

BOND COUNSEL

Hodgson Russ attorneys have significant experience acting as bond counsel to numerous school districts, counties, cities, towns, villages, and other public issuers throughout New York State. We help our clients manage their tax-exempt bond and note financings for infrastructure improvements and other public projects.

Our attorneys handle cash flow financings (TANs and RANs), lease purchase financings, short-term bond anticipation note (BAN) financings, and serial bond financings. We are involved from the project structuring phase through the closing of permanent financing, working closely throughout with public officials, engineers, architects, financial advisors, bankers, underwriters, bond insurers, rating agency representatives, and other professionals. At all stages of the process, we guide our clients through their interactions with government agencies, including the Internal Revenue Service, the New York State Comptroller's Office, the Dormitory Authority of the State of New York, the Environmental Facilities Corporation, the State Education Department, and the Rural Development Administration. After closing, we assist our clients with post-issuance compliance matters and handle both current and advance refundings when we identify opportunities that will reduce our clients' debt service payments.

We have a state-wide bond counsel practice and are consistently ranked among the leading bond counsel firms in New York. We are active in many issuer-based organizations, such as the Government Finance Officers Association, the Association of School Business Officials, the New York State Association of Towns, and the New York State Conference of Mayors and Municipal Officials as well as national organizations such as the National Association of Bond Lawyers.

Experience

Hodgson Russ attorneys assisted a government-sponsored finance entity with construction-to-term loan to complete six greenhouses and related infrastructure for a borrower specializing in hemp tea.

Assisted the foundation of a well-known public university in Central New York with sale of a student housing complex and related bond defeasance.

Hodgson Russ's bond counsel, real estate, environment and energy, and education law attorneys work together to assist school districts in capital improvement projects, including school districts' evaluation of environmental impacts under the State Environmental Quality Review Act (SEQRA). The dozens of projects we have worked on include improvements such as new school buildings and sports facilities,

Contacts

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Professionals

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additions to existing campuses, roadways, and reconstruction and renovation work.

In the News

Coronavirus Resource Center

Are Conduit Debt Issuers Liable for Unpaid Water Rents and Building Code Violations for the Buildings they “Own” Due to Bond Financing; Court of Appeals to Decide
New York Law Review, January 13, 2021

Publications

New State Legislation Provides Financial Flexibility to Local Governments and School Districts
Hodgson Russ Bond Counsel Alert, August 31, 2020

Proposed Legislation to Aid Local Governments and Schools in the Wake of COVID-19
Hodgson Russ Bond Counsel Alert, April 27, 2020

\$500 Billion in Direct Federal Loans Available for Local Governments
Hodgson Russ Municipal Alert, April 14, 2020

New York State Passes \$3 Billion Act for Environmental Restoration and Protection – Next Stop, the Ballot Box
Hodgson Russ Environmental Alert, April 6, 2020

The CARES Act and Public Finance
Hodgson Russ Public Finance Alert, April 1, 2020

Rule 15c2-12 Amendments – Two New Event Notices Required for Continuing Disclosure beginning on February 27, 2019
Bond Counsel Alert, February 22, 2019

Winds of Change - New Clean Renewable Energy Bonds
Central New York Business Journal, December 2015

Presentations & Events

Advanced Debt Management Techniques in the Public Sector
November 9 and 16, 2023

IDA Bond Financing Roundtable
MHAB Life Skills Campus, 14 Dormitory Dr., Plattsburgh, NY, September 18, 2023

Bond Financing Disclosure: Procedures & Training
March 12, 2020

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2017 Capital Project Workshop Series

October 25, 2017

Canada/U.S. Cross-Border Estate and Income Tax Planning

Toronto, Ontario, September 17, 2014

