

HB 1365

2012

1                   A bill to be entitled  
2           An act relating to professional sports facilities;  
3           amending s. 288.1166, F.S.; requiring the county  
4           commission in a county in which a professional sports  
5           facility is located to establish a local homeless  
6           coalition if a local homeless program does not exist  
7           in that county; requiring that, by a specified date,  
8           the professional sports franchise that plays in a  
9           facility that benefited from financial assistance from  
10          the state, and the county in which the facility is  
11          located, provide the Auditor General with  
12          documentation that a homeless shelter has been  
13          operating at the facility from the effective date of  
14          the contract between the county and the professional  
15          sports franchise; requiring the professional sports  
16          franchise and the county to refund any financial  
17          assistance received from the state which benefited the  
18          facility during the period that the facility failed to  
19          operate a homeless shelter; requiring the Auditor  
20          General to levy a specified fine against the  
21          professional sports franchise and the county if, after  
22          a specified date, the Auditor General determines that  
23          a homeless shelter is not operating at the facility  
24          until such time that the professional sports franchise  
25          and county are operating a homeless shelter; providing  
26          an effective date.

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

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

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Section 1. Section 288.1166, Florida Statutes, is amended to read:

288.1166 Professional sports facility; designation as shelter site for the homeless; establishment of local programs.—

(1) Any professional sports facility constructed with financial assistance from the state of Florida shall be designated as a shelter site for the homeless in accordance with the criteria of locally existing homeless shelter programs.

(2) Subsection (1) does not apply ~~except~~ when the facility is otherwise contractually obligated for a specific event or activity.

(3) If ~~should~~ a local homeless program does not exist ~~be in existence in the county where the facility is located facility's area,~~ the county commission shall establish a local homeless coalition under s. 420.623 to oversee the operation of the shelter site such program shall be established in accordance with normally accepted criteria as defined by the county or its designee.

(4) The professional sports franchise that plays in a facility that benefited from financial assistance from the state and the county in which the facility is located shall, by January 1, 2013, document with the Auditor General that a homeless shelter has been operating at the sports facility from the effective date of the contract between the county and the professional sports franchise.

(5) (a) If the professional sports franchise that plays in a facility that benefited from financial assistance from the

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57 state and the county in which the facility is located cannot  
58 demonstrate to the Auditor General that a homeless shelter has  
59 been operating at the sports facility from the effective date of  
60 the contract between the county and the professional sports  
61 franchise until July 1, 2012, or has only been operating for a  
62 portion of that time, the county and the professional sports  
63 franchise shall refund to the state all funds advanced to the  
64 county and the professional sports franchise by the state, less  
65 the sum representing any month in which the facility has  
66 operated as a homeless shelter.

67 (b) The professional sports franchise that plays in the  
68 facility and the county in which the facility is located shall  
69 refund all assistance received from the state no later than  
70 December 31, 2012.

71 (6) If, after January 1, 2013, the Auditor General  
72 determines that a homeless shelter is still not operating at a  
73 facility that benefited from financial assistance from the  
74 state, the Auditor General shall fine the professional sports  
75 franchise that plays in the facility and the county in which the  
76 facility is located an amount going forward equal to 150 percent  
77 of any financial assistance received each month from the state  
78 until the professional sports franchise and the county are  
79 operating a homeless shelter at the sports facility.

80 Section 2. This act shall take effect July 1, 2012.