

THE HOUSE OF REPRESENTATIVES  
Tuesday, April 15, 2008

Committee Substitute for  
ENGROSSED  
Senate Bill No. 1943

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 1943 - By:  
MAZZEI AND BARRINGTON of the Senate and MILLER, DORMAN AND JETT of the  
House.

( Public finance – Oklahoma Local Development and Enterprise Zone Incentive  
Leverage Act - definitions - procedures –  
emergency )

1 SECTION 1. AMENDATORY 62 O.S. 2001, Section 840, is amended to read as  
2 follows:

3 Section 840. Sections ~~9 840~~ through ~~17 847~~ of this ~~act~~ title and Section 2357.81 of  
4 Title 68 of the Oklahoma Statutes shall be known and may be cited as the “Oklahoma  
5 Local Development and Enterprise Zone Incentive Leverage Act”.

6 SECTION 2. AMENDATORY 62 O.S. 2001, Section 841, as amended by  
7 Section 1, Chapter 448, O.S.L. 2004 (62 O.S. Supp. 2007, Section 841), is amended to  
8 read as follows:

9 Section 841. As used in the Oklahoma Local Development and Enterprise Zone  
10 Incentive Leverage Act:

- 1           1. “Enterprise” means any form of business organization including, but not limited  
2 to, any partnership, sole proprietorship, corporation, limited liability company or other  
3 legally constituted business entity;
- 4           2. “Enterprise zone” means an area as defined pursuant to ~~subparagraph a, b, c or~~  
5 ~~d of~~ paragraph 5 of Section 690.2 of this title;
- 6           3. “Estimated direct state benefits” means the total incremental state tax revenues  
7 new to the state estimated by the Oklahoma Department of Commerce to accrue to the  
8 state from new sales ~~and/or~~ investments ~~originating outside the state borders~~ during the  
9 period of apportionment of local sales taxes, as a result of the project ~~or~~ and/or projects  
10 described in the related project plan. In projecting such benefits, the Oklahoma  
11 Department of Commerce shall consider, if practicable, whether or not the project plan  
12 involves an enterprise:
- 13           a.       relocating from within the state,
  - 14           b.       subject to or in the process of recruitment by two or more  
15               governmental entities within the state, or
  - 16           c.       which will be in direct competition with an existing enterprise located  
17               in the state;
- 18           4. “Estimated direct state costs” means the costs projected by the Oklahoma  
19 Department of Commerce to be incurred by the state during the period of apportionment  
20 of local sales taxes, as a result of the project ~~or~~ and/or projects described in the related  
21 project plan;

1           5. “Estimated net direct state benefits” means the estimated direct state benefits  
2 less the estimated direct state costs;

3           6. “Facility” means the definition contained in paragraph 8 of Section 690.2 of this  
4 title;

5           7. “Governing body” means the governing board of a local governmental entity in  
6 the case of a single incentive district or increment district when the boundaries of the  
7 district are coextensive with or contained within the jurisdiction of any such single local  
8 governmental entity or the governing boards of a combination of counties, cities, or towns  
9 forming an incentive district or an increment district pursuant to the provisions of the  
10 Local Development Act;

11           8. “Incentive district” means an area created pursuant to the provisions of the Local  
12 Development Act, including Section 856 of this title;

13           9. “Increment district” means an area created pursuant to the provisions of the  
14 Local Development Act;

15           10. “Local governmental entity” means a county, city or town forming an incentive  
16 district or an increment district pursuant to the provisions of the Local Development Act;

17           11. “Local sales taxes” means amounts payable to or for the benefit of a local  
18 governmental entity calculated as a percentage, which, except on transient lodgings,  
19 shall not exceed four and one-half percent (4.5%), of gross sales whether imposed by  
20 ordinance, resolution, covenant, or agreement;

21           12. “Major tourism destination project” means a project which:

- 1           a.   meets the definition of a “tourism attraction” as set forth in  
2                   subparagraph a of paragraph 10 of Section 2357.36 of Title 68 of the  
3                   Oklahoma Statutes, subject only to the restrictions of divisions (1), (3)  
4                   and (6) of subparagraph b of paragraph 10 of Section 2357.36 of Title  
5                   68 of the Oklahoma Statutes.
- 6           b.   is projected to meet the following qualifications within three (3) years  
7                   of the date of substantial completion of the project based upon the  
8                   findings of the Oklahoma Department of Commerce:
- 9                   (1)   at least Fifty Million Dollars (\$50,000,000.00) in capital  
10                   investment.
- 11                   (2)   at least Fifty Million Dollars (\$50,000,000.00) in projected  
12                   annual gross sales revenues or at least Ten Million Dollars  
13                   (\$10,000,000.00) in annual gross sales revenues to out-of-state  
14                   visitors.
- 15                   (3)   a number of out-of-state visitors of at least:
- 16                   (a)   twenty percent (20%) of the number of total visitors, or  
17                   (b)   twenty thousand (20,000) visitors per year, and
- 18                   (4)   a number of visitors traveling at least one hundred (100) miles  
19                   of at least:
- 20                   (a)   thirty percent (30%) of the number of total visitors, or  
21                   (b)   twenty-five thousand (25,000) visitors per year, or

1 c. is a lake resort project, containing a hotel, a conference center, and an  
2 eighteen-hole golf course, located within twenty-five (25) linear miles of  
3 the state boundary on a lake containing at least forty-five thousand  
4 (45,000) surface acres of water, that is estimated to generate at least  
5 Fifty Million Dollars (\$50,000,000.00) in capital investment;

6 13. “Net benefit rate” means the estimated net direct state benefits computed as a  
7 percentage of gross taxable sales derived from the project during the period of  
8 apportionment of local sales taxes by the local governmental entity;

9 ~~12.~~ 14. “Public entity” means those entities described in the Local Development Act;

10 ~~13.~~ 15. “Retail purposes” means the objectives of selling tangible personal property,  
11 other than art, on the physical premises of an establishment. Retail purposes shall not  
12 mean a hotel, motel, entertainment facility, museum, cultural facility, art gallery,  
13 restaurant supporting another establishment excluded herein, or a major tourism  
14 destination project;

15 16. “State local enterprise matching payment” means the payment authorized by  
16 subsection A of Section 844 of this title; and

17 ~~14.~~ 17. “State local government matching payment” means the payment authorized  
18 by subsection D of Section 844 of this title.

19 SECTION 3. AMENDATORY 62 O.S. 2001, Section 842, as amended by  
20 Section 2, Chapter 448, O.S.L. 2004 (62 O.S. Supp. 2007, Section 842), is amended to  
21 read as follows:

1 Section 842. A. An enterprise which locates its facility within an enterprise zone or  
2 which expands its existing facility after the designation of an enterprise zone as  
3 authorized by law and which is located in an incentive district as authorized pursuant to  
4 the provisions of the Local Development Act shall be eligible for the state local enterprise  
5 matching payment authorized pursuant to subsection A of Section 844 of this title.

6 B. 1. A local governmental entity which ~~constructs public improvements~~ approves  
7 a project plan pursuant to the provisions of the Local Development Act within an  
8 enterprise zone ~~in accordance with a project plan as authorized pursuant to the~~  
9 ~~provisions of the Local Development Act~~ or in support of a major tourism destination  
10 project which the local governmental entity determines is likely to significantly benefit  
11 contiguous or nearby enterprise zone census tracts shall be eligible for the state local  
12 government matching payment authorized pursuant to subsection D of Section 844 of  
13 this title; provided, no state local government matching payment shall be made for  
14 project costs in relation to:

15 a. any gambling establishment, or

16 b. any ~~project~~ development within a project plan that provides for more  
17 than ten percent (10%) of the net leasable space of such development to  
18 be used for retail purposes ~~or provides for state payments to.~~

19 State local government matching payments shall not be used to supplant local revenue  
20 currently being expended within the increment district boundaries.

21 2. In order to be eligible for state local government matching payments for  
22 approving a project within an enterprise zone, a local ~~government~~ governmental entity

1 shall provide to the Oklahoma Department of Commerce as part of the application  
2 provided for in subsection J of this section:

3 ~~1. An~~

4 a. ~~an estimate of net incremental revenues likely to be derived from~~  
5 ~~export of goods outside the state borders or inflow of capital or sales~~  
6 ~~from outside the state border; the project, and~~

7 ~~2. Certification~~

8 b. ~~certification that all projects described within the related project plan~~  
9 ~~will generate, in the aggregate, a minimum of either One Million~~  
10 ~~Dollars (\$1,000,000.00) in payroll, exclusive of payroll for construction,~~  
11 ~~or Five Million Dollars (\$5,000,000.00) in investment.~~

12 ~~3. In order to be eligible for state local government matching payments in support~~  
13 ~~of a major tourism destination project, a local governmental entity shall provide to the~~  
14 ~~Oklahoma Department of Commerce as part of the application provided for in subsection~~  
15 ~~J of this section:~~

- 16 a. ~~an estimate of incremental revenues new to the state likely to be~~  
17 ~~derived from the project,~~
- 18 b. ~~certification that the major tourism destination meets the applicable~~  
19 ~~criteria described in paragraph 12 of Section 841 of this title, and~~
- 20 c. ~~an agreement to provide payment to the Oklahoma Department of~~  
21 ~~Commerce to defray the costs of the study required by paragraph 4 of~~  
22 ~~this subsection.~~

1           4. To determine if a project qualifies as a major tourism destination project  
2 pursuant to subparagraph b of paragraph 12 of Section 841 of this title and to assist in  
3 other required determinations, the Oklahoma Department of Commerce shall cause a  
4 market and feasibility study to be conducted by an independent consultant with  
5 experience in the conduct of such studies. Upon review of the feasibility report, the  
6 Oklahoma Department of Commerce shall make its finding as to the reasonable  
7 probability that the proposed project is a major tourism destination project as provided in  
8 subparagraph b of paragraph 12 of Section 841 of this title.

9           C. For purposes of the Oklahoma Local Development and Enterprise Zone  
10 Incentive Leverage Act, an enterprise engaged in a retail activity, where otherwise  
11 prohibited by the Oklahoma Enterprise Zone Act for purposes of the benefits and  
12 incentives extended pursuant to the Oklahoma Enterprise Zone Act, shall be considered  
13 an eligible enterprise for purposes of the state local enterprise matching payment and  
14 the income tax credit authorized by the Oklahoma Local Development and Enterprise  
15 Zone Incentive Leverage Act.

16           D. The combined maximum amount of state local enterprise matching payments  
17 and the amount of income tax credit authorized pursuant to Section 2357.81 of Title 68 of  
18 the Oklahoma Statutes for an enterprise per fiscal year shall not exceed Two Hundred  
19 Thousand Dollars (\$200,000.00).

20           E. Except as provided in subsection H of this section, for purposes of the Oklahoma  
21 Local Development and Enterprise Zone Incentive Leverage Act, the maximum amount  
22 of aggregate investment in all qualifying facilities located in any single county which can

1 qualify for a state local enterprise matching payment pursuant to subsection A of Section  
2 844 of this title or for an income tax credit as authorized by Section 2357.81 of Title 68 of  
3 the Oklahoma Statutes shall be computed for each county of the state by multiplying  
4 Two Hundred Dollars (\$200.00) times the population of the county according to the 1999  
5 estimate provided by the United States Bureau of the Census.

6 F. The computation required by subsection E of this section shall be the maximum  
7 amount of aggregated investment qualifying for the purposes of all enterprises for the  
8 duration of the Oklahoma Local Development and Enterprise Zone Incentive Leverage  
9 Act.

10 G. The aggregate investment limit for all facilities located within a county which  
11 may qualify for the state local enterprise matching payments pursuant to subsection A of  
12 Section 844 of this title or for an income tax credit as authorized by Section 2357.81 of  
13 Title 68 of the Oklahoma Statutes shall:

14 1. Not be less than Twenty Million Dollars (\$20,000,000.00) for counties with a  
15 population of less than one hundred thousand (100,000) persons; and

16 2. Not be greater than Forty Million Dollars (\$40,000,000.00) for all other counties  
17 of the state.

18 H. The aggregate limit for all state local government matching payments made to  
19 any public entity on behalf of any local governmental entity within a single county  
20 pursuant to subsection D of Section 844 of this title for the duration of the Oklahoma  
21 Local Development and Enterprise Zone Incentive Leverage Act shall be an amount  
22 equal to the net benefit rate multiplied by the taxable gross sales derived from the

1 project over the period of apportionment of local sales taxes, as certified by the Secretary  
2 of Commerce.

3 I. The payments authorized by Section 844 of this title and the income tax credit  
4 authorized by Section 2357.81 of Title 68 of the Oklahoma Statutes shall be available for  
5 business and governmental entities qualifying pursuant to the Local Development Act for  
6 investments made within an incentive district or for improvements made within an  
7 increment district prior to December 31, 2007, or for which an incentive district or an  
8 increment district has been created prior to December 31, ~~2007~~ 2018, if the investments  
9 or improvements are begun not later than December 31, ~~2008~~ 2019.

10 J. The Oklahoma Department of Commerce shall promulgate rules to establish a  
11 procedure for an enterprise or local ~~government~~ governmental entity to make application  
12 for state local enterprise and state local government matching payments ~~under~~  
13 ~~circumstances in which the amount of the investment in a facility would be in excess of~~  
14 ~~the applicable aggregate investment limit~~ pursuant to this section. Such rules shall  
15 reflect the intent that the Oklahoma Local Development and Enterprise Zone Incentive  
16 Leverage Act be fiscally neutral to the state.

17 SECTION 4. AMENDATORY 62 O.S. 2001, Section 843, as amended by  
18 Section 3, Chapter 448, O.S.L. 2004 (62 O.S. Supp. 2007, Section 843), is amended to  
19 read as follows:

20 Section 843. A. In order to receive the state local enterprise matching payment  
21 pursuant to the provisions of subsection A of Section 844 of this title, the enterprise shall  
22 obtain a certification, provided by the governing body of the local governmental entity

1 creating the incentive district, acknowledged by the chief elected official of the local  
2 governing body that the enterprise has qualified pursuant to the Local Development Act  
3 for sales tax exemption. The certification document shall include:

4 1. The beginning date of the exemption;

5 2. The ending date of the exemption;

6 3. The total amount of projected investment to construct or expand the facility  
7 during the period for which the incentives available pursuant to the Local Development  
8 Act will be in force and effect together with a certification by the Oklahoma Department  
9 of Commerce that the facility is located in an enterprise zone; and

10 4. The legal name and business entity classification of the entity to which  
11 exemption is afforded or to which sales tax payment is made by the local governmental  
12 entity or entities pursuant to the provisions of the Local Development Act.

13 B. The local governing body shall provide a copy of the certification document to the  
14 Oklahoma Tax Commission.

15 C. After the enterprise provides a certification from the local governing body, the  
16 Tax Commission shall make payment to the enterprise identified in the certification  
17 document equal to the amount of the sales tax from which the enterprise is certified as  
18 exempt as identified in the certification in the manner prescribed by subsection A of  
19 Section 844 of this title.

20 D. The state local enterprise matching payment shall be made only for sales tax  
21 foregone by local governmental entities or rebated to the business enterprise by local  
22 entities for purchases made by the business enterprise and not on the basis of any sales

1 tax collected by the business enterprise from consumers or users on taxable sales made  
2 by the enterprise.

3 E. In order to receive the state local governmental matching payment pursuant to  
4 the provisions of subsection D of Section 844 of this title, the local governmental entity  
5 shall provide to the Tax Commission a certification, acknowledged by its mayor or  
6 chairperson, that such local governmental entity has created an increment district  
7 pursuant to the Local Development Act which qualifies for a state local government  
8 matching payment. The certification document shall include:

9 1. The beginning date of the increment district;

10 2. The ending date of the increment district;

11 3. A description of the ~~improvements~~ project costs authorized by the project plan for  
12 which the state local government matching payments will be used and the estimated  
13 date for substantial completion of the project being assisted as described in the  
14 application;

15 4. A certification by the Oklahoma Department of Commerce that the ~~increment~~  
16 ~~district~~ project plan is located in an enterprise zone or supports a qualifying major  
17 tourism destination project, and that the qualifying investment and development has  
18 been or will be substantially completed no later than December 31, 2024;

19 5. The amount of the local sales taxes which have been apportioned during the  
20 previous six-month period by the local governmental entity for the payment of project  
21 costs pursuant to the provisions of the Local Development Act; and

1           6. The name of the public entity identified in the project plan pursuant to Section  
2 858 of this title as the entity authorized to carry out activities pursuant to the project  
3 plan.

4           After the local governmental entity provides such certification, the Tax Commission  
5 shall make payment to the designated public entity in an amount equal to the lesser of  
6 the certified amount of the local sales taxes apportioned during the previous six (6)  
7 months or the estimated net direct state benefits as prescribed by subsection D of Section  
8 844 of this title.

9           SECTION 5. AMENDATORY 62 O.S. 2001, Section 846, as amended by  
10 Section 5, Chapter 448, O.S.L. 2004 (62 O.S. Supp. 2007, Section 846), is amended to  
11 read as follows:

12           Section 846. A. As soon as practicable after verification of the amount of the state  
13 local enterprise matching payments authorized by Section 844 of this title, the Oklahoma  
14 Tax Commission shall issue a warrant to the qualifying establishment in the amount of  
15 the sales tax exempted or apportioned pursuant to the applicable provisions of the Local  
16 Development Act, subject to the limitations imposed by Section 842 of this title.

17           B. As soon as is practicable after verification of the amount of state local  
18 government matching payments authorized by Section 844 of this title, the ~~Oklahoma~~  
19 Tax Commission shall issue a warrant to the qualifying ~~local government~~ public entity in  
20 the amount provided for in subsection D of Section 844 of this title, subject to the  
21 limitations imposed by Section 842 of this title.

1 SECTION 6. AMENDATORY 62 O.S. 2001, Section 847, as amended by  
2 Section 6, Chapter 448, O.S.L. 2004 (62 O.S. Supp. 2007, Section 847), is amended to  
3 read as follows:

4 Section 847. A. The Oklahoma Tax Commission shall maintain a record of state  
5 local enterprise matching payments and state local government matching payments  
6 made pursuant to Section 844 of this title and a record of income tax credits claimed  
7 pursuant to Section 2357.81 of Title 68 of the Oklahoma Statutes. Local sales taxes  
8 apportioned under the applicable project plan shall be reported, collected, remitted, and  
9 disbursed in the same manner as other local sales taxes under Title 68 of the Oklahoma  
10 Statutes.

11 B. The Tax Commission shall prepare a report separately identifying the amounts  
12 described in subsection A of this section and shall submit the report prior to April 1 each  
13 year to the Governor, the Speaker of the House of Representatives and the President Pro  
14 Tempore of the Senate.

15 SECTION 7. AMENDATORY Section 3, Chapter 349, O.S.L. 2007 (74 O.S.  
16 Supp. 2007, Section 5062.31), is amended to read as follows:

17 Section 5062.31 The Legislature finds:

- 18 1. It is in the best interest of the State of Oklahoma to ensure the continued  
19 location and expansion of established military bases and facilities in this state;
- 20 2. Growth to political subdivisions as a result of the presence and expansion of  
21 military bases and facilities requires improved and expanded municipal and school  
22 infrastructure and facilities; and

1 3. Political subdivisions that serve military bases are in critical need of capital  
2 improvement projects, and the financing of such projects constitutes an important public  
3 purpose.

4 SECTION 8 AMENDATORY Section 4, Chapter 349, O.S.L. 2007 (74 O.S.  
5 Supp. 2007, Section 5062.32), is amended to read as follows:

6 Section 5062.32 As used in the Military Base Protection and Expansion Incentive  
7 Act:

8 1. "Authority" means the Oklahoma Development Finance Authority;

9 2. "Capital project" means the acquisition, construction, expansion, replacement, or  
10 renovation of a municipal, county or school district facility, including real property,  
11 buildings, and other fixed assets. Capital project shall not include furnishings or  
12 equipment that is not a fixed asset; and

13 3. "Qualified ~~political subdivision~~ issuer" means a municipality, county, school  
14 district, or public trust of which a municipality, county or school district is the  
15 beneficiary that:

16 a. is located in or adjacent to a county that is home to a military  
17 installation receiving military or mission expansion from the 2005  
18 Base Realignment and Closure Commission (BRAC) recommendations,  
19 and

20 b. encompasses all or part of a school district that is entitled to receive  
21 federal impact aid dollars or federal payment in lieu of tax dollars for  
22 the most recently completed school year.

1 SECTION 9. AMENDATORY Section 5, Chapter 349, O.S.L. 2007 (74 O.S.  
2 Supp. 2007, Section 5062.33), is amended to read as follows:

3 Section 5062.33 There is hereby created a loan program, the purpose of which is to  
4 protect and retain established military bases and facilities and to support additional and  
5 expanded employment at such bases and facilities. The program shall provide funding to  
6 qualified ~~political subdivisions~~ issuers to finance capital projects needed as a result of  
7 growth due to or in connection with an established military base.

8 SECTION 10. AMENDATORY Section 6, Chapter 349, O.S.L. 2007 (74 O.S.  
9 Supp. 2007, Section 5062.34), is amended to read as follows:

10 Section 5062.34 A. When a qualified ~~political subdivision~~ issuer that is or will be  
11 impacted by growth at a military installation, proposes to acquire or construct a capital  
12 project, the Oklahoma Development Finance Authority may serve as conduit issuer for  
13 the capital project in the form of loans, lease-purchase agreements, or other forms of  
14 indebtedness.

15 B. For the capital projects described in subsection A of this section, the Authority  
16 may issue bonds to provide funding:

- 17 1. To acquire real property, together with improvements thereon;
- 18 2. To construct buildings and other improvements to real property; ~~and~~
- 19 3. To provide repairs, renovations, and improvements to real property and other  
20 fixed assets; and

1        4. To defease or refund bonds or other obligations of a qualified issuer which were  
2 issued to finance a capital project as defined herein; and further, to fund necessary bond  
3 reserves and to pay costs of issuance of any obligations issued under this act.

4        C. The Authority shall not issue bonds for loans, lease-purchase agreements, or  
5 other forms of indebtedness for a qualified ~~political subdivision~~ issuer pursuant to the  
6 Military Base Protection and Expansion Incentive Act except upon the certification by  
7 the qualified ~~political subdivision~~ issuer that it has received or will receive an amount  
8 sufficient to repay the indebtedness as a result of a voter-approved incentive derived  
9 from a tax levy. Further, the qualified issuer shall certify that it will not use the proceeds  
10 of general obligation bonds to pay the interest on any lease-purchase obligations.

11        D. The Authority may hold title to the new real property and improvements and  
12 place liens on improved existing real property until such time as any obligations issued  
13 for the purpose of the capital project are retired or defeased and may lease the real  
14 property and improvements to the qualified ~~political subdivision~~ issuer. Upon final  
15 redemption or defeasance of the obligations created pursuant to this section, title to the  
16 real property and improvements thereon shall be transferred from the Authority to the  
17 qualified ~~political subdivision~~ issuer.

18        E. The Authority may defer principal payments on loans made pursuant to the  
19 Military Base Protection and Expansion Incentive Act for a period not to exceed five (5)  
20 years.

21        SECTION 11.    AMENDATORY    Section 7, Chapter 349, O.S.L. 2007 (74 O.S.  
22 Supp. 2007, Section 5062.35), is amended to read as follows:

1 Section 5062.35 A. It is the intent of the Legislature to appropriate monies to the  
2 Oklahoma Department of Commerce in a total amount not to exceed Five Million Dollars  
3 (\$5,000,000.00) per year for the purpose of funding interest payments of obligations  
4 issued by the Authority pursuant to this act during the initial five (5) years of the  
5 obligations. The appropriated funds shall be deposited in the Military Base Protection  
6 and Expansion Bond Fund.

7 B. Upon the completion of the periods, if any, during which principal payments are  
8 deferred and during which interest payments are made from the Military Base  
9 Protection and Expansion Bond Fund for a qualified ~~political subdivision~~ issuer, the  
10 qualified ~~political subdivision~~ issuer shall pay all principal, interest, and other  
11 appropriate costs associated with the issuance of the obligations. Payments may be in  
12 the form of lease payments to the Authority as described in subsection D of Section ~~6~~  
13 5062.34 of this ~~act~~ title.

14 C. Bonds issued by the Authority under this act must be delivered no later than  
15 June 30, 2010. No monies will be provided pursuant to this section after June 30, 2015,  
16 for interest payments on bonds issued under this act.

17 SECTION 12. AMENDATORY Section 8, Chapter 349, O.S.L. 2007 (74 O.S.  
18 Supp. 2007, Section 5062.36), is amended to read as follows:

19 Section 5062.36 A. There is hereby created within the State Treasury a special  
20 fund for the Department of Commerce to be designated as the “Military Base Protection  
21 and Expansion Bond Fund”. All monies deposited into the fund shall be used and  
22 expended by the Department solely to pay interest on bonds issued pursuant to the terms

1 of this act. The Department shall enter into agreements as necessary to carry out the  
2 purposes of this act.

3 B. The Department may establish separate accounts within the Military Base  
4 Protection and Expansion Bond Fund as may be required to separately record  
5 transactions involving each qualified ~~political subdivision~~ issuer that applies to  
6 participate in the loan program created by this act and to provide for the distribution of  
7 monies deposited in the fund.

8 SECTION 13. It being immediately necessary for the preservation of the public  
9 peace, health and safety, an emergency is hereby declared to exist, by reason whereof  
10 this act shall take effect and be in full force from and after its passage and approval.

11 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET,  
12 dated 04-14-08 - DO PASS, As Amended and Coauthored.

UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.