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A bill to be entitled  
 An act relating to airport transportation facilities;  
 creating s. 332.14, F.S.; creating the "Secure Airports  
 for Florida's Economy Act" or "SAFE Act"; creating the  
 SAFE Council to recommend transportation facility projects  
 to the Legislature; providing for membership,  
 organization, and staff support; providing for a master  
 plan of goals and objectives and specific project  
 recommendations; providing for annual plan updates and  
 submission of plan; providing for project review by the  
 Department of Transportation, the Department of Community  
 Affairs, and the Office of Tourism, Trade, and Economic  
 Development; providing criteria for such reviews;  
 providing for certain costs and expenditure of described  
 funds; providing for joint participation agreements to be  
 executed by the airport and the Department of  
 Transportation for projects; requiring monitoring;  
 providing an effective date.

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

Section 1. Section 332.14, Florida Statutes, is created to  
 read:

332.14 Secure Airports for Florida's Economy Council.--

(1) This section shall be known by the popular name the  
 "Secure Airports for Florida's Economy Act" or the "SAFE Act."

(2) The Secure Airports for Florida's Economy (SAFE)  
 Council is created within the Department of Transportation. The  
 council shall consist of the following 27 members:



30        (a) The airport director, or his or her designee, of each  
31 of the following airports:

- 32        1. Daytona Beach International Airport.
- 33        2. Ft. Lauderdale-Hollywood International Airport.
- 34        3. Gainesville Regional Airport.
- 35        4. Jacksonville International Airport.
- 36        5. Key West International Airport.
- 37        6. Melbourne International Airport.
- 38        7. Miami International Airport.
- 39        8. Naples Municipal Airport.
- 40        9. Okaloosa County Regional Airport.
- 41        10. Orlando International Airport.
- 42        11. Orlando-Sanford International Airport.
- 43        12. Palm Beach County International Airport.
- 44        13. Panama City-Bay County International Airport.
- 45        14. Pensacola Regional Airport.
- 46        15. Sarasota-Bradenton International Airport.
- 47        16. Southwest Florida International Airport.
- 48        17. St. Petersburg-Clearwater International Airport.
- 49        18. Tallahassee Regional Airport.
- 50        19. Tampa International Airport.

51        (b) The executive directors of two general aviation  
52 airports appointed by the Florida Airports Council.

53        (c) The secretary of the Department of Transportation or  
54 his or her designee.

55        (d) The director of the Office of Tourism, Trade, and  
56 Economic Development or his or her designee.

57        (e) The secretary of the Department of Community Affairs  
58 or his or her designee.



59           (f) The Executive Director of the Department of Law  
60 Enforcement or his or her designee.

61           (g) A representative of the airline industry appointed by  
62 the Air Transport Association.

63           (h) A representative of the general aviation industry  
64 appointed by the Florida Aviation Trades Association.

65           (3) Members of the council shall serve without  
66 compensation but are entitled to receive reimbursement for per  
67 diem and travel expenses as provided in s. 112.061. The council  
68 may elect to hire an administrative staff to provide services to  
69 the council on matters relating to the SAFE Act and the council.

70           (4) The council shall adopt bylaws governing the manner in  
71 which the business of the council will be conducted. The bylaws  
72 shall specify the procedure by which the chair of the council is  
73 elected. The council shall meet at the call of its chair, at the  
74 request of a majority of its membership, or at such times as may  
75 be prescribed in its bylaws. However, the council must meet at  
76 least twice a year. All members of the council are voting  
77 members. A majority of voting members of the council constitutes  
78 a quorum for the purpose of transacting the business of the  
79 council. A vote of the majority of the members present is  
80 sufficient for any action of the council, except that a member  
81 representing the Department of Transportation, the Department of  
82 Community Affairs, the Department of Law Enforcement, or the  
83 Office of Tourism, Trade, and Economic Development may vote to  
84 overrule any action of the council approving a project pursuant  
85 to paragraph (7)(a). The bylaws of the council may require a  
86 greater vote for a particular action.

87           (5)(a) The council shall prepare a 5-year SAFE Master Plan



88 defining the goals and objectives of the council concerning the  
89 development of airport facilities and an intermodal  
90 transportation system consistent with the goals of the Florida  
91 Transportation Plan developed pursuant to s. 339.155. The SAFE  
92 Master Plan shall include specific recommendations for:

93 1. The acquisition and construction of transportation  
94 facilities connecting any airport to another transportation  
95 mode.

96 2. The acquisition and construction of transportation  
97 facilities or airport facilities for the purpose of protecting  
98 the safety and security of passengers and cargo, enhancing  
99 international trade, promoting cargo flow, increasing  
100 enplanements, increasing airport revenues, and providing  
101 economic benefits to the state.

102 (b) The council shall update the 5-year SAFE Master Plan  
103 annually and shall submit the plan, no later than February 1 of  
104 each year, to the President of the Senate, the Speaker of the  
105 House of Representatives, the Department of Transportation, the  
106 Department of Community Affairs, the Department of Law  
107 Enforcement, and the Office of Tourism, Trade, and Economic  
108 Development.

109 (6) The council shall develop programs, based on an  
110 examination of existing programs in Florida and other states,  
111 for the training of minorities and secondary school students in  
112 job skills associated with employment opportunities in the  
113 aviation industry. Annually, the council shall report on the  
114 progress of these programs and make recommendations for further  
115 action to the President of the Senate and the Speaker of the  
116 House of Representatives.



117           (7) The SAFE council may utilize, as appropriate and with  
118 legislative spending authorization, any federal, state, and  
119 local government contributions as well as private donations to  
120 fund SAFE Master Plan projects.

121           (a) The council shall adopt rules for evaluating projects  
122 which may be funded under this act. The rules shall provide  
123 criteria for evaluating the economic benefit of the project,  
124 measured by the potential for the proposed project to maintain  
125 or increase airport security, enplanements, cargo flow,  
126 international commerce, airport revenues, and the number of jobs  
127 for the airport's local community.

128           (b) The council shall review and approve or disapprove  
129 each project eligible to be funded pursuant to this act. The  
130 council shall annually submit a list of projects which have been  
131 approved by the council to the Secretary of Transportation, the  
132 Secretary of Community Affairs, the Executive Director of the  
133 Department of Law Enforcement, and the director of the Office of  
134 Tourism, Trade, and Economic Development. The list shall specify  
135 the recommended funding level for each project, and, if staged  
136 implementation of the project is appropriate, the funding  
137 requirements for each stage shall be specified.

138           1. The Department of Community Affairs shall review the  
139 list of projects approved by the council to determine  
140 consistency with approved local government comprehensive plans  
141 of the units of local government in which the airport is located  
142 and consistency with the airport master plan. The Department of  
143 Community Affairs shall identify and notify the council of those  
144 projects which are not consistent, to the maximum extent  
145 feasible, with such comprehensive plans and airport master



146 plans.

147 2. The Department of Transportation shall review the list  
148 of projects approved by the council for consistency with the  
149 Florida Transportation Plan and the department's adopted work  
150 program. In evaluating the consistency of a project, the  
151 department shall determine whether the transportation impact of  
152 the proposed project is adequately handled by existing state-  
153 owned transportation facilities or by the construction of  
154 additional state-owned transportation facilities as identified  
155 in the Florida Transportation Plan and the department's adopted  
156 work program. In reviewing for consistency a transportation  
157 facility project as defined in s. 334.03(31) which is not  
158 otherwise part of the department's work program, the department  
159 shall evaluate whether the project is needed to provide for  
160 projected movement of cargo or passengers from the airport to a  
161 state transportation facility or local road. If the project is  
162 needed to provide for projected movement of cargo or passengers,  
163 the project shall be approved for consistency as a consideration  
164 to facilitate the economic development and growth of the state  
165 in a timely manner. The department shall identify those projects  
166 which are inconsistent with the Florida Transportation Plan and  
167 the adopted work program and shall notify the council of  
168 projects found to be inconsistent.

169 3. The Office of Tourism, Trade, and Economic Development,  
170 in consultation with Enterprise Florida, Inc., shall review the  
171 list of projects approved by the council to evaluate the  
172 economic benefit of the project and to determine whether the  
173 project is consistent with the SAFE Master Plan. The Office of  
174 Tourism, Trade, and Economic Development shall review the



175 economic benefits of each project based upon the rules adopted  
176 pursuant to paragraph (a). The Office of Tourism, Trade, and  
177 Economic Development shall identify those projects which it has  
178 determined do not offer an economic benefit to the state or are  
179 not consistent with the SAFE Master Plan and shall notify the  
180 council of its findings.

181 4. The Department of Law Enforcement shall review the list  
182 of projects approved by the council for consistency with  
183 domestic security provisions of ss. 943.03101, s 943.0311, and  
184 943.0312. The Department of Law Enforcement shall identify those  
185 projects that it has determined are inconsistent with the  
186 state's strategic plan for domestic security and shall notify  
187 the council of its findings.

188 (8) The council shall review the findings of the  
189 Department of Community Affairs, the Department of Law  
190 Enforcement, the Department of Transportation, and the Office of  
191 Tourism, Trade, and Economic Development. Projects found to be  
192 inconsistent by the review process under subparagraphs (7)(b)1.-  
193 4. and projects which have been determined not to offer an  
194 economic benefit to the state by the review process under  
195 subparagraph (7)(b)3. shall be removed from the list of projects  
196 to be funded.

197 (9) The cost for administrative services of the council  
198 shall be paid by all airports that receive funding under the  
199 SAFE Act, based upon a pro rata formula measured by each  
200 recipient's share of the funds as compared to the total funds  
201 disbursed to all recipients during the year. The share of costs  
202 for administrative services shall be paid in its total amount by  
203 the recipient airport upon execution by the airport and the



204 Department of Transportation of a joint participation agreement  
205 for each council-approved project, and such payment is in  
206 addition to the matching funds required to be paid by the  
207 recipient airport.

208 (10) Except as otherwise exempted by law, all moneys  
209 derived from the SAFE programs shall be expended in accordance  
210 with the provisions of s. 287.057. Airports subject to  
211 competitive negotiation requirements of a local governing body  
212 are exempt from this requirement.

213 (11) Project funding expended pursuant to this act shall  
214 be monitored for compliance with all applicable laws.

215 Section 2. This act shall take effect upon becoming a law.