By the Committee on Commerce and Tourism; and Senators Richter
and Bennett

577-02064-12   20121150c1

1   A bill to be entitled

2   An act relating to the New Markets Development

3   Program; amending s. 288.9914, F.S.; revising limits

4   on tax credits that may be claimed by qualified

5   community development entities under the program;

6   amending s. 288.9915, F.S.; revising restrictions on a

7   qualified community development entity's making of

8   cash interest payments on certain long-term debt

9   securities; 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 $40 $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, before giving

CODING: Words stricken are deletions; words underlined are additions.

30 effect to the interest expense of ~~may not make cash interest~~

31 ~~payments on~~ a long-term debt security that is a qualified

32 investment in excess of the entity's <u>cumulative</u> operating

33 <u>income, may not make cash interest payments on such security</u> for

34 <u>7</u> ~~6~~ years <u>after</u> ~~following the~~ issuance of <u>such</u> ~~the~~ security.

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