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1                   A bill to be entitled  
2           An act relating to the Orlando-Orange County  
3           Expressway Authority; amending ss. 348.751 and  
4           348.752, F.S.; renaming the Orlando-Orange County  
5           Expressway System as the "Central Florida Expressway  
6           System"; revising definitions; making technical  
7           changes; amending s. 348.753, F.S.; creating the  
8           Central Florida Expressway Authority; providing for  
9           the transfer of governance and control, legal rights  
10          and powers, responsibilities, terms, and obligations  
11          to the authority; providing conditions for the  
12          transfer; revising the composition of the governing  
13          body of the authority; providing for appointment of  
14          officers of the authority and for the expiration of  
15          terms of standing board members; revising quorum and  
16          voting requirements; conforming terminology and making  
17          technical changes; prohibiting a member or the  
18          executive director of the authority from personally  
19          representing certain persons or entities for a  
20          specified time period; prohibiting a retired or  
21          terminated member or executive director of the  
22          authority from contracting with a business entity  
23          under certain circumstances; requiring authority board  
24          members, employees, and consultants to make certain  
25          annual disclosures; requiring an ethics officer to  
26          review such disclosures; requiring the authority code  
27          of ethics to include a conflict of interest process;  
28          prohibiting authority employees and consultants from  
29          serving on the board during their employment or

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30 contract period; requiring the code of ethics to be  
31 reviewed and updated at least every 2 years; requiring  
32 employees to participate in ongoing ethics education;  
33 providing penalties; amending s. 348.754, F.S.;  
34 providing that the area served by the authority is  
35 within the geopolitical boundaries of Orange,  
36 Seminole, Lake, and Osceola Counties; requiring the  
37 authority to have prior consent from the Secretary of  
38 the Department of Transportation to construct an  
39 extension, addition, or improvement to the expressway  
40 system in Lake County; extending, to 99 years from 40  
41 years, the term of a lease-purchase agreement;  
42 limiting the authority's authority to enter into a  
43 lease-purchase agreement; limiting the use of certain  
44 toll-revenues; providing exceptions; removing the  
45 requirement that the route of a project must be  
46 approved by a municipality before the right-of-way can  
47 be acquired; requiring that the authority encourage  
48 the inclusion of local-, small-, minority-, and women-  
49 owned businesses in its procurement and contracting  
50 opportunities; removing the authority and criteria for  
51 an authority to waive payment and performance bonds  
52 for certain public works projects that are awarded  
53 pursuant to an economic development program;  
54 conforming terminology and making technical changes;  
55 amending ss. 348.7543, 348.7544, 348.7545, 348.7546,  
56 348.7547, 348.755, and 348.756, F.S.; conforming  
57 terminology and making technical changes; amending s.  
58 348.757, F.S.; providing that upon termination of the

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59 lease-purchase agreement of the former Orlando-Orange  
60 County Expressway System, title in fee simple to the  
61 former system shall be transferred to the state;  
62 conforming terminology and making technical changes;  
63 amending ss. 348.758, 348.759, 348.760, 348.761, and  
64 348.765, F.S.; conforming terminology and making  
65 technical changes; amending s. 348.9953, F.S.;

66 limiting the purpose and powers of the Osceola County  
67 Expressway Authority; providing for the termination of  
68 the Osceola County Expressway Authority by a specified  
69 time period; prohibiting the authority from extending  
70 the Poinciana Parkway beyond a specified limit;  
71 amending s. 369.317, F.S.; conforming terminology and  
72 making technical changes; amending s. 369.324, F.S.;

73 revising the membership of the Wekiva River Basin  
74 Commission; conforming terminology; providing criteria  
75 for the transfer of the Osceola County Expressway  
76 System to the Central Florida Expressway Authority;  
77 providing for the repeal of part V of ch. 348, F.S.,  
78 when the Osceola County Expressway System is  
79 transferred to the Central Florida Expressway  
80 Authority; requiring the Central Florida Expressway  
81 Authority to reimburse other governmental entities for  
82 obligations related to the Osceola County Expressway  
83 System; excluding certain obligations and payments of  
84 Osceola County regarding the Poinciana Parkway;  
85 providing for reimbursement after payment of other  
86 obligations; providing a directive to the Division of  
87 Law Revision and Information; providing an effective

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88 date.

89

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

91

92 Section 1. Section 348.751, Florida Statutes, is amended to  
93 read:

94 348.751 Short title.—This part ~~shall be known and~~ may be  
95 cited as the "Central Florida Orlando-Orange County Expressway  
96 Authority Law."

97 Section 2. Section 348.752, Florida Statutes, is amended to  
98 read:

99 348.752 Definitions.—As used in this part ~~The following~~  
100 ~~terms, whenever used or referred to in this law, shall have the~~  
101 ~~following meanings, except in those instances where the context~~  
102 ~~clearly indicates otherwise:~~

103 (1) The term "agency of the state" means ~~and includes~~ the  
104 state and any department of, or corporation, agency, or  
105 instrumentality ~~heretofore or hereafter~~ created, designated, or  
106 established by, the state.

107 (2) The term "authority" means the body politic and  
108 corporate, and agency of the state created by this part.

109 (3) The term "bonds" means ~~and includes~~ the notes, bonds,  
110 refunding bonds, or other evidences of indebtedness or  
111 obligations, in either temporary or definitive form, which the  
112 authority is authorized to issue pursuant to this part.

113 (4) The term "Central Florida Expressway Authority" means  
114 the body politic and corporate, and agency of the state created  
115 by this part.

116 (5) The term "Central Florida Expressway System" means any

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117 expressway and appurtenant facilities, including all approaches,  
118 roads, bridges, and avenues for the expressway and any rapid  
119 transit, trams, or fixed guideways located within the right-of-  
120 way of an expressway.

121 ~~(4) The term "city" means the City of Orlando.~~

122 ~~(5) The term "county" means the County of Orange.~~

123 (6) The term "department" means the Department of  
124 Transportation ~~existing under chapters 334-339.~~

125 (7) The term "expressway" has the same meaning ~~is the same~~  
126 as limited access expressway.

127 (8) The term "federal agency" means and includes the United  
128 States, the President of the United States, and any department  
129 of, or corporation, agency, or instrumentality ~~heretofore or~~  
130 ~~hereafter~~ created, designated, or established by, the United  
131 States.

132 (9) The term "lease-purchase agreement" means the lease-  
133 purchase agreements that ~~which~~ the authority is authorized  
134 ~~pursuant to this part~~ to enter into with the Department of  
135 Transportation pursuant to this part.

136 (10) The term "limited access expressway" means a street or  
137 highway specifically ~~especially~~ designed for through traffic,  
138 and over, from, or to which, a ~~no~~ person does not ~~shall~~ have the  
139 right of easement, use, or access except in accordance with the  
140 rules of ~~and regulations promulgated and established by the~~  
141 authority governing its use ~~for the use of such facility.~~ Such  
142 highways or streets may be parkways that do not allow traffic  
143 by, ~~from which~~ trucks, buses, and other commercial vehicles  
144 ~~shall be excluded,~~ or ~~they may be~~ freeways open to use by all  
145 customary forms of street and highway traffic.

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146 (11) The term ~~"members"~~ means ~~the governing body of the~~  
147 ~~authority, and the term "member" means~~ an individual who serves  
148 on the one of the individuals constituting such governing body  
149 of the authority.

150 (12) The term "Orange County gasoline tax funds" means ~~all~~  
151 the revenue derived from the 80-percent surplus gasoline tax  
152 funds accruing in each year to the Department of Transportation  
153 for use in Orange County under ~~the provisions of s. 9, Art. XII~~  
154 of the State Constitution, after deducting ~~deduction only of~~ any  
155 amounts of said gasoline tax funds previously heretofore pledged  
156 by the department or the county for outstanding obligations.

157 ~~(13) The term "Orlando-Orange County Expressway System"~~  
158 ~~means any and all expressways and appurtenant facilities~~  
159 ~~thereto, including, but not limited to, all approaches, roads,~~  
160 ~~bridges, and avenues of access for said expressway or~~  
161 ~~expressways.~~

162 ~~(13)~~(14) The term "State Board of Administration" means the  
163 body corporate existing under the provisions of s. 4, Art. IV of  
164 the State Constitution, or any successor ~~thereto.~~

165 (14) The term "transportation facilities" means and  
166 includes the mobile and fixed assets, and the associated real or  
167 personal property or rights, used in the transportation of  
168 persons or property by any means of conveyance, and all  
169 appurtenances, such as, but not limited to, highways; limited or  
170 controlled access lanes, avenues of access, and facilities;  
171 vehicles; fixed guideway facilities, including maintenance  
172 facilities; and administrative and other office space for the  
173 exercise by the authority of the powers and obligations granted  
174 in this part.

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175 ~~(15) Words importing singular number include the plural~~  
176 ~~number in each case and vice versa, and words importing persons~~  
177 ~~include firms and corporations.~~

178 Section 3. Section 348.753, Florida Statutes, is amended to  
179 read:

180 348.753 Central Florida ~~Orlando-Orange County~~ Expressway  
181 Authority.-

182 (1) There is ~~hereby~~ created and established a body politic  
183 and corporate, an agency of the state, to be known as the  
184 Central Florida ~~Orlando-Orange County~~ Expressway Authority. ~~r~~  
185 ~~hereinafter referred to as "authority."~~

186 (2) (a) Immediately upon the effective date of this act, the  
187 Central Florida Expressway Authority shall assume the governance  
188 and control of the Orlando-Orange County Expressway Authority  
189 System, including its assets, personnel, contracts, obligations,  
190 liabilities, facilities, and tangible and intangible property.  
191 Any rights in such property, and other legal rights of the  
192 authority, are transferred to the Central Florida Expressway  
193 Authority. The Central Florida Expressway Authority shall  
194 immediately succeed to and assume the powers, responsibilities,  
195 and obligations of the Orlando-Orange County Expressway  
196 Authority.

197 (b) The transfer pursuant to this subsection is subject to  
198 the terms and covenants provided for the protection of the  
199 holders of the Orlando-Orange County Expressway Authority bonds  
200 in the lease-purchase agreement and the resolutions adopted in  
201 connection with the issuance of the bonds. Further, the transfer  
202 does not impair the terms of the contract between the Orlando-  
203 Orange County Expressway Authority and the bondholders, does not

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204 act to the detriment of the bondholders, and does not diminish  
205 the security for the bonds. After the transfer, the Central  
206 Florida Expressway Authority shall operate and maintain the  
207 expressway system and any other facilities of the Orlando-Orange  
208 County Expressway Authority in accordance with the terms,  
209 conditions, and covenants contained in the bond resolutions and  
210 lease-purchase agreement securing the bonds of the authority.  
211 The Central Florida Expressway Authority shall collect toll  
212 revenues and apply them to the payment of debt service as  
213 provided in the bond resolution securing the bonds, and shall  
214 expressly assume all obligations relating to the bonds to ensure  
215 that the transfer will have no adverse impact on the security  
216 for the bonds. The transfer does not make the obligation to pay  
217 the principal and interest on the bonds a general liability of  
218 the Central Florida Expressway Authority or pledge additional  
219 expressway system revenues to payment of the bonds. Revenues  
220 that are generated by the expressway system and other facilities  
221 of the Central Florida Expressway Authority which were pledged  
222 by the Orlando-Orange County Expressway Authority to payment of  
223 the bonds will remain subject to the pledge for the benefit of  
224 the bondholders. The transfer does not modify or eliminate any  
225 prior obligation of the department to pay certain costs of the  
226 expressway system from sources other than revenues of the  
227 expressway system.

228 (3)~~(2)~~ The governing body of the authority shall consist of  
229 nine ~~five~~ members. The chairs of the boards of the county  
230 commissions of Seminole, Lake, and Osceola Counties shall each  
231 appoint one member, who may be a commission member or chair. The  
232 Mayor of Orange County shall appoint a member from the Orange



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233 County Commission. The Governor shall appoint three citizen  
234 members. Of the Governor's appointments, two ~~Three~~ members must  
235 shall be citizens of Orange County and one member must be a  
236 citizen of either Seminole County, Lake County, or Osceola  
237 County, who shall be appointed by the Governor. The eighth  
238 ~~fourth~~ member must shall be, ex officio, the Mayor of chair of  
239 ~~the County Commissioners of Orange County. The ninth member must~~  
240 be the Mayor of the City of Orlando. The executive director of  
241 Florida Turnpike Enterprise shall serve as a nonvoting advisor  
242 to the governing body of the authority, and the fifth member  
243 ~~shall be, ex officio, the district secretary of the Department~~  
244 ~~of Transportation serving in the district that contains Orange~~  
245 ~~County. The term of Each appointed member appointed by the~~  
246 Governor shall serve be for 4 years. Each county-appointed  
247 member shall serve for 2 years. The terms of standing board  
248 members expire upon the effective date of this act. Each  
249 appointed member shall hold office until his or her successor  
250 has been appointed and has qualified. A vacancy occurring during  
251 a term must shall be filled only for the balance of the  
252 unexpired term. Each appointed member of the authority shall be  
253 a person of outstanding reputation for integrity,  
254 responsibility, and business ability, but, except as provided in  
255 this subsection, a no person who is an officer or employee of a  
256 municipality or any city or of Orange county may not in any  
257 ~~other capacity shall be an appointed member of the authority.~~  
258 Any member of the authority is shall be eligible for  
259 reappointment.

260 (4) ~~(3)~~ (a) The authority shall elect one of its members as  
261 chair of the authority. The authority shall also elect one of

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262 its members as vice chair, one of its members as a secretary,  
263 and one of its members as a treasurer ~~who may or may not be~~  
264 ~~members of the authority.~~ The chair, vice chair, secretary, and  
265 treasurer shall hold such offices at the will of the authority.  
266 Five ~~Three~~ members of the authority ~~shall~~ constitute a quorum,  
267 and the vote of five ~~three~~ members is ~~shall be~~ necessary for any  
268 action taken by the authority. A ~~No~~ vacancy in the authority  
269 does not ~~shall~~ impair the right of a quorum of the authority to  
270 exercise all of the rights and perform all of the duties of the  
271 authority.

272 (b) Upon the effective date of his or her appointment, or  
273 as soon thereafter as practicable, each appointed member of the  
274 authority shall enter upon his or her duties. Members of the  
275 authority may be removed from office by the Governor for  
276 misconduct, malfeasance, misfeasance, or nonfeasance in office.

277 (c) Members of the authority are entitled to receive  
278 reimbursement from the authority for travel and other necessary  
279 expenses incurred in connection with the business of the  
280 authority as provided in s. 112.061, but may not draw salaries  
281 or other compensation.

282 (5)(4)(a) The authority may employ an executive secretary,  
283 an executive director, its own counsel and legal staff,  
284 technical experts, and the ~~such~~ engineers, and ~~such~~ employees  
285 that, permanent or temporary, as it requires. The authority may  
286 ~~require~~ and may determine the qualifications and fix the  
287 compensation of such persons, firms, or corporations, and may  
288 employ a fiscal agent or agents; ~~provided,~~ however, ~~that~~ the  
289 authority shall solicit sealed proposals from at least three  
290 persons, firms, or corporations for the performance of any

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291 services as fiscal agents. The authority may delegate to one or  
292 more of its agents or employees the ~~such of its power as it~~  
293 ~~deems shall deem~~ necessary to carry out the purposes of this  
294 part, ~~subject always to the supervision and control of the~~  
295 ~~authority. Members of the authority may be removed from their~~  
296 ~~office by the Governor for misconduct, malfeasance, misfeasance,~~  
297 ~~or nonfeasance in office.~~

298 ~~(b) Members of the authority shall be entitled to receive~~  
299 ~~from the authority their travel and other necessary expenses~~  
300 ~~incurred in connection with the business of the authority as~~  
301 ~~provided in s. 112.061, but they shall draw no salaries or other~~  
302 ~~compensation.~~

303 (6) A member or the executive director of the authority may  
304 not:

305 (a) Personally represent another person or entity for  
306 compensation before the authority for a period of 2 years  
307 following vacation of his or her position.

308 (b) After retirement or termination, have an employment or  
309 contractual relationship with a business entity other than an  
310 agency as defined in s. 112.312, in connection with a contract  
311 in which the member or executive director personally and  
312 substantially participated in through decision, approval,  
313 disapproval, recommendation, rendering of advice, or  
314 investigation while he or she was a member or employee of the  
315 authority.

316 (7) The authority's general counsel shall serve as the  
317 authority's ethics officer.

318 (8) Authority board members, employees, and consultants who  
319 hold positions that may influence authority decisions shall

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320 refrain from engaging in any relationship that may adversely  
321 affect their judgment in carrying out authority business. To  
322 prevent such conflicts of interest and preserve the integrity  
323 and transparency of the authority to the public, the following  
324 disclosures must be made annually on a disclosure form:

325 (a) Any relationship a board member, employee, or  
326 consultant has which affords a current or future financial  
327 benefit to such board member, employee, or consultant, or to a  
328 relative or business associate of such board member, employee,  
329 or consultant, and which a reasonable person would conclude has  
330 the potential to create a prohibited conflict of interest. As  
331 used in this subsection, the term "relative" has the same  
332 meaning as in s. 112.312.

333 (b) Whether a relative of a board member, employee, or  
334 consultant is a registered lobbyist, and if so, the names of the  
335 lobbyist's clients. Such names shall be provided in writing to  
336 the ethics officer.

337 (c) Any and all interests in real property that a board  
338 member, employee, or consultant has, or that a relative,  
339 principal, client, or business associate of such board member,  
340 employee, or consultant has, if such real property is located  
341 within, or within a one-half mile radius of, any actual or  
342 prospective authority roadway project. The executive director  
343 shall provide a corridor map and a property ownership list  
344 reflecting the ownership of all real property within the  
345 disclosure area, or an alignment map with a list of associated  
346 owners, to all board members, employees, and consultants.

347 (9) The disclosure forms required under subsection (8) must  
348 be reviewed by the ethics officer or, if a form is filed by the

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349 general counsel, by the executive director.

350 (10) The conflict of interest process shall be outlined in  
351 the authority's code of ethics.

352 (11) Authority employees and consultants are prohibited  
353 from serving on the governing body of the authority while  
354 employed by or under contract with the authority.

355 (12) The code of ethics policy shall be reviewed and  
356 updated by the ethics officer and presented for board approval  
357 at a minimum of once every 2 years.

358 (13) Employees shall be adequately informed and trained on  
359 the code of ethics and shall continually participate in ongoing  
360 ethics education.

361 (14) The requirements in subsections (6) through (13) are  
362 in addition to the requirements that the members and the  
363 executive director of the authority are required to follow under  
364 chapter 112.

365 (15) Violations of subsections (6), (8), and (11) are  
366 punishable in accordance with s. 112.317.

367 Section 4. Section 348.754, Florida Statutes, is amended  
368 to read:

369 348.754 Purposes and powers.—

370 (1) (a) The authority created and established under ~~by the~~  
371 ~~provisions of this part is hereby granted and has shall have~~ the  
372 right to acquire, hold, construct, improve, maintain, operate,  
373 own, and lease in the capacity of lessor, the Central Florida  
374 ~~Orlando-Orange County~~ Expressway System, hereinafter referred to  
375 as "system." Except as otherwise specifically provided by law,  
376 including paragraph (2) (n), the area served by the authority  
377 shall be within the geographical boundaries of Orange, Seminole,

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378 Lake, and Osceola Counties.

379 ~~(b) It is the express intention of this part that said~~  
380 ~~authority,~~ In the construction of the Central Florida said  
381 ~~Orlando-Orange County Expressway System, the authority may shall~~  
382 ~~be authorized to~~ construct any extensions, additions, or  
383 improvements to the said system or appurtenant facilities,  
384 including all necessary approaches, roads, bridges, ~~and~~ avenues  
385 of access, rapid transit, trams, fixed guideways, thoroughfares,  
386 and boulevards with any such changes, modifications, or  
387 revisions of the said project which are as shall be deemed  
388 desirable and proper.

389 (c) Notwithstanding any other provision of this section to  
390 the contrary, to ensure the continued financial feasibility of  
391 the portion of the Wekiva Parkway to be constructed by the  
392 department, the authority may not, without the prior consent of  
393 the secretary of the department, construct any extensions,  
394 additions, or improvements to the expressway system in Lake  
395 County.

396 (2) The authority ~~is hereby granted, and shall have and may~~  
397 exercise all powers necessary, appurtenant, convenient, or  
398 incidental to the implementation ~~carrying out~~ of the stated  
399 ~~aforsaid~~ purposes, including, but not ~~without being~~ limited to,  
400 the following rights and powers:

401 (a) To sue and be sued, implead and be impleaded, complain  
402 and defend in all courts.

403 (b) To adopt, use, and alter at will a corporate seal.

404 (c) To acquire by donation or otherwise, purchase, hold,  
405 lease as lessee, and use any franchise or any property, real,  
406 personal, ~~or~~ mixed, or tangible or intangible, or any options

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407 ~~thereof~~ in its own name or in conjunction with others, or  
408 interest in those options ~~therein~~, necessary or desirable to  
409 carry for~~carrying~~ out the purposes of the authority, and to  
410 sell, lease as lessor, transfer, and dispose of any property or  
411 interest in the property ~~therein~~ at any time acquired by it.

412 (d) To enter into and make leases for terms not exceeding  
413 99 years, as ~~either~~ lessee or lessor, in order to carry out the  
414 right to lease as specified ~~set forth~~ in this part.

415 (e) To enter into and make lease-purchase agreements with  
416 the department for terms not exceeding 99 ~~40~~ years, or until any  
417 bonds secured by a pledge of rentals pursuant to the agreement  
418 ~~thereunder~~, and any refundings pursuant to the agreement  
419 ~~thereof~~, are fully paid as to both principal and interest,  
420 whichever is longer. The authority is a party to a lease-  
421 purchase agreement between the department and the authority  
422 dated December 23, 1985, as supplemented by a first supplement  
423 to the lease-purchase agreement dated November 25, 1986, and a  
424 second supplement to the lease-purchase agreement dated October  
425 27, 1988. The authority may not enter into other lease-purchase  
426 agreements with the department and may not amend the existing  
427 agreement in a manner that expands or increases the department's  
428 obligations unless the department determines that the agreement  
429 or amendment is necessary to permit the refunding of bonds  
430 issued before July 1, 2013.

431 (f) To fix, alter, charge, establish, and collect rates,  
432 fees, rentals, and other charges for the services and facilities  
433 of the Central Florida ~~Orlando-Orange County~~ Expressway System,  
434 which must ~~rates, fees, rentals and other charges shall~~ always  
435 be sufficient to comply with any covenants made with the holders

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436 of any bonds issued pursuant to this part; ~~provided,~~ however,  
437 ~~that~~ such right and power may be assigned or delegated, by the  
438 authority, to the department. Toll revenues attributable to an  
439 increase in the toll rates charged on or after the effective  
440 date of this act for the use of a portion of the system may not  
441 be used to construct or expand a different portion of the system  
442 unless a two-thirds majority of the members of the authority  
443 votes to approve such use. This requirement does not apply if,  
444 and to the extent that:

445 1. Application of the requirement would violate any  
446 covenant established in a resolution or trust indenture under  
447 which bonds were issued by the Orlando-Orange County Expressway  
448 Authority on or before the effective date of this act; or

449 2. Application of the requirement would cause the authority  
450 to be unable to meet its obligations under the terms of the  
451 memorandum of understanding between the authority and the  
452 department as ratified by the Orlando-Orange County Expressway  
453 Authority board on February 22, 2012.

454  
455 Notwithstanding s. 338.165, and except as otherwise prohibited  
456 by this part, to the extent revenues of the expressway system  
457 exceed amounts required to comply with any covenants made with  
458 the holders of bonds issued pursuant to this part, revenues may  
459 be used for purposes enumerated in subsection (6), provided the  
460 expenditures are consistent with the metropolitan planning  
461 organization's adopted long-range plan.

462 (g) To borrow money, make and issue negotiable notes,  
463 bonds, refunding bonds, and other evidences of indebtedness or  
464 obligations, either in temporary or definitive form, ~~hereinafter~~



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465 ~~in this chapter sometimes called "bonds" of the authority, for~~  
466 ~~the purpose of financing all or part of the improvement or~~  
467 ~~extension of the Central Florida ~~Orlando-Orange County~~~~  
468 ~~Expressway System, and appurtenant facilities, including all~~  
469 ~~approaches, streets, roads, bridges, and avenues of access for~~  
470 ~~the Central Florida ~~said Orlando-Orange County~~ Expressway System~~  
471 ~~and for any other purpose authorized by this part, ~~said bonds to~~~~  
472 ~~mature in not exceeding 40 years from the date of the issuance~~  
473 ~~thereof, and to secure the payment of such bonds or any part~~  
474 ~~thereof by a pledge of any or all of its revenues, rates, fees,~~  
475 ~~rentals, or other charges, including all or any portion of the~~  
476 ~~Orange County gasoline tax funds received by the authority~~  
477 ~~pursuant to ~~the terms of~~ any lease-purchase agreement between~~  
478 ~~the authority and the department; and in general to provide for~~  
479 ~~the security of the ~~said~~ bonds and the rights and remedies of~~  
480 ~~the holders thereof. ~~Provided, However, that~~ no portion of the~~  
481 ~~Orange County gasoline tax funds may ~~shall~~ be pledged for the~~  
482 ~~construction of any project for which a toll is to be charged~~  
483 ~~unless the anticipated toll is ~~tolls are~~ reasonably estimated by~~  
484 ~~the board of county commissioners, at the date of its resolution~~  
485 ~~pledging the ~~said~~ funds, to be sufficient to cover the principal~~  
486 ~~and interest of such obligations during the period when the ~~said~~~~  
487 ~~pledge of funds is ~~shall be~~ in effect. The bonds issued under~~  
488 ~~this paragraph must mature not more than 40 years after their~~  
489 ~~issue date.~~

490 1. The authority shall reimburse Orange County for any sums  
491 expended from the ~~said~~ gasoline tax funds used for the payment  
492 of such obligations. Any gasoline tax funds so disbursed must  
493 ~~shall~~ be repaid when the authority deems it practicable,

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494 together with interest at the highest rate applicable to any  
495 obligations of the authority.

496 2. If, pursuant to this section, ~~In the event~~ the authority  
497 funds shall determine to fund or refunds refund any bonds  
498 previously theretofore issued by the said authority, ~~or the~~ by  
499 said commission before the bonds mature ~~as aforesaid prior to~~  
500 ~~the maturity thereof,~~ the proceeds of such funding or refunding  
501 must ~~bonds shall,~~ pending the prior redemption of these ~~the~~  
502 ~~bonds to be funded or refunded,~~ be invested in direct  
503 obligations of the United States, ~~and it is the express~~  
504 ~~intention of this part that such outstanding bonds may be funded~~  
505 ~~or refunded by the issuance of bonds pursuant to this part.~~

506 (h) To make contracts ~~of every name and nature,~~ including,  
507 but not limited to, partnerships providing for participation in  
508 ownership and revenues, and to execute all instruments necessary  
509 or convenient for conducting ~~the carrying on of~~ its business.

510 (i) Notwithstanding paragraphs (a)-(h), ~~Without limitation~~  
511 ~~of the foregoing,~~ to borrow money and accept grants from, and to  
512 enter into contracts, leases, or other transactions with any  
513 federal agency, the state, any agency of the state, the County  
514 of Orange, the City of Orlando, or with any other public body of  
515 the state.

516 (j) To have the power of eminent domain, including the  
517 procedural powers granted under both chapters 73 and 74.

518 (k) To pledge, hypothecate, or otherwise encumber ~~all or~~  
519 any part of the revenues, rates, fees, rentals, or other charges  
520 or receipts of the authority, including all or any portion of  
521 the Orange County gasoline tax funds received by the authority  
522 pursuant to the terms of any lease-purchase agreement between

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523 the authority and the department, as security for ~~all or~~ any of  
524 the obligations of the authority.

525 (l) To enter into partnership and other agreements  
526 respecting ownership and revenue participation in order to  
527 facilitate financing and constructing the Western Beltway, or  
528 portions thereof.

529 (m) To do everything ~~all acts and things~~ necessary or  
530 convenient for the conduct of its business and the general  
531 welfare of the authority, in order to comply with ~~carry out the~~  
532 ~~powers granted to it by~~ this part or any other law.

533 (n) With the consent of the county within whose  
534 jurisdiction the following activities occur, the authority shall  
535 have the right to construct, operate, and maintain roads,  
536 bridges, avenues of access, transportation facilities,  
537 thoroughfares, and boulevards outside the jurisdictional  
538 boundaries of Orange, Seminole, Lake, and Osceola Counties  
539 ~~County~~, together with the right to construct, repair, replace,  
540 operate, install, and maintain electronic toll payment systems  
541 thereon, ~~with all necessary and incidental powers to accomplish~~  
542 ~~the foregoing.~~

543 (3) The authority does not ~~shall~~ have the ~~no~~ power at any  
544 ~~time or in any manner~~ to pledge the credit or taxing power of  
545 the state or any political subdivision or agency thereof,  
546 including any city and any county ~~the City of Orlando and the~~  
547 ~~County of Orange,~~ nor may ~~nor shall~~ any of the authority's  
548 obligations be deemed to be obligations of the state or of any  
549 political subdivision or agency thereof, nor may ~~nor shall~~ the  
550 state or any political subdivision or agency thereof, except the  
551 authority, be liable for the payment of the principal of or

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552 interest on such obligations.

553 ~~(4) Anything in this part to the contrary notwithstanding,~~  
554 ~~acquisition of right-of-way for a project of the authority which~~  
555 ~~is within the boundaries of any municipality in Orange County~~  
556 ~~shall not be begun unless and until the route of said project~~  
557 ~~within said municipality has been given prior approval by the~~  
558 ~~governing body of said municipality.~~

559 ~~(4)(5)~~ The authority has ~~shall~~ have no power other than by  
560 consent of an affected ~~Orange~~ county or any affected city, to  
561 enter into any agreement which would legally prohibit the  
562 construction of a any road by the respective county or city  
563 ~~Orange County or by any city within Orange County.~~

564 (5) The authority shall encourage the inclusion of local-,  
565 small-, minority-, and women-owned businesses in its procurement  
566 and contracting opportunities.

567 ~~(6)(a)~~ The authority may, within the right-of-way of the  
568 expressway system, finance or refinance the planning, design,  
569 acquisition, construction, extension, rehabilitation, equipping,  
570 preservation, maintenance, or improvement of an intermodal  
571 facility or facilities, a multimodal corridor or corridors, or  
572 any programs or projects that will improve the levels of service  
573 on the expressway system ~~Notwithstanding s. 255.05, the Orlando-~~  
574 ~~Orange County Expressway Authority may waive payment and~~  
575 ~~performance bonds on construction contracts for the construction~~  
576 ~~of a public building, for the prosecution and completion of a~~  
577 ~~public work, or for repairs on a public building or public work~~  
578 ~~that has a cost of \$500,000 or less and when the project is~~  
579 ~~awarded pursuant to an economic development program for the~~  
580 ~~encouragement of local small businesses that has been adopted by~~

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581 ~~the governing body of the Orlando Orange County Expressway~~  
582 ~~Authority pursuant to a resolution or policy.~~

583 ~~(b) The authority's adopted criteria for participation in~~  
584 ~~the economic development program for local small businesses~~  
585 ~~requires that a participant:~~

586 ~~1. Be an independent business.~~

587 ~~2. Be principally domiciled in the Orange County Standard~~  
588 ~~Metropolitan Statistical Area.~~

589 ~~3. Employ 25 or fewer full-time employees.~~

590 ~~4. Have gross annual sales averaging \$3 million or less~~  
591 ~~over the immediately preceding 3 calendar years with regard to~~  
592 ~~any construction element of the program.~~

593 ~~5. Be accepted as a participant in the Orlando Orange~~  
594 ~~County Expressway Authority's microcontracts program or such~~  
595 ~~other small business program as may be hereinafter enacted by~~  
596 ~~the Orlando Orange County Expressway Authority.~~

597 ~~6. Participate in an educational curriculum or technical~~  
598 ~~assistance program for business development that will assist the~~  
599 ~~small business in becoming eligible for bonding.~~

600 ~~(c) The authority's adopted procedures for waiving payment~~  
601 ~~and performance bonds on projects with values not less than~~  
602 ~~\$200,000 and not exceeding \$500,000 shall provide that payment~~  
603 ~~and performance bonds may only be waived on projects that have~~  
604 ~~been set aside to be competitively bid on by participants in an~~  
605 ~~economic development program for local small businesses. The~~  
606 ~~authority's executive director or his or her designee shall~~  
607 ~~determine whether specific construction projects are suitable~~  
608 ~~for:~~

609 ~~1. Bidding under the authority's microcontracts program by~~

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610 ~~registered local small businesses; and~~

611 ~~2. Waiver of the payment and performance bond.~~

612

613 ~~The decision of the authority's executive director or deputy~~  
614 ~~executive director to waive the payment and performance bond~~  
615 ~~shall be based upon his or her investigation and conclusion that~~  
616 ~~there exists sufficient competition so that the authority~~  
617 ~~receives a fair price and does not undertake any unusual risk~~  
618 ~~with respect to such project.~~

619 ~~(d) For any contract for which a payment and performance~~  
620 ~~bond has been waived pursuant to the authority set forth in this~~  
621 ~~section, the Orlando Orange County Expressway Authority shall~~  
622 ~~pay all persons defined in s. 713.01 who furnish labor,~~  
623 ~~services, or materials for the prosecution of the work provided~~  
624 ~~for in the contract to the same extent and upon the same~~  
625 ~~conditions that a surety on the payment bond under s. 255.05~~  
626 ~~would have been obligated to pay such persons if the payment and~~  
627 ~~performance bond had not been waived. The authority shall record~~  
628 ~~notice of this obligation in the manner and location that surety~~  
629 ~~bonds are recorded. The notice shall include the information~~  
630 ~~describing the contract that s. 255.05(1) requires be stated on~~  
631 ~~the front page of the bond. Notwithstanding that s. 255.05(9)~~  
632 ~~generally applies when a performance and payment bond is~~  
633 ~~required, s. 255.05(9) shall apply under this subsection to any~~  
634 ~~contract on which performance or payment bonds are waived and~~  
635 ~~any claim to payment under this subsection shall be treated as a~~  
636 ~~contract claim pursuant to s. 255.05(9).~~

637 ~~(e) A small business that has been the successful bidder on~~  
638 ~~six projects for which the payment and performance bond was~~

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639 ~~waived by the authority pursuant to paragraph (a) shall be~~  
640 ~~ineligible to bid on additional projects for which the payment~~  
641 ~~and performance bond is to be waived. The local small business~~  
642 ~~may continue to participate in other elements of the economic~~  
643 ~~development program for local small businesses as long as it is~~  
644 ~~eligible.~~

645 ~~(f) The authority shall conduct bond eligibility training~~  
646 ~~for businesses qualifying for bond waiver under this subsection~~  
647 ~~to encourage and promote bond eligibility for such businesses.~~

648 ~~(g) The authority shall prepare a biennial report on the~~  
649 ~~activities undertaken pursuant to this subsection to be~~  
650 ~~submitted to the Orange County legislative delegation. The~~  
651 ~~initial report shall be due December 31, 2010.~~

652 Section 5. Section 348.7543, Florida Statutes, is amended  
653 to read:

654 348.7543 Improvements, bond financing authority for.-  
655 Pursuant to s. 11(f), Art. VII of the State Constitution, the  
656 Legislature hereby approves for bond financing by the Central  
657 Florida Orlando-Orange County Expressway Authority improvements  
658 to toll collection facilities, interchanges to the legislatively  
659 approved expressway system, and any other facility appurtenant,  
660 necessary, or incidental to the approved system. Subject to  
661 terms and conditions of applicable revenue bond resolutions and  
662 covenants, such costs may be financed in whole or in part by  
663 revenue bonds issued pursuant to s. 348.755(1)(a) or (b) whether  
664 currently issued or issued in the future, or by a combination of  
665 such bonds.

666 Section 6. Section 348.7544, Florida Statutes, is amended  
667 to read:

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668           348.7544 Northwest Beltway Part A, construction authorized;  
669 financing.—Notwithstanding s. 338.2275, the Central Florida  
670 ~~Orlando-Orange County~~ Expressway Authority may ~~is hereby~~  
671 ~~authorized to~~ construct, finance, operate, own, and maintain  
672 that portion of the Western Beltway known as the Northwest  
673 Beltway Part A, extending from Florida's Turnpike near Ocoee  
674 north to U.S. 441 near Apopka, as part of the authority's 20-  
675 year capital projects plan. This project may be financed with  
676 any funds available to the authority for such purpose or revenue  
677 bonds issued by the Division of Bond Finance of the State Board  
678 of Administration on behalf of the authority pursuant to s. 11,  
679 Art. VII of the State Constitution and the State Bond Act, ss.  
680 215.57-215.83.

681           Section 7. Section 348.7545, Florida Statutes, is amended  
682 to read:

683           348.7545 Western Beltway Part C, construction authorized;  
684 financing.—Notwithstanding s. 338.2275, the Central Florida  
685 ~~Orlando-Orange County~~ Expressway Authority may ~~is authorized to~~  
686 exercise its condemnation powers, construct, finance, operate,  
687 own, and maintain that portion of the Western Beltway known as  
688 the Western Beltway Part C, extending from Florida's Turnpike  
689 near Ocoee in Orange County southerly through Orange and Osceola  
690 Counties to an interchange with I-4 near the Osceola-Polk County  
691 line, as part of the authority's 20-year capital projects plan.  
692 This project may be financed with any funds available to the  
693 authority for such purpose or revenue bonds issued by the  
694 Division of Bond Finance of the State Board of Administration on  
695 behalf of the authority pursuant to s. 11, Art. VII of the State  
696 Constitution and the State Bond Act, ss. 215.57-215.83. This



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697 project may be refinanced with bonds issued by the authority  
698 pursuant to s. 348.755(1) (d).

699 Section 8. Section 348.7546, Florida Statutes, is amended  
700 to read:

701 348.7546 Wekiva Parkway, construction authorized;  
702 financing.—

703 (1) The Central Florida ~~Orlando-Orange County~~ Expressway  
704 Authority may ~~is authorized to~~ exercise its condemnation powers  
705 and to construct, finance, operate, own, and maintain those  
706 portions of the Wekiva Parkway which are identified by agreement  
707 between the authority and the department and which are included  
708 as part of the authority's long-range capital improvement plan.  
709 The "Wekiva Parkway" means any limited access highway or  
710 expressway constructed between State Road 429 and Interstate 4  
711 specifically incorporating the corridor alignment recommended by  
712 Recommendation 2 of the Wekiva River Basin Area Task Force final  
713 report dated January 15, 2003, and the recommendations of the SR  
714 429 Working Group which were adopted January 16, 2004. This  
715 project may be financed with any funds available to the  
716 authority for such purpose or revenue bonds issued by the  
717 authority under s. 11, Art. VII of the State Constitution and s.  
718 348.755(1) (b). This section does not invalidate the exercise by  
719 the authority of its condemnation powers or the acquisition of  
720 any property for the Wekiva Parkway before July 1, 2012.

721 (2) Notwithstanding any other provision of law ~~to the~~  
722 ~~contrary~~, in order to ensure that funds are available to the  
723 department for its portion of the Wekiva Parkway, beginning July  
724 1, 2012, the authority shall repay the expenditures by the  
725 department for costs of operation and maintenance of the Central

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726 Florida ~~Orlando-Orange County~~ Expressway System in accordance  
727 with the terms of the memorandum of understanding between the  
728 authority and the department as ratified by the authority board  
729 on February 22, 2012, which requires the authority to pay the  
730 department \$10 million on July 1, 2012, and \$20 million on each  
731 successive July 1 until the department has been fully reimbursed  
732 for all costs of the Central Florida ~~Orlando-Orange County~~  
733 Expressway System which were paid, advanced, or reimbursed to  
734 the authority by the department, with a final payment in the  
735 amount of the balance remaining. Notwithstanding any other law  
736 ~~to the contrary~~, the funds paid to the department pursuant to  
737 this subsection must ~~shall~~ be allocated by the department for  
738 construction of the Wekiva Parkway.

739 (3) The department's obligation to construct its portions  
740 of the Wekiva Parkway is contingent upon the timely payment by  
741 the authority of the annual payments required of the authority  
742 and receipt of all required environmental permits and approvals  
743 by the Federal Government.

744 Section 9. Section 348.7547, Florida Statutes, is amended  
745 to read:

746 348.7547 Maitland Boulevard Extension and Northwest Beltway  
747 Part A Realignment construction authorized; financing.—  
748 Notwithstanding s. 338.2275, the Central Florida ~~Orlando-Orange~~  
749 ~~County~~ Expressway Authority may ~~is hereby authorized to~~ exercise  
750 its condemnation powers, construct, finance, operate, own, and  
751 maintain the portion of State Road 414 known as the Maitland  
752 Boulevard Extension and the realigned portion of the Northwest  
753 Beltway Part A as part of the authority's long-range capital  
754 improvement plan. The Maitland Boulevard Extension extends ~~will~~

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755 ~~extend~~ from the current terminus of State Road 414 at U.S. 441  
756 west to State Road 429 in west Orange County. The realigned  
757 portion of the Northwest Beltway Part A runs ~~will run~~ from the  
758 point at or near where the Maitland Boulevard Extension connects  
759 ~~will connect~~ with State Road 429 and proceeds ~~will proceed~~ to  
760 the west and then north resulting in the northern terminus of  
761 State Road 429 moving farther west before reconnecting with U.S.  
762 441. However, under no circumstances may ~~shall~~ the realignment  
763 of the Northwest Beltway Part A conflict with or contradict ~~with~~  
764 the alignment of the Wekiva Parkway as defined in s. 348.7546.  
765 This project may be financed with any funds available to the  
766 authority for such purpose or revenue bonds issued by the  
767 authority under s. 11, Art. VII of the State Constitution and s.  
768 348.755(1) (b).

769 Section 10. Subsections (2) and (3) of section 348.755,  
770 Florida Statutes, are amended to read:

771 348.755 Bonds of the authority.-

772 (2) Any ~~such~~ resolution that authorizes ~~or resolutions~~  
773 ~~authorizing~~ any bonds issued under this section ~~hereunder~~ may  
774 contain provisions that must ~~which shall~~ be part of the contract  
775 with the holders of such bonds, relating ~~as~~ to:

776 (a) The pledging of ~~all or~~ any part of the revenues, rates,  
777 fees, rentals, ~~(including all or~~ any portion of the Orange  
778 County gasoline tax funds received by the authority pursuant to  
779 the terms of any lease-purchase agreement between the authority  
780 and the department, or any part thereof), or other charges or  
781 receipts of the authority, derived by the authority, from the  
782 Central Florida Orlando-Orange County Expressway System.

783 (b) The completion, improvement, operation, extension,

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784 maintenance, repair, lease or lease-purchase agreement of the  
785 ~~said~~ system, and the duties of the authority and others,  
786 including the department, ~~with reference thereto.~~

787 (c) Limitations on the purposes to which the proceeds of  
788 the bonds, then or thereafter to be issued, or of any loan or  
789 grant by the United States or the state may be applied.

790 (d) The fixing, charging, establishing, and collecting of  
791 rates, fees, rentals, or other charges for use of the services  
792 and facilities of the Central Florida ~~Orlando-Orange County~~  
793 Expressway System or any part thereof.

794 (e) The setting aside of reserves or sinking funds or  
795 repair and replacement funds and the regulation and disposition  
796 thereof.

797 (f) Limitations on the issuance of additional bonds.

798 (g) The terms and provisions of any lease-purchase  
799 agreement, deed of trust or indenture securing the bonds, or  
800 under which the same may be issued.

801 (h) Any other or additional agreements with the holders of  
802 the bonds which the authority may deem desirable and proper.

803 (3) The authority may employ fiscal agents as provided by  
804 this part or the State Board of Administration of Florida may  
805 upon request of the authority act as fiscal agent for the  
806 authority in the issuance of any bonds that ~~which~~ may be issued  
807 pursuant to this part, and the State Board of Administration may  
808 upon request of the authority take over the management, control,  
809 administration, custody, and payment of any ~~or all~~ debt services  
810 or funds or assets now or hereafter available for any bonds  
811 issued pursuant to this part. The authority may enter into any  
812 deeds of trust, indentures or other agreements with its fiscal

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813 agent, or with any bank or trust company within or without the  
814 state, as security for such bonds, and may, under such  
815 agreements, sign and pledge ~~all or~~ any of the revenues, rates,  
816 fees, rentals or other charges or receipts of the authority,  
817 including ~~all or~~ any portion of the Orange County gasoline tax  
818 funds received by the authority pursuant to the terms of any  
819 lease-purchase agreement between the authority and the  
820 department, ~~thereunder~~. Such deed of trust, indenture, or other  
821 agreement may contain such provisions as are customary in such  
822 instruments, or, as the authority may authorize, including but  
823 without limitation, provisions as to:

824 (a) The completion, improvement, operation, extension,  
825 maintenance, repair, and lease of, or lease-purchase agreement  
826 relating to the Central Florida ~~Orlando-Orange County~~ Expressway  
827 System, and the duties of the authority and others including the  
828 department, with reference thereto.

829 (b) The application of funds and the safeguarding of funds  
830 on hand or on deposit.

831 (c) The rights and remedies of the trustee and the holders  
832 of the bonds.

833 (d) The terms and provisions of the bonds or the  
834 resolutions authorizing the issuance of same.

835 Section 11. Subsections (3) and (4) of section 348.756,  
836 Florida Statutes, are amended to read:

837 348.756 Remedies of the bondholders.—

838 (3) When a ~~Any~~ trustee is ~~when~~ appointed pursuant to  
839 subsection (1) ~~as aforesaid~~, or is acting under a deed of trust,  
840 indenture, or other agreement, and whether or not all bonds have  
841 been declared due and payable, the trustee is ~~shall be~~ entitled

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842 ~~as of right~~ to the appointment of a receiver, who may enter upon  
843 and take possession of the Central Florida ~~Orlando-Orange County~~  
844 Expressway System or the facilities or any part of the system or  
845 facilities ~~or parts thereof~~, the rates, fees, rentals, or other  
846 revenues, charges, or receipts ~~that from which~~ are, or may be,  
847 applicable to the payment of the bonds so in default, and  
848 subject to and in compliance with the provisions of any lease-  
849 purchase agreement between the authority and the department  
850 operate and maintain the same, for and on behalf of and in the  
851 name of, the authority, the department, and the bondholders, and  
852 collect and receive all rates, fees, rentals, and other charges  
853 or receipts or revenues arising therefrom in the same manner as  
854 the authority or the department might do, and shall deposit all  
855 such moneys in a separate account and apply the same in such  
856 manner as the court directs ~~shall direct~~. In any suit, action,  
857 or proceeding by the trustee, the fees, counsel fees, and  
858 expenses of the trustee, and the said receiver, if any, and all  
859 costs and disbursements allowed by the court must ~~shall~~ be a  
860 first charge on any rates, fees, rentals, or other charges,  
861 revenues, or receipts, derived from the Central Florida ~~Orlando-~~  
862 ~~Orange County~~ Expressway System, or the facilities or services  
863 or any part of the system or facilities ~~or parts thereof~~,  
864 including payments under any such lease-purchase agreement ~~as~~  
865 ~~aforsaid~~ which ~~said~~ rates, fees, rentals, or other charges,  
866 revenues, or receipts ~~shall or~~ may be applicable to the payment  
867 of the bonds that are ~~so~~ in default. The ~~Such~~ trustee has ~~shall~~,  
868 ~~in addition to the foregoing~~, ~~have and possess~~ all of the powers  
869 necessary or appropriate for the exercise of any functions  
870 specifically set forth in this section ~~herein~~ or incident to the

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871 representation of the bondholders in the enforcement and  
872 protection of their rights.

873 (4) ~~Nothing in~~ This section or any other section of this  
874 part does not shall authorize any receiver appointed pursuant  
875 ~~hereto~~ for the purpose, subject to and in compliance with the  
876 provisions of any lease-purchase agreement between the authority  
877 and the department, of operating and maintaining the Central  
878 Florida Orlando-Orange County Expressway System or any  
879 facilities or part of the system or facilities ~~or parts thereof~~,  
880 to sell, assign, mortgage, or otherwise dispose of any of the  
881 assets of whatever kind and character belonging to the  
882 authority. ~~It is the intention of this part to limit~~ The powers  
883 of the ~~such~~ receiver, subject to and in compliance with the  
884 provisions of any lease-purchase agreement between the authority  
885 and the department, are limited to the operation and maintenance  
886 of the Central Florida Orlando-Orange County Expressway System,  
887 or any facility, or part ~~or parts~~ thereof, as the court may  
888 direct, in the name and for and on behalf of the authority, the  
889 department, and the bondholders, and no holder of bonds on the  
890 authority nor any trustee, has ~~shall ever have~~ the right in any  
891 suit, action, or proceeding at law or in equity, to compel a  
892 receiver, nor may ~~shall~~ any receiver be authorized or any court  
893 be empowered to direct the receiver to sell, assign, mortgage,  
894 or otherwise dispose of any assets ~~of whatever kind or character~~  
895 belonging to the authority.

896 Section 12. Subsections (1) through (7) of section 348.757,  
897 Florida Statutes, are amended to read:

898 348.757 Lease-purchase agreement.—

899 (1) ~~In order to effectuate the purposes of this part and as~~

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900 ~~authorized by this part,~~ The authority may enter into a lease-  
901 purchase agreement with the department relating to and covering  
902 the former Orlando-Orange County Expressway System.

903 (2) The ~~Such~~ lease-purchase agreement must ~~shall~~ provide  
904 for the leasing of the former Orlando-Orange County Expressway  
905 System, by the authority, as lessor, to the department, as  
906 lessee, must ~~shall~~ prescribe the term of such lease and the  
907 rentals to be paid ~~thereunder,~~ and must ~~shall~~ provide that upon  
908 the completion of the faithful performance ~~thereunder~~ and the  
909 termination of the ~~such~~ lease-purchase agreement, title in fee  
910 simple absolute to the former Orlando-Orange County Expressway  
911 System as then constituted shall be transferred in accordance  
912 with law by the authority, to the state and the authority shall  
913 deliver to the department such deeds and conveyances as shall be  
914 necessary or convenient to vest title in fee simple absolute in  
915 the state.

916 (3) The ~~Such~~ lease-purchase agreement may include ~~such~~  
917 other provisions, agreements, and covenants that ~~as~~ the  
918 authority and the department deem advisable or required,  
919 including, but not limited to, provisions as to the bonds to be  
920 issued under, and for the purposes of, this part, the  
921 completion, extension, improvement, operation, and maintenance  
922 of the former Orlando-Orange County Expressway System and the  
923 expenses and the cost of operation of the ~~said~~ authority, the  
924 charging and collection of tolls, rates, fees, and other charges  
925 for the use of the services and facilities of the system  
926 ~~thereof,~~ the application of federal or state grants or aid that  
927 ~~which~~ may be made or given to assist the authority in the  
928 completion, extension, improvement, operation, and maintenance



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929 of the former Orlando-Orange County ~~Orlando~~ Expressway System,  
930 which the authority is ~~hereby~~ authorized to accept and apply to  
931 such purposes, the enforcement of payment and collection of  
932 rentals and any other terms, provisions, or covenants necessary,  
933 incidental, or appurtenant to the making of and full performance  
934 under the ~~such~~ lease-purchase agreement.

935 (4) The department as lessee under the ~~such~~ lease-purchase  
936 agreement, may ~~is hereby authorized to pay as rentals~~ under the  
937 agreement thereunder any rates, fees, charges, funds, moneys,  
938 receipts, or income accruing to the department from the  
939 operation of the former Orlando-Orange County Expressway System  
940 and the Orange County gasoline tax funds and may also pay as  
941 rentals any appropriations received by the department pursuant  
942 to any act of the Legislature of the state heretofore or  
943 hereafter enacted; ~~provided,~~ however, this part or the ~~that~~  
944 ~~nothing herein nor in such~~ lease-purchase agreement is not  
945 intended to and does not ~~nor shall this part or such lease-~~  
946 ~~purchase agreement~~ require the making or continuance of such  
947 appropriations, and ~~nor shall~~ any holder of bonds issued  
948 pursuant to this part does not ~~ever~~ have any right to compel the  
949 making or continuance of such appropriations.

950 (5) A ~~No~~ pledge of the ~~said~~ Orange County gasoline tax  
951 funds as rentals under a ~~such~~ lease-purchase agreement may not  
952 ~~shall~~ be made without the consent of the County of Orange  
953 evidenced by a resolution duly adopted by the board of county  
954 commissioners of said county at a public hearing held pursuant  
955 to due notice thereof published at least once a week for 3  
956 consecutive weeks before the hearing in a newspaper of general  
957 circulation in Orange County. The ~~Said~~ resolution, among other

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958 things, must ~~shall~~ provide that any excess of the ~~said~~ pledged  
959 gasoline tax funds which is not required for debt service or  
960 reserves for the ~~such~~ debt service for any bonds issued by the  
961 ~~said~~ authority shall be returned annually to the department for  
962 distribution to Orange County as provided by law. Before making  
963 any application for a a ~~such~~ pledge of gasoline tax funds, the  
964 authority shall present the plan of its proposed project to the  
965 Orange County planning and zoning commission for its comments  
966 and recommendations.

967 (6) The ~~Said~~ department may ~~shall have power to~~ covenant in  
968 any lease-purchase agreement that it will pay all or any part of  
969 the cost of the operation, maintenance, repair, renewal, and  
970 replacement of the ~~said~~ system, and any part of the cost of  
971 completing the ~~said~~ system to the extent that the proceeds of  
972 bonds issued ~~therefor~~ are insufficient, from sources other than  
973 the revenues derived from the operation of the ~~said~~ system and  
974 the ~~said~~ Orange County gasoline tax funds. The ~~said~~ department  
975 may also agree to make such other payments from any moneys  
976 available to the ~~said~~ commission, the ~~said~~ county, or the ~~said~~  
977 city in connection with the construction or completion of the  
978 ~~said~~ system as shall be deemed by the ~~said~~ department to be fair  
979 and proper under any ~~such~~ covenants ~~heretofore or hereafter~~  
980 entered into.

981 (7) The ~~said~~ system must ~~shall~~ be a part of the state road  
982 system and the ~~said~~ department may ~~is hereby authorized,~~ upon  
983 the request of the authority, ~~to~~ expend out of any funds  
984 available for the purpose the ~~such~~ moneys, and ~~to~~ use ~~such of~~  
985 its engineering and other forces, as may be necessary ~~and~~  
986 ~~desirable in the judgment of said department,~~ for the operation

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987 of the ~~said~~ authority and for traffic surveys, borings, surveys,  
988 preparation of plans and specifications, estimates of cost, and  
989 other preliminary engineering and other studies; provided,  
990 however, that the aggregate amount of moneys expended for the  
991 ~~said~~ purposes by the ~~said~~ department do ~~shall~~ not exceed the sum  
992 of \$375,000.

993 Section 13. Section 348.758, Florida Statutes, is amended  
994 to read:

995 348.758 Appointment of department as ~~may be appointed~~ agent  
996 of authority for construction.—The department may be appointed  
997 by the ~~said~~ authority as its agent for the purpose of  
998 constructing improvements and extensions to the Central Florida  
999 ~~Orlando-Orange County~~ Expressway System and for its ~~the~~  
1000 completion thereof. In such event, the authority shall provide  
1001 the department with complete copies of all documents,  
1002 agreements, resolutions, contracts, and instruments relating  
1003 thereto and shall request the department to do such construction  
1004 work, including the planning, surveying, and actual construction  
1005 of the completion, extensions, and improvements to the Central  
1006 Florida ~~Orlando-Orange County~~ Expressway System and shall  
1007 transfer to the credit of an account of the department in the  
1008 State Treasury ~~of the state~~ the necessary funds, ~~therefor~~ and  
1009 the department may ~~shall thereupon be authorized, empowered and~~  
1010 ~~directed to~~ proceed with such construction and ~~to~~ use the ~~said~~  
1011 funds for such purpose in the same manner that it is ~~now~~  
1012 authorized to use the funds ~~otherwise provided by law~~ for the  
1013 ~~its use in~~ construction of roads and bridges.

1014 Section 14. Section 348.759, Florida Statutes, is amended  
1015 to read:

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1016 348.759 Acquisition of lands and property.—

1017 (1) For the purposes of this part, the Central Florida  
1018 ~~Orlando-Orange County~~ Expressway Authority may acquire private  
1019 or public property and property rights, including rights of  
1020 access, air, view, and light, by gift, devise, purchase, or  
1021 condemnation by eminent domain proceedings, as the authority  
1022 deems ~~may deem~~ necessary for any of the purposes of this part,  
1023 including, but not limited to, any lands reasonably necessary  
1024 for securing applicable permits, areas necessary for management  
1025 of access, borrow pits, drainage ditches, water retention areas,  
1026 rest areas, replacement access for landowners whose access is  
1027 impaired due to the construction of a facility, and replacement  
1028 rights-of-way for relocated rail and utility facilities; for  
1029 existing, proposed, or anticipated transportation facilities on  
1030 the Central Florida ~~Orlando-Orange County~~ Expressway System or  
1031 in a transportation corridor designated by the authority; or for  
1032 the purposes of screening, relocation, removal, or disposal of  
1033 junkyards and scrap metal processing facilities. The authority  
1034 ~~may shall also have the power to~~ condemn any material and  
1035 property necessary for such purposes.

1036 (2) The ~~right of eminent domain herein conferred shall be~~  
1037 ~~exercised by the~~ authority shall exercise the right of eminent  
1038 domain in the manner provided by law.

1039 (3) When the authority acquires property for a  
1040 transportation facility or in a transportation corridor, it is  
1041 not subject to any liability imposed by chapter 376 or chapter  
1042 403 for preexisting soil or groundwater contamination due solely  
1043 to its ownership. This section does not affect the rights or  
1044 liabilities of any past or future owners of the acquired

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1045 property and ~~nor~~ does not ~~it~~ affect the liability of any  
1046 governmental entity for the results of its actions which create  
1047 or exacerbate a pollution source. The authority and the  
1048 Department of Environmental Protection may enter into  
1049 interagency agreements for the performance, funding, and  
1050 reimbursement of the investigative and remedial acts necessary  
1051 for property acquired by the authority.

1052 Section 15. Section 348.760, Florida Statutes, is amended  
1053 to read:

1054 348.760 Cooperation with other units, boards, agencies, and  
1055 individuals. ~~A Express authority and power is hereby given and~~  
1056 ~~granted any~~ county, municipality, drainage district, road and  
1057 bridge district, school district or any other political  
1058 subdivision, board, commission, or individual in, or of, the  
1059 state may ~~to~~ make and enter into with the authority, contracts,  
1060 leases, conveyances, partnerships, or other agreements pursuant  
1061 to ~~within the provisions and purposes of~~ this part. The  
1062 authority may ~~is hereby expressly authorized to~~ make and enter  
1063 into contracts, leases, conveyances, partnerships, and other  
1064 agreements with any political subdivision, agency, or  
1065 instrumentality of the state and any ~~and all~~ federal agencies,  
1066 corporations, and individuals, for the purpose of carrying out  
1067 the provisions of this part ~~or with the consent of the Seminole~~  
1068 ~~County Expressway Authority, for the purpose of carrying out and~~  
1069 ~~implementing part VIII of this chapter.~~

1070 Section 16. Section 348.761, Florida Statutes, is amended  
1071 to read:

1072 348.761 Covenant of the state. ~~The state~~ pledges ~~does~~  
1073 ~~hereby pledge~~ to, and agrees, with any person, firm or

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1074 corporation, or federal or state agency subscribing to, or  
1075 acquiring the bonds to be issued by the authority for the  
1076 purposes of this part that the state will not limit or alter the  
1077 rights that are hereby vested in the authority and the  
1078 department until all issued bonds and interest ~~at any time~~  
1079 ~~issued, together with the interest thereon,~~ are fully paid and  
1080 discharged insofar as the pledge same affects the rights of the  
1081 holders of bonds issued pursuant to this part hereunder. The  
1082 state does further pledge to, and agree, with the United States  
1083 that in the event any federal agency constructs or contributes  
1084 ~~shall construct or contribute~~ any funds for the completion,  
1085 extension, or improvement of the Central Florida Orlando-Orange  
1086 ~~County~~ Expressway System, or any part or portion of the system  
1087 ~~thereof~~, the state will not alter or limit the rights and powers  
1088 of the authority and the department in any manner that which  
1089 would be inconsistent with the continued maintenance and  
1090 operation of the Central Florida Orlando-Orange County  
1091 Expressway System or the completion, extension, or improvement  
1092 of the system thereof, or that which would be inconsistent with  
1093 the due performance of any agreements between the authority and  
1094 any such federal agency, and the authority and the department  
1095 shall continue to have and may exercise all powers ~~herein~~  
1096 granted in this part, so long as the powers are same shall be  
1097 necessary or desirable for the carrying out of the purposes of  
1098 this part and the purposes of the United States in the  
1099 completion, extension, or improvement of the Central Florida  
1100 ~~Orlando-Orange County~~ Expressway System, or any part of the  
1101 system or portion thereof.

1102 Section 17. Section 348.765, Florida Statutes, is amended

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1103 to read:

1104 348.765 This part complete and additional authority.-

1105 (1) The powers conferred by this part are ~~shall be~~ in  
1106 addition and supplemental to the existing powers of the said  
1107 board and the department, and this part may ~~shall~~ not be  
1108 construed as repealing any of the provisions, of any other law,  
1109 general, special, or local, but to supersede such other laws in  
1110 the exercise of the powers provided in this part, and to provide  
1111 a complete method for the exercise of the powers granted in this  
1112 part. The extension and improvement of the Central Florida said  
1113 ~~Orlando-Orange County~~ Expressway System, and the issuance of  
1114 bonds pursuant to this part hereunder to finance all or part of  
1115 the cost of the system thereof, may be accomplished upon  
1116 compliance with the provisions of this part without regard to or  
1117 necessity for compliance with the provisions, limitations, or  
1118 restrictions contained in any other general, special, or local  
1119 law, including, but not limited to, s. 215.821, and no approval  
1120 of any bonds issued under this part by the qualified electors or  
1121 qualified electors who are freeholders in the state or in the  
1122 ~~said~~ County of Orange, or in the ~~said~~ City of Orlando, or in any  
1123 other political subdivision of the state, is ~~shall be~~ required  
1124 for the issuance of such bonds pursuant to this part.

1125 (2) This part does ~~shall not be deemed to~~ repeal, rescind,  
1126 or modify any other law ~~or laws~~ relating to the said State Board  
1127 of Administration, the said Department of Transportation, or the  
1128 Division of Bond Finance of the State Board of Administration,  
1129 but supersedes any ~~shall be deemed to and shall supersede such~~  
1130 ~~other~~ law that is ~~or laws as are~~ inconsistent with the  
1131 provisions of this part, including, but not limited to, s.

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1132 215.821.

1133 Section 18. Section 348.9953, Florida Statutes, is amended  
1134 to read:

1135 348.9953 Purposes and powers.—The purposes and powers of  
1136 the authority are ~~shall be~~ the same as those identified in the  
1137 Florida Expressway Authority Act, except that such purposes and  
1138 powers may only be exercised with respect to the Poinciana  
1139 Parkway. The Osceola County Expressway Authority may exist only  
1140 until the earlier of December 31, 2016, or the completion of  
1141 construction of the Poinciana Parkway, a limited access facility  
1142 of approximately 9 miles in length in Osceola County with its  
1143 northwestern terminus at the intersection of County Road 54 and  
1144 US 17/US 92 and its southeastern terminus at the current  
1145 intersection of Rhododendron and Cypress Parkway, described in  
1146 the Osceola County Expressway Authority May 8, 2012, Master  
1147 Plan. The authority's expressway system shall be limited to the  
1148 Poinciana Parkway, as it is described in the Osceola County  
1149 Expressway Authority May 8, 2012, Master Plan, together with  
1150 such changes, modifications, or revisions of the project that  
1151 are deemed desirable and proper. The authority, however, may not  
1152 extend the Poinciana Parkway beyond the project limits described  
1153 in the Osceola County Expressway Authority May 8, 2012, Master  
1154 Plan. In implementing this act, the authority shall institute  
1155 procedures to encourage the awarding of contracts for  
1156 professional services and construction to certified minority  
1157 business enterprises as defined in s. 288.703. The authority  
1158 shall develop and implement activities to encourage the  
1159 participation of certified minority business enterprises in the  
1160 contracting process.



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1161 Section 19. Subsections (6) and (7) of section 369.317,  
1162 Florida Statutes, are amended to read:

1163 369.317 Wekiva Parkway.—

1164 (6) The Central Florida ~~Orlando-Orange County~~ Expressway  
1165 Authority is hereby granted the authority to act as a third-  
1166 party acquisition agent, pursuant to s. 259.041 on behalf of the  
1167 Board of Trustees or chapter 373 on behalf of the governing  
1168 board of the St. Johns River Water Management District, for the  
1169 acquisition of all necessary lands, property and all interests  
1170 in property identified herein, including fee simple or less-  
1171 than-fee simple interests. The lands subject to this authority  
1172 are identified in paragraph 10.a., State of Florida, Office of  
1173 the Governor, Executive Order 03-112 of July 1, 2003, and in  
1174 Recommendation 16 of the Wekiva Basin Area Task Force created by  
1175 Executive Order 2002-259, such lands otherwise known as  
1176 Neighborhood Lakes, a 1,587+/-acre parcel located in Orange and  
1177 Lake Counties within Sections 27, 28, 33, and 34 of Township 19  
1178 South, Range 28 East, and Sections 3, 4, 5, and 9 of Township 20  
1179 South, Range 28 East; Seminole Woods/Swamp, a 5,353+/-acre  
1180 parcel located in Lake County within Section 37, Township 19  
1181 South, Range 28 East; New Garden Coal; a 1,605+/-acre parcel in  
1182 Lake County within Sections 23, 25, 26, 35, and 36, Township 19  
1183 South, Range 28 East; Pine Plantation, a 617+/-acre tract  
1184 consisting of eight individual parcels within the Apopka City  
1185 limits. The Department of Transportation, the Department of  
1186 Environmental Protection, the St. Johns River Water Management  
1187 District, and other land acquisition entities shall participate  
1188 and cooperate in providing information and support to the third-  
1189 party acquisition agent. The land acquisition process authorized

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1190 by this paragraph shall begin no later than December 31, 2004.  
1191 Acquisition of the properties identified as Neighborhood Lakes,  
1192 Pine Plantation, and New Garden Coal, or approval as a  
1193 mitigation bank shall be concluded no later than December 31,  
1194 2010. Department of Transportation and Central Florida ~~Orlando-~~  
1195 ~~Orange County~~ Expressway Authority funds expended to purchase an  
1196 interest in those lands identified in this subsection shall be  
1197 eligible as environmental mitigation for road construction  
1198 related impacts in the Wekiva Study Area. If any of the lands  
1199 identified in this subsection are used as environmental  
1200 mitigation for road-construction-related impacts incurred by the  
1201 Department of Transportation or Central Florida ~~Orlando-Orange~~  
1202 ~~County~~ Expressway Authority, or for other impacts incurred by  
1203 other entities, within the Wekiva Study Area or within the  
1204 Wekiva parkway alignment corridor, and if the mitigation offsets  
1205 these impacts, the St. Johns River Water Management District and  
1206 the Department of Environmental Protection shall consider the  
1207 activity regulated under part IV of chapter 373 to meet the  
1208 cumulative impact requirements of s. 373.414(8)(a).

1209 (a) Acquisition of the land described in this section is  
1210 required to provide right-of-way for the Wekiva Parkway, a  
1211 limited access roadway linking State Road 429 to Interstate 4,  
1212 an essential component in meeting regional transportation needs  
1213 to provide regional connectivity, improve safety, accommodate  
1214 projected population and economic growth, and satisfy critical  
1215 transportation requirements caused by increased traffic volume  
1216 growth and travel demands.

1217 (b) Acquisition of the lands described in this section is  
1218 also required to protect the surface water and groundwater

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1219 resources of Lake, Orange, and Seminole counties, otherwise  
1220 known as the Wekiva Study Area, including recharge within the  
1221 springshed that provides for the Wekiva River system. Protection  
1222 of this area is crucial to the long term viability of the Wekiva  
1223 River and springs and the central Florida region's water supply.  
1224 Acquisition of the lands described in this section is also  
1225 necessary to alleviate pressure from growth and development  
1226 affecting the surface and groundwater resources within the  
1227 recharge area.

1228 (c) Lands acquired pursuant to this section that are needed  
1229 for transportation facilities for the Wekiva Parkway shall be  
1230 determined not necessary for conservation purposes pursuant to  
1231 ss. 253.034(6) and 373.089(5) and shall be transferred to or  
1232 retained by the Central Florida ~~Orlando-Orange County~~ Expressway  
1233 Authority or the Department of Transportation upon reimbursement  
1234 of the full purchase price and acquisition costs.

1235 (7) The Department of Transportation, the Department of  
1236 Environmental Protection, the St. Johns River Water Management  
1237 District, Central Florida ~~Orlando-Orange County~~ Expressway  
1238 Authority, and other land acquisition entities shall cooperate  
1239 and establish funding responsibilities and partnerships by  
1240 agreement to the extent funds are available to the various  
1241 entities. Properties acquired with Florida Forever funds shall  
1242 be in accordance with s. 259.041 or chapter 373. The Central  
1243 Florida ~~Orlando-Orange County~~ Expressway Authority shall acquire  
1244 land in accordance with this section of law to the extent funds  
1245 are available from the various funding partners, but shall not  
1246 be required nor assumed to fund the land acquisition beyond the  
1247 agreement and funding provided by the various land acquisition

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1248 entities.

1249 Section 20. Subsection (1) of section 369.324, Florida  
1250 Statutes, is amended to read:

1251 369.324 Wekiva River Basin Commission.—

1252 (1) The Wekiva River Basin Commission is created to monitor  
1253 and ensure the implementation of the recommendations of the  
1254 Wekiva River Basin Coordinating Committee for the Wekiva Study  
1255 Area. The East Central Florida Regional Planning Council shall  
1256 provide staff support to the commission with funding assistance  
1257 from the Department of Economic Opportunity. The commission  
1258 shall be comprised of a total of 18 ~~19~~ members appointed by the  
1259 Governor, 9 of whom shall be voting members and 9 ~~10~~ shall be ad  
1260 hoc nonvoting members. The voting members shall include:

1261 (a) One member of each of the Boards of County  
1262 Commissioners for Lake, Orange, and Seminole Counties.

1263 (b) One municipal elected official to serve as a  
1264 representative of the municipalities located within the Wekiva  
1265 Study Area of Lake County.

1266 (c) One municipal elected official to serve as a  
1267 representative of the municipalities located within the Wekiva  
1268 Study Area of Orange County.

1269 (d) One municipal elected official to serve as a  
1270 representative of the municipalities located within the Wekiva  
1271 Study Area of Seminole County.

1272 (e) One citizen representing an environmental or  
1273 conservation organization, one citizen representing a local  
1274 property owner, a land developer, or an agricultural entity, and  
1275 one at-large citizen who shall serve as chair of the council.

1276 (f) The ad hoc nonvoting members shall include one

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1277 representative from each of the following entities:

- 1278 1. St. Johns River Management District.
- 1279 2. Department of Economic Opportunity.
- 1280 3. Department of Environmental Protection.
- 1281 4. Department of Health.
- 1282 5. Department of Agriculture and Consumer Services.
- 1283 6. Fish and Wildlife Conservation Commission.
- 1284 7. Department of Transportation.
- 1285 8. MetroPlan Orlando.
- 1286 9. Central Florida ~~Orlando-Orange County~~ Expressway

1287 Authority.

- 1288 ~~10. Seminole County Expressway Authority.~~

1289 Section 21. (1) While the governing body of the authority,  
1290 upon the effective date of this act, has one or more members  
1291 from Osceola County as provided in s. 348.753(3), Florida  
1292 Statutes, and the authority has the purposes and powers  
1293 described in s. 348.754, Florida Statutes, regarding Osceola  
1294 County, the Osceola County Expressway Authority shall continue  
1295 for the duration permitted in this section solely for the  
1296 purpose of planning and construction of the Poinciana Parkway,  
1297 which facility is owned by Osceola County and leased to the  
1298 Osceola County Expressway Authority, as provided and permitted  
1299 in this subsection. Upon the earlier of December 31, 2016, or  
1300 the completion of construction of the Poinciana Parkway, a  
1301 limited access facility of approximately 9 miles in length in  
1302 Osceola County with its northwestern terminus at the  
1303 intersection of County Road 54 and US 17/US 92 and its  
1304 southeastern terminus at the current intersection of  
1305 Rhododendron and Cypress Parkway, described in the Osceola

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1306 County Expressway Authority May 8, 2012, Master Plan, all  
1307 powers, governance, and control of the Osceola County Expressway  
1308 System, created pursuant to part V, chapter 348, Florida  
1309 Statutes, are transferred to the Central Florida Expressway  
1310 Authority, and the assets; liabilities; facilities; tangible and  
1311 intangible property, and any rights in such property; any rights  
1312 in or benefits of contract; and any other legal rights and  
1313 obligations of the Osceola County Expressway Authority are  
1314 transferred to the Central Florida Expressway Authority. Part V  
1315 of chapter 348, Florida Statutes, consisting of ss. 348.9950-  
1316 348.9961, is repealed on the same date that the Osceola County  
1317 Expressway System is transferred to the Central Florida  
1318 Expressway Authority.

1319 (2) The Central Florida Expressway Authority shall comply  
1320 with any and all obligations of any other governmental entities  
1321 incurred on behalf of the Osceola County Expressway System,  
1322 excluding any obligations of Osceola County with respect to  
1323 acquisition, development, construction, operations, and  
1324 maintenance of the Poinciana Parkway, and excluding any payment  
1325 or other obligations of Osceola County under any bonds issued or  
1326 other debt originally incurred by Osceola County or the Osceola  
1327 County Expressway Authority for the purpose of financing the  
1328 planning or construction of the Poinciana Parkway, which shall  
1329 remain the obligations of Osceola County. Payment obligations  
1330 transferred to the Central Florida Expressway Authority shall be  
1331 made from revenues available for such purpose after payment of  
1332 all amounts required:

1333 (a) Otherwise by law;

1334 (b) By the terms of any resolution authorizing the issuance

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1335 of bonds by the authority, the Orlando-Orange County Expressway  
1336 Authority, or the Osceola County Expressway Authority;

1337 (c) By the terms of any resolution under which bonds are  
1338 issued by Osceola County for the purpose of constructing  
1339 improvements to the Osceola County Expressway System; and

1340 (d) By the terms of the memorandum of understanding between  
1341 the Orlando-Orange County Expressway Authority and the  
1342 department as ratified by the board of the Orlando-Orange County  
1343 Expressway Authority on February 22, 2012.

1344 Section 22. The Division of Law Revision and Information is  
1345 directed to replace the phrase "the effective date of this act"  
1346 wherever it occurs in this act with the date the act becomes a  
1347 law.

1348 Section 23. This act shall take effect upon becoming a law.