragraph as computed on a monthly basis.  
 5 The amounts to be credited under this and the preceding  
 6 paragraph must be calculated and certified to the Chief  
 7 Financial Officer by the Executive Office of the Governor.

8 Section 3. Section 311.23, Florida Statutes, is  
 9 created to read:

10 311.23 Florida Seaport Finance Corporation.--

11 (1)(a) There is created a public benefits corporation,  
 12 which is an instrumentality of the state, to be known as the  
 13 Florida Seaport Finance Corporation.

14 (b) The corporation shall operate under a five-member  
 15 board of directors consisting of the Governor or a designee,  
 16 the Chief Financial Officer or a designee, the Attorney  
 17 General or a designee, the Director of the Division of Bond  
 18 Finance of the State Board of Administration, and the  
 19 Secretary of the Department of Transportation. The Director of  
 20 the Division of Bond Finance shall be the chief executive  
 21 officer of the corporation, shall direct and supervise the  
 22 administrative affairs of the corporation and shall control,  
 23 direct, and supervise the operation of the corporation. The  
 24 corporation shall also have such other officers as are  
 25 determined by the board of directors.

26 (2) The corporation shall have all the powers of a  
 27 corporate body under the laws of the state, including, but not  
 28 limited to, chapters 607 and 617, to the extent not  
 29 inconsistent with or restricted by the provisions of this  
 30 section, including, but not limited to, the power to:

31 (a) Adopt, amend, and repeal bylaws not inconsistent

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1 with this section.

2 (b) Sue and be sued.

3 (c) Adopt and use a common seal.

4 (d) Acquire, purchase, hold, lease, and convey such  
5 real and personal property as is proper or expedient to carry  
6 out the purposes of the corporation and this section, and to  
7 sell, lease, or otherwise dispose of such property.

8 (e) Elect or appoint and employ such officers, agents,  
9 and employees as the corporation deems advisable to operate  
10 and manage the affairs of the corporation, which officers,  
11 agents, and employees may be officers or employees of the  
12 Department of Transportation and the state agencies  
13 represented on the board of directors of the corporation.

14 (f) At the request of the Department of  
15 Transportation, issue bonds necessary for the purpose of  
16 financing or refinancing fixed capital outlay seaport projects  
17 as provided in s. 320.20(3) and (4).

18 (g) Make and execute any and all contracts, trust  
19 agreements, and other instruments and agreements necessary or  
20 convenient to accomplish the purposes of the corporation and  
21 this section.

22 (h) Select, retain, and employ professionals,  
23 contractors, or agents, which may include the Division of Bond  
24 Finance, as shall be necessary or convenient to enable or  
25 assist the corporation in carrying out the purposes of the  
26 corporation and this section.

27 (i) Do any act or thing necessary or convenient to  
28 carry out the purposes of the corporation and this section and  
29 the powers provided in this section.

30 (3) The corporation is authorized to enter into one or  
31 more contracts with the Department of Transportation pursuant

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1 to which the corporation shall finance or refinance fixed  
2 capital outlay seaport projects as provided in s. 320.20(3)  
3 and (4). The Department of Transportation may enter into one  
4 or more such contracts with the corporation and provide for  
5 payments under such contracts pursuant s. 320.20(3) and (4),  
6 subject to annual appropriation by the Legislature. The  
7 proceeds from such contracts may be used for the costs and  
8 expenses of administration of the corporation after payments  
9 as set forth in subsection (3). In compliance with provisions  
10 of s. 287.0641 and other applicable provisions of law, the  
11 obligations of the Department of Transportation under such  
12 contracts shall not constitute a general obligation of the  
13 state or a pledge of the faith and credit or taxing power of  
14 the state, nor shall such obligations be construed in any  
15 manner as an obligation of the State Board of Administration  
16 or the Department of Transportation, except as provided in  
17 this section, but shall be payable solely from amounts  
18 received pursuant to s. 320.20(3) and (4), subject to annual  
19 appropriation by the Legislature. In compliance with this  
20 subsection and s. 287.0582, the contract shall expressly  
21 include the following statement: "The State of Florida's  
22 performance and obligation to pay under this contract is  
23 contingent upon an annual appropriation by the Legislature."

24 (4) The corporation may issue bonds payable from and  
25 secured by amounts payable to the corporation by the  
26 Department of Transportation under a contract entered into  
27 pursuant to subsection (3) for the purpose of financing or  
28 refinancing fixed capital outlay seaport projects as provided  
29 in s. 320.20 (3) and (4). Any such indebtedness of the  
30 corporation shall not constitute a debt or obligation of the  
31 state or a pledge of the faith and credit or taxing power of

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1 the state, but shall be payable from and secured by payments  
 2 made by the Department of Transportation under the contract.  
 3 Bonds issued pursuant to this section are payable from, and  
 4 secured by a first lien on, funds available pursuant to s.  
 5 320.20 (3) and (4), subject to annual appropriation. The bonds  
 6 shall be subject to the provisions of s. 320.20 (3) and (4).  
 7 Such funds may be assigned and pledged as security and  
 8 deposited in trust with the State Board of Administration  
 9 pursuant to the terms of an agreement entered into among the  
 10 Department of Transportation, the Division of Bond Finance,  
 11 and the State Board of Administration.

12 (5) The fulfillment of the purposes of the corporation  
 13 promotes the health, safety, and general welfare of the people  
 14 of the state and serves as essential governmental functions  
 15 and a paramount public purpose.

16 (6) The corporation is exempt from taxation and  
 17 assessments of any nature whatsoever upon its income and any  
 18 property, assets, or revenues acquired, received, or used in  
 19 the furtherance of the purposes provided in this chapter. The  
 20 bonds of the corporation incurred pursuant to subsection (4)  
 21 and the interest and income thereon and all security  
 22 agreements, letters of credit, liquidity facilities, or other  
 23 obligations or instruments arising out of, entered into in  
 24 connection therewith, or given to secure payment thereof are  
 25 exempt from all taxation, provided such exemption does not  
 26 apply to any tax imposed by chapter 220 on the interest,  
 27 income, or profits on debt obligations owned by corporations.

28 (7) The corporation may validate bonds issued pursuant  
 29 to this section and the validity and enforceability of any  
 30 contracts providing for payments pledged to the payment  
 31 thereof by proceedings under chapter 75. The validation

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1 complaint shall be filed only in the Circuit Court for Leon  
 2 County. The notice required to be published by s. 75.06 shall  
 3 be published in Leon County, and the complaint and order of  
 4 the circuit court shall be served only on the State Attorney  
 5 for the Second Judicial Circuit. Sections 75.04(2) and  
 6 75.06(2) shall not apply to a complaint for validation filed  
 7 as authorized in this subsection. The first bonds issued  
 8 pursuant to this section shall be validated.

9       (8) The corporation shall not be deemed to be a  
 10 special district for purposes of chapter 189 or a unit of  
 11 local government for purposes of part III of chapter 218. The  
 12 provisions of chapters 120 and 215, except the limitation on  
 13 interest rates provided by s. 215.84 which applies to  
 14 obligations of the corporation issued pursuant to this  
 15 section, and part I of chapter 287, except ss. 287.0582 and  
 16 287.0641, shall not apply to this section, the corporation  
 17 created hereby, the contracts entered into pursuant to this  
 18 section, or to bonds issued by the corporation as contemplated  
 19 in this section.

20       (9) In no event shall any of the benefits or earnings  
 21 of the corporation inure to the benefit of any private person.

22       (10) Upon dissolution of the corporation, title to all  
 23 property owned by the corporation shall revert to the state.

24       (11) The corporation may contract with the State Board  
 25 of Administration to serve as trustee with respect to bonds  
 26 issued by the corporation as contemplated by this section and  
 27 to hold, administer, and invest proceeds of such bonds and  
 28 other funds of the corporation and to perform other services  
 29 required by the corporation. The State Board of Administration  
 30 may perform such services and may contract with others to  
 31 provide all or a part of such services and to recover its and

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1 such other costs and expenses thereof.

2       (12) The Department of Transportation and any  
3 participating port that is governed by a public body, local  
4 governments, or local governments collectively by interlocal  
5 agreement having jurisdiction of a seaport project may enter  
6 into an interlocal agreement with the Department of  
7 Transportation to promote the efficient and cost-effective  
8 financing or refinancing of approved projects pursuant to this  
9 section. The terms of such interlocal agreements shall include  
10 provisions for the Department of Transportation to request the  
11 issuance by the corporation of the bonds on behalf of the  
12 ports or local governments described above; may provide that  
13 each party to the agreement is contractually liable for a  
14 share of funding an amount equal to the debt service  
15 requirements of such bonds; and shall include any other terms,  
16 provisions, or covenants necessary to the making of and full  
17 performance under such interlocal agreement. Repayments made  
18 to the Department of Transportation under any interlocal  
19 agreement are not pledged to the repayment of bonds issued  
20 hereunder, and failure of the local governmental authority to  
21 make such payment shall not affect the obligation of the  
22 Department of Transportation to make payment on any contract  
23 with the corporation.

24       (13) There shall be no liability on the part of, and  
25 no cause of action shall arise against, any board members or  
26 employees of the corporation for any actions taken by them in  
27 the performance of their duties under this paragraph.

28       Section 4. This act shall not effect the validity of  
29 the Florida Ports Financing Commission Series 1996 and 1999  
30 Bonds.

31       Section 5. This act shall take effect July 1, 2007.



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

2 And the title is amended as follows:

3           Delete everything before the enacting clause

4

5 and insert:

6                           A bill to be entitled

7           An act relating to transportation; amending s.

8           311.22, F.S.; revising funding for certain

9           dredging projects; amending s. 320.20, F.S.;

10          prescribing when certain funds will become

11          subject to appropriation; revising the

12          distribution of license tax moneys deposited in

13          the State Transportation Trust Fund for the

14          funding of the Florida Seaport Transportation

15          and Economic Development Program and certain

16          seaport intermodal access projects; requiring

17          the Florida Seaport Transportation and Economic

18          Development Council to submit a list of certain

19          freight mobility projects to the Department of

20          Transportation; requiring that the council and

21          the department agree upon the projects selected

22          for funding; requiring the department to

23          include the selected projects for funding in

24          the tentative work program; providing that

25          specified bonds shall be issued by the Division

26          of Bond Finance at the request of the

27          department; providing for funding the

28          construction of wharves and docks; creating s.

29          311.23, F.S.; creating the Florida Seaport

30          Finance Corporation; providing for membership

31          of its board of directors; providing its powers

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1 and duties; authorizing the issuance and  
2 validation of bonds; exempting the corporation  
3 from taxation; declaring that the corporation  
4 is not a special district; authorizing  
5 interlocal agreements; exempting board members  
6 and employees of the corporation from liability  
7 for certain acts; providing that this act does  
8 not affect the validity of specified Florida  
9 Ports Financing Commission bonds; providing an  
10 effective date.

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