

**STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
Facilities Committee  
January 21, 2015**

**SUBJECT:** Public Private Partnership Guidelines

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**PROPOSED COMMITTEE ACTION**

Discussion of draft guidelines related to Public Private Partnerships.

**AUTHORITY FOR BOARD OF GOVERNORS ACTION**

Article IX, Section 7, Florida Constitution; Sections 1013.171 and 1010.62, Florida Statutes

**BACKGROUND INFORMATION**

Public-Private partnerships (P3s) have been used in Canada and Europe as a common financing mechanism for the past few decades and over the last several years have gained in popularity in the United States as an alternative method for the completion of major capital projects. In Florida, P3s have been used primarily for road projects, such as the I-595 express lanes in Miami and the I-4 expansion project in the Orlando area.

The State University System has been interested in using P3s as well; however, no specific policies governing these complex transactions exist, leading to an ambiguous environment. In each of the past three years, various legislative solutions were proposed to clarify P3 rules for state entities, including state universities. However, while P3 statutes have been adopted for some governmental units, no change in law occurred for the universities. Following the 2014 Session, the Board of Governors conducted a P3 workshop in August, inviting university staff, external P3 experts, the State Division of Bond Finance, the Executive Office of the Governor, and other key stakeholders to participate. Out of this workshop, the consensus position was that Board staff, assisted by the universities, would establish a set of draft guidelines within the existing legal framework for university P3s.

A small working group, led by Vikki Shirley, Board General Counsel, developed the attached draft guidelines and determination matrix as authorized by the Facilities Committee at its September meeting. These draft documents have been circulated to the universities and other interested parties, and an initial conference call was held on December 19, 2014. The universities have requested more time to review the proposed

guidelines, and provide input, and it is anticipated that additional meetings will be held to discuss possible revisions to the draft documents.

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**Supporting Documentation Included:** 1. Guidelines  
2. Determination Matrix

**Facilitators/Presenters:** Mr. Chris Kinsley