

1 HB420  
2 164973-2  
3 By Representatives Jones and Howard  
4 RFD: Ways and Means General Fund  
5 First Read: 07-APR-15



1 necessary for the said purposes but not to exceed \$25,000,000,  
2 plus an additional seven million five hundred thousand dollars  
3 (\$7,500,000) pursuant to Act 97-950, in aggregate principal  
4 amount.

5 "(b) In addition to the authorization provided in  
6 subsection (a), the authority is hereby authorized, from time  
7 to time, to sell and issue its bonds in amounts determined by  
8 the authority to be necessary for the acquisition,  
9 construction, reconstruction, alteration, and improvement of  
10 ~~the Perry County facility~~ facilities. Additional bonds may be  
11 issued to provide for additional bedspace by improving  
12 properties currently owned by the Department of Corrections or  
13 the authority. ~~The proceeds of bonds issued under this~~  
14 ~~subsection shall be expended for facilities in Perry County.~~  
15 The total additional bonds authorized by this subsection shall  
16 not exceed \$60 million.

17 "(c) Any monetary transactions completed pursuant to  
18 Act 2010-729 shall be fully disclosed to the public.

19 "(d) Any bonds issued pursuant to this section shall  
20 be sold by competitive bid if practical and economically  
21 feasible as determined by the authority.

22 (e) The authority is strongly encouraged to utilize  
23 businesses and companies in all aspects of the bond and  
24 construction portions of this chapter that reflect the racial  
25 and ethnic diversity of the state.

26 "§14-2-19.

1           "(a) All proceeds derived from the sale of any  
2 bonds, except refunding bonds, sold by the authority,  
3 remaining after payment of the expenses of issuance thereof,  
4 shall be turned over to the State Treasurer, shall be carried  
5 in a special account to the credit of the authority, and shall  
6 be subject to be drawn on by the authority solely for the  
7 purposes of:

8           "(1) Acquiring land for and constructing,  
9 reconstructing and equipping thereon one or more facilities;

10           "~~(2) Acquiring, constructing, reconstructing,~~  
11 ~~altering, and improving the Perry County facility including~~  
12 ~~providing up to one million dollars to the Perry County~~  
13 ~~Commission to compensate for the future loss of tax revenue.~~

14           "~~(3)~~ (2) Constructing additional improvements on  
15 property currently owned by the Department of Corrections or  
16 the authority in order to provide for additional bedspace.

17           "~~(4)~~ (3) Paying all reasonable and necessary  
18 expenses incidental thereto, including filing, recording,  
19 surveying, legal and engineering fees and expenses;

20           "~~(5)~~ (4) Paying the interest which will accrue on  
21 the said bonds during the period required for the construction  
22 and equipment of the said facilities and for a period not  
23 exceeding six months after the completion thereof; and

24           "~~(6)~~ (5) Paying the principal of and interest on all  
25 then outstanding notes theretofore issued by the authority  
26 pursuant to the provisions of Section 14-2-10.

1           "The balance of the said proceeds thereafter  
2 remaining, unless required for the construction of other  
3 facilities by the authority as shall be determined by  
4 resolution of its board of directors within six months after  
5 completion of the facilities for which the bonds were issued,  
6 shall be set aside as additional security for the bonds or  
7 shall be used to pay, purchase or redeem bonds as may be  
8 provided in the proceedings authorizing their issuance. The  
9 reasonable and necessary expenses incident to the construction  
10 of any facility shall, if deemed advisable by the authority,  
11 include all or any part of the expense of providing temporary  
12 facilities, during the construction of a new facility, for any  
13 penal or correctional institution facility which is demolished  
14 or rendered unserviceable as such.

15           "(b) All proceeds from the sale of refunding bonds  
16 issued by the authority that remain after paying the expenses  
17 of their issuance may be used only for the purpose of  
18 refunding the principal of and any unpaid and accrued interest  
19 on the outstanding bonds of the authority for the refunding of  
20 which the refunding bonds are authorized to be issued,  
21 together with any premium that may be necessary to be paid in  
22 order to redeem or retire such outstanding bonds."

23           Section 2. This act shall become effective  
24 immediately following its passage and approval by the  
25 Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Ways and Means  
General Fund..... . . . . 07-APR-15

Read for the second time and placed  
on the calendar..... . . . . 23-APR-15

Read for the third time and passed  
as amended..... . . . . 07-MAY-15

Yeas 103, Nays 0, Abstains 0

Jeff Woodard  
Clerk