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1 A bill to be entitled

2 An act relating to the Sarasota-Manatee Airport Authority;
3 providing for codification of special laws regarding
4 special districts pursuant to s. 189.429, Florida
5 Statutes, relating to the Sarasota-Manatee Airport
6 Authority, a special district in Manatee and Sarasota
7 Counties; providing legislative intent; codifying,
8 amending, and reenacting chapters 91-358, 92-242, 95-493,
9 97-322, and 2000-480, Laws of Florida; omitting provisions
10 that have had their effect and other obsolete provisions;
11 omitting redundant provisions; revising cross references;
12 providing a saving clause in the event any provision of
13 the act is deemed invalid; repealing chapters 91-358, 92-
14 242, 95-493, 97-322, and 2000-480, Laws of Florida;
15 providing an effective date.

16
17 Be It Enacted by the Legislature of the State of Florida:

18
19 Section 1. Pursuant to chapter 97-255, Laws of Florida,
20 this act constitutes the codification of all special acts
21 relating to the Sarasota-Manatee Airport Authority. It is the
22 intent of the Legislature in enacting this law to provide a
23 single, comprehensive special act charter for the authority,
24 including all current legislative authority granted to the
25 authority by its several legislative enactments and any
26 additional authority granted by this act.

27 Section 2. Chapters 91-358, 92-242, 95-493, 97-322, and
28 2000-480, Laws of Florida, relating to the Sarasota-Manatee
29 Airport Authority, are codified, reenacted, amended, and
30 repealed as herein provided.



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31 Section 3. The charter for the Sarasota-Manatee Airport
32 Authority Act is re-created and reenacted to read:

33 Section 1. Short title.--This act shall be known by the
34 popular name the "Sarasota-Manatee Airport Authority Act."

35 Section 2. Definitions.--As used in this act, the
36 following terms have the following meanings, unless the context
37 indicates another or different meaning or intent:

38 (1) "Airport facilities" means airport facilities of all
39 kinds, including, but not limited to, landing fields, hangars,
40 shops, restaurants and catering facilities, terminals,
41 buildings, and parking facilities and all other facilities
42 necessary or desirable for the landing, taking off, operating,
43 servicing, repairing, and parking of aircraft, the unloading and
44 handling of mail, express, and freight, and the accommodation,
45 convenience, and comfort of passengers, together with related
46 transportation facilities, all necessary appurtenances,
47 machinery, and equipment, and all lands, properties, rights,
48 easements, and franchises relating thereto and considered
49 necessary or convenient by the authority in connection
50 therewith.

51 (2) "Authority" means the authority created by this act
52 or, if such authority is abolished, the board, body, or
53 commission succeeding to the principal functions thereof or to
54 which the powers given by this act to the authority are given by
55 law.

56 (3) "Cost" means the cost of acquiring, constructing,
57 reconstructing, improving, extending, enlarging, or equipping
58 airport facilities and includes financing charges, interest
59 prior to and during construction and for 1 year after completion
60 of construction, cost of engineering, legal, and other



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61 professional services, plans, specifications, surveys, estimates
 62 of cost and of revenues, other expenses necessary or incident to
 63 the determining of the feasibility or practicability of any such
 64 acquisition, construction, reconstruction, improvement,
 65 extension, enlargement, or equipment of airport facilities,
 66 administrative expenses, and such other expenses, including
 67 reasonable provision for working capital and reserves, as may be
 68 necessary or incident to the financing herein authorized, to the
 69 acquisition, construction, reconstruction, improvement,
 70 extension, enlargement, and equipment of airport facilities, and
 71 to the placing of the same in operation by the authority. Any
 72 obligation or expense incurred by the authority or by any
 73 political subdivision prior to the issuance of bonds under the
 74 provisions of this act in connection with the acquisition,
 75 construction, reconstruction, improvement, extension,
 76 enlargement, and equipment of any airport facilities may be
 77 regarded as a part of such cost.

78 Section 3. Creation and membership of authority.--

79 (1) There is hereby created a body politic and corporate
 80 to be known as the "Sarasota-Manatee Airport Authority" for the
 81 purpose of acquiring, constructing, improving, financing,
 82 operating, and maintaining airport facilities. The authority is
 83 constituted a public instrumentality, and the exercise by the
 84 authority of its powers conferred by this act is deemed and held
 85 to be the performance of essential governmental functions.

86 (2)(a) The governing board of the authority shall consist
 87 of six members, three of whom must be residents of Manatee
 88 County and three of whom must be residents of Sarasota County.

89 (b) The three positions on the governing board assigned to
 90 residents of Manatee County shall be designated as seats "M-1,"



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91 "M-2," and "M-3," respectively, and the three positions on the
92 governing board assigned to residents of Sarasota County shall
93 be designated as seats "S-1," "S-2," and "S-3," respectively.

94 (c) Those persons appointed in 2000 and 2001 to seats M-2
95 and S-2, respectively, shall serve until their terms expire in
96 2004. Those persons appointed in 2002 to seats M-1, M-3, and S-1
97 shall serve until their terms expire in 2006. The person
98 appointed in 2002 to seat S-3 shall serve until his or her term
99 expires in 2004.

100 (d) At least 30 days prior to the date of expiration of
101 the term of any member of the authority, or within 30 days after
102 the creation of any vacancy in the membership of the authority
103 resulting from the death, resignation, change of residence, or
104 removal of any such member or from any other cause, the
105 successor of such member shall be appointed by the Governor. Any
106 appointed member is eligible for reappointment. However, a
107 member may not serve more than 8 consecutive years. Other than
108 for an appointment to fill a vacancy in the seat of a member
109 whose term has not yet expired, all appointments shall be for a
110 4-year term, except that the appointment to seat S-3 for the
111 term commencing on November 19, 2002, shall be for 2 years,
112 terminating on November 15, 2004. Thereafter, the term of office
113 for seat S-3 shall be for 4 years. Other than those persons
114 appointed to fill an unexpired term, all appointed members of
115 the authority shall assume office on the third Tuesday of
116 November in the year of appointment.

117 (e) Each appointed member of the authority must be a
118 person of integrity, responsibility, and business ability who is
119 competent and knowledgeable in one or more fields, including,
120 but not limited to, public affairs, law, economics, accounting,



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121 engineering, finance, natural-resources conservation, energy, or
 122 another field substantially related to the duties and functions
 123 of the authority. The membership of the authority shall fairly
 124 represent the specified fields and shall be nonpartisan. It is
 125 desirable, but not essential, that one or more appointed members
 126 be experienced in an aviation-related field. A person who is
 127 serving in another public office is not eligible for appointment
 128 unless that person resigns from the other office before being
 129 appointed to the authority. A person who, at the time of an
 130 anticipated appointment by the Governor, is transacting business
 131 with the authority or who is reasonably expected to transact
 132 business with the authority, either for himself or herself or as
 133 an employee of, agent for, or consultant to any other person or
 134 legal entity, may not be appointed as a member of the authority.

135 (f) Any appointed member of the authority may be suspended
 136 or removed from office by the Governor for good cause affecting
 137 his or her ability to perform his or her duties as a member; for
 138 misfeasance, malfeasance, or nonfeasance in office; or for
 139 violating his or her duty to avoid conduct tending to undermine
 140 decisions of the authority, exposing the authority to liability
 141 for damages, injuring the good name of the authority, or
 142 disturbing the well-being of the authority's staff or employees.

143 Section 4. Organization and conduct of business of
 144 authority.--

145 (1) The authority shall select one of its members as
 146 chair, who shall serve as such at the pleasure of the authority.
 147 The authority shall also select one of its members to act as
 148 secretary of the authority. The authority shall employ a
 149 treasurer and may employ an assistant treasurer, neither of whom
 150 may be employed as airport manager. The treasurer or, in his or



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151 her absence, the assistant treasurer shall sign all checks paid
152 out by the authority, which shall be countersigned by the chair
153 of the authority or, in the absence of the chair, by the vice
154 chair as provided in subsection (19) of section 5. The treasurer
155 shall assist the airport manager in the preparation of the
156 annual airport budget, which budget must be approved by the
157 authority prior to becoming effective. Such persons shall act as
158 secretary of the authority and as treasurer of the authority,
159 respectively, at the pleasure of the authority.

160 (2) A majority of the members of the authority constitutes
161 a quorum, and the affirmative vote of a majority of a quorum of
162 the members of the authority is necessary for any action taken
163 by the authority.

164 (3) Each member may be paid an annual salary of \$2,000, to
165 be paid in equal monthly installments. Members shall be
166 reimbursed for the amount of actual expenses incurred by them in
167 the performance of their duties. Members shall be reimbursed for
168 mileage as provided in section 112.061, Florida Statutes, from
169 their places of residence to the place of meeting and return and
170 for vicinity mileage incurred in the performance of their
171 duties. The members shall also be reimbursed for, or the
172 authority may purchase on a member's behalf, insurance covering
173 a member while traveling on official business. The proceeds of
174 such insurance shall be payable to such beneficiary as the
175 member directs. The travel expenses, subsistence, and lodging
176 expenses of a member of the authority or of an authority
177 employee may not exceed those prescribed by section 112.061,
178 Florida Statutes, unless actual reasonable expenses in excess of
179 those prescribed by section 112.061, Florida Statutes, are
180 specifically authorized, prior to the incurring of such



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181 expenses, by action of the authority taken at a regular monthly
 182 meeting at which the question of such expenses appears as a
 183 separate item on the agenda.

184 (4) All medical and dental records and medical and dental
 185 claims records in the custody of the authority relating to
 186 authority employees, former authority employees, or eligible
 187 dependents of such employees enrolled in an authority group
 188 insurance plan or self-insurance plan shall be kept confidential
 189 and are exempt from the provisions of section 119.07(1), Florida
 190 Statutes. Such records may not be furnished to any person other
 191 than the employee or his or her legal representative, except
 192 upon written authorization of the employee, but may be furnished
 193 in any civil or criminal action, unless otherwise prohibited by
 194 law, upon the issuance of a subpoena from a court of competent
 195 jurisdiction and proper notice to the employee or his or her
 196 legal representative by the party seeking such records.

197 Section 5. Powers of the authority.--The authority is
 198 authorized and empowered:

199 (1) To adopt bylaws for the regulation of its affairs and
 200 the conduct of its business.

201 (2) To adopt an official seal and alter the same at its
 202 pleasure.

203 (3) To maintain an office at such place or places as it
 204 may designate, within Sarasota and Manatee Counties only.

205 (4) To sue and be sued in its own name and plead and be
 206 impleaded.

207 (5) To acquire, lease as lessee or lessor, construct,
 208 reconstruct, improve, extend, enlarge, equip, repair, maintain,
 209 and operate any airport facilities within either or both of the
 210 Counties of Sarasota and Manatee.



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211 (6) To lease as lessor for other than airport purposes, or
212 to sell or otherwise dispose of, any land or other airport
213 facilities that it has determined are no longer used or useful
214 for airport purposes, subject, however, to any limitations
215 imposed on such leasing or disposition by any bonds issued by
216 the authority hereunder or by any proceedings taken in
217 connection with the issuance of such bonds or by any contracts
218 entered into hereunder with either or both of the Counties of
219 Sarasota and Manatee.

220 (7) To issue bonds of the authority, as provided in this
221 act, to pay the cost of such acquisition, construction,
222 reconstruction, improvement, extension, enlargement, or
223 equipment.

224 (8) To issue refunding bonds of the authority as provided in
225 this act.

226 (9) To combine any airport facilities for the purpose of
227 operation and financing.

228 (10) To fix and revise from time to time and collect
229 rates, fees, and other charges for the use of or for the
230 services furnished by any airport facilities.

231 (11) To acquire real property in the name of the authority
232 by gift, purchase, or the exercise of the power of eminent
233 domain in accordance with the laws of this state which may be
234 applicable to the exercise of such powers by counties or
235 municipalities, including, without limitation, the leasehold
236 interest of lessees under leases made by the authority as
237 lessor; to acquire such personal property as it considers
238 necessary in connection with the acquisition, construction,
239 reconstruction, improvement, extension, enlargement, equipment,
240 operation, maintenance, or repair of any airport facilities; and



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241 to hold and dispose of all such real and personal property under
 242 its control. The power granted in this subsection, and under
 243 subsection (5) for acquisition of lands, is limited to lands or
 244 interests therein needed for airport purposes for the existing
 245 Sarasota-Bradenton International Airport; however, such
 246 limitation does not apply to any other lands or interests
 247 therein if:

248 (a) The acquisition is for a general aviation facility
 249 that is not acquired for purposes of accommodating major
 250 certified air carriers and the acquisition is approved by
 251 resolutions of the county and municipality, if any, within which
 252 such lands lie; or

253 (b) The acquisition is for use by major certified air
 254 carriers and has been approved in a referendum of electors in
 255 each of the Counties of Manatee and Sarasota.

256 (12) To exercise the power of eminent domain in accordance
 257 with the provisions of chapter 74, Florida Statutes, as from
 258 time to time amended, or any successor statute, in the same
 259 manner as therein provided for the acquiring of rights-of-way
 260 for the state highway system and to take title to lands in fee
 261 simple absolute or such lesser estate as may be specified in the
 262 declaration of taking, upon the deposit of such sum as the court
 263 determines will fully secure and fully compensate the persons
 264 lawfully entitled to compensation.

265 (13) To make and enter into all contracts and agreements
 266 necessary or incidental to the performance of its duties and the
 267 execution of its powers under this act, including a trust
 268 agreement or trust agreements securing any bonds issued under
 269 this act, and to employ such consulting and other engineers,
 270 superintendents, managers, construction and financial experts,



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271 accountants and attorneys, and employees and agents as are, in
272 the judgment of the authority, necessary, and to fix and pay
273 their compensation, and, with regard to such superintendents,
274 managers, accountants, and employees, to provide for deferred
275 compensation, health, accident, and disability payments, and
276 other fringe benefits; to provide for health, accident, and
277 disability payments for members of the authority; and to remove
278 any employee at any time upon such notice as the authority
279 considers fair and reasonable by a majority vote of the members
280 of the authority; however, all such expenses must be payable
281 solely from funds made available under the provisions of this
282 act.

283 (14) To accept grants of money or materials or property of
284 any kind for any airport facilities from any federal or state
285 agency, political subdivision, or other public body or from any
286 private agency or individual, upon such terms and conditions as
287 may be imposed, and to enter into contracts and grants
288 agreements with the Federal Aviation Administration, or any
289 successor or successors thereof, and with the State of Florida
290 or any of its agencies, in the capacity of sponsor or cosponsor
291 of any airport development project involving the acquisition,
292 construction, reconstruction, improvement, extension,
293 enlargement, or equipment of any airport facilities owned or
294 operated by the authority, pursuant to any federal or state law
295 providing for aid to airports.

296 (15) To purchase money mortgages on any additional
297 property purchased by the authority, or to purchase property
298 subject to mortgages; however, the security instrument
299 evidencing any such mortgage must expressly limit and confine
300 the lien of the mortgage to the property so purchased.



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301 (16) To borrow money from time to time, and to procure one
 302 or more lines of credit from time to time in furtherance
 303 thereof, for any corporate purpose of the authority and to
 304 secure any such loan by executing a promissory note or notes in
 305 the name of the authority pledging any revenues of the
 306 authority; however, any such promissory note is, and must state
 307 on its face that it is, subordinate and subject in right to
 308 payment from the revenues of any airport facilities (but not
 309 subordinate and subject in right to payment from federal or
 310 state grants unless so provided in any resolution or trust
 311 agreement as mentioned hereinafter) to all bonds and bond
 312 anticipation notes theretofore or thereafter issued by the
 313 authority pursuant to this act or any other statute for the
 314 purpose of paying the cost of acquiring, constructing,
 315 reconstructing, improving, extending, enlarging, or equipping
 316 any airport facilities, except to the extent otherwise provided
 317 in any resolution or trust agreement authorizing or securing,
 318 respectively, such bonds or bond anticipation notes.

319 (17) To exercise and perform all powers and prerogatives
 320 conferred upon political subdivisions by chapter 333, Florida
 321 Statutes, as from time to time amended, or any successor
 322 statute, with respect to the adoption and enforcement of airport
 323 zoning regulations under the provisions of that chapter, and, if
 324 the authority adopts or causes to be adopted airport zoning
 325 regulations pursuant to that chapter, the regulations so adopted
 326 supersede the regulations theretofore adopted by the airport
 327 zoning board of Sarasota and Manatee Counties, insofar as such
 328 regulations of the airport zoning board of Sarasota and Manatee
 329 Counties pertain to airports that are under the jurisdiction of
 330 the authority.



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331 (18) To construct, maintain, operate, lease, and regulate
 332 motor vehicle parking facilities for the agents, employees,
 333 guests, and business invitees of the authority or its tenants
 334 and the visiting public.

335 (a) The authority may enter into lease and franchise
 336 agreements with private persons or corporations as tenants or
 337 operators of such facilities upon such terms and for such
 338 periods of time as the authority considers appropriate. The
 339 authority shall hold a public hearing, after the publication of
 340 a notice of such hearing in a newspaper of general circulation
 341 in Sarasota County and in a newspaper of general circulation in
 342 Manatee County at least one time no less than 10 days or more
 343 than 25 days prior to such hearing, to:

344 1. Consider the establishment of rates or fees, if any,
 345 that will be charged to persons who use any such parking
 346 facility; or

347 2. Consider any subsequent revisions therein that increase
 348 such rates or fees. The authority may pledge the income and
 349 revenues derived from such leases and franchise agreements as
 350 security for the repayment of loans extended to the authority or
 351 as security for the payment of any bonds of the authority issued
 352 pursuant to section 6 of this act as it considers necessary or
 353 desirable from time to time.

354 (b) The authority may cause any motor vehicle parked on
 355 authority property without its permission to be removed by a
 356 person regularly engaged in the business of towing motor
 357 vehicles, without liability for the cost of removal,
 358 transportation, or storage or damages caused by such removal,
 359 transportation, or storage, if notice is prominently posted on
 360 the property or has been personally given to the owner or driver



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361 of the motor vehicle that the area in which such vehicle is
 362 parked is reserved or is otherwise unavailable for unauthorized
 363 vehicles. Whenever any motor vehicle is so removed, the
 364 authority shall, upon request, immediately and without demanding
 365 compensation, inform the owner or lessor of such motor vehicle
 366 of the name and location of the person or company that removed
 367 the vehicle. The person causing the removal of the motor vehicle
 368 shall forthwith notify the nearest police department of the
 369 removal and the name and location of the person who removed the
 370 vehicle.

371 (19) To adopt a budget prior to September 30 of each year
 372 for the ensuing fiscal year commencing October 1. The budget,
 373 after adoption, may be amended or altered only by action of the
 374 authority taken at a regular or special meeting. In any fiscal
 375 year, the authority may not authorize the expenditure of
 376 authority funds in excess of those budgeted, except to the
 377 extent that the actual or anticipated receipts exceed the
 378 budgeted income. All checks for disbursement of funds of the
 379 authority must be signed by the treasurer or, in the absence of
 380 the treasurer, by the assistant treasurer, and must be
 381 countersigned by the chair or, in the absence of the chair, by
 382 the vice chair. The authority, through its bylaws, shall
 383 establish the procedure for determining the absence of the chair
 384 or treasurer for purposes of the countersigning of checks by the
 385 vice chair or the assistant treasurer, respectively.

386 (20) To do all acts and things necessary or convenient to
 387 carry out the powers granted by this act.

388 (21) To invest and reinvest any surplus public funds in
 389 its control or possession in such investments as are authorized
 390 by law or ordinance for the investment of surplus public funds



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391 by the Board of County Commissioners of Sarasota County or
 392 Manatee County. Every security purchased on behalf of the
 393 authority shall be properly earmarked and:

394 (a) If registered with the issuer or its agents, shall be
 395 immediately placed for safekeeping in a location which protects
 396 the authority's interest in the security;

397 (b) If in book entry form, shall be held for the credit of
 398 the authority by a depository chartered by either the Federal
 399 Government or the state and shall be kept by the depository in
 400 an account separate and apart from the assets of the financial
 401 institution; or

402 (c) If physically issued to the authority but not
 403 registered with the issuer or its agents, shall be immediately
 404 placed for safekeeping in a safety-deposit box in a financial
 405 institution in this state that maintains adequate safety-deposit
 406 box insurance.

407 Section 6. Bonds.--

408 (1) The authority may issue, at one time or from time to
 409 time, bonds of the authority for the purpose of paying all or
 410 any part of the cost of acquiring, constructing, reconstructing,
 411 improving, extending, enlarging, or equipping any airport
 412 facilities. The bonds of each issue shall be dated, shall mature
 413 at such time or times, not exceeding 40 years after their date
 414 or dates, and shall bear interest at such rate or rates as are
 415 determined by the authority, not exceeding the maximum rate then
 416 specified in section 215.84, Florida Statutes, unless a higher
 417 rate is approved by the State Board of Administration pursuant
 418 to that section, and may be made redeemable before maturity, at
 419 the option of the authority, at such price or prices and under
 420 such terms and conditions as may be fixed by the authority prior



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421 to the issuance of the bonds. The authority shall determine the
422 form and the manner of execution of the bonds, including any
423 interest coupons to be attached thereto, and shall fix the
424 denomination or denominations of the bonds and the place or
425 places of payment of principal and interest, which may be at any
426 bank or trust company within or without the state. In case any
427 officer whose signature or a facsimile of whose signature must
428 appear on any bonds or coupons ceases to be such officer before
429 the delivery of such bonds, such signature or such facsimile is
430 nevertheless valid and sufficient for all purposes, the same as
431 if he or she had remained in office until such delivery.
432 Notwithstanding any other provisions of this act or any recitals
433 in any bond issued under the provisions of this act, all such
434 bonds are deemed to be investment securities under chapter 678,
435 Florida Statutes. The bonds may be issued in coupon form or
436 registered form without coupons or both, as the authority
437 determines, and provision may be made for the registration of
438 any coupon bonds as to principal alone and also as to both
439 principal and interest and for the reconversion into coupon
440 bonds of any bonds registered as to both principal and interest.
441 The authority may sell such bonds in such manner, either at
442 public or private sale, and for such price as it determines to
443 be in the best interest of the authority.

444 (2) The proceeds of the bonds of each issue shall be used
445 solely for the purpose for which such bonds were authorized and
446 shall be disbursed in such manner and under such restrictions,
447 if any, as the authority may provide in the resolution
448 authorizing the issuance of such bonds or in the trust agreement
449 securing the same. Unless otherwise provided in the authorizing
450 resolution or in the trust agreement securing such bonds, if the



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451 proceeds of such bonds, by error of estimates or otherwise, is
452 less than the amount required for such purpose, additional bonds
453 may in like manner be issued to provide the amount of such
454 deficit and are entitled to payment from the same fund without
455 preference or priority of the bonds first issued for the same
456 purpose.

457 (3) The resolution providing for the issuance of bonds,
458 and any trust agreement securing such bonds, may also contain
459 such limitations upon the issuance of additional bonds as the
460 authority considers proper, and such additional bonds shall be
461 issued under such restrictions and limitations as may be
462 prescribed by such resolution or trust agreement.

463 (4) Prior to the preparation of definitive bonds, the
464 authority may, under like restrictions, issue interim receipts
465 or temporary bonds, with or without coupons, exchangeable for
466 definitive bonds when such bonds have been executed and are
467 available for delivery. The authority may also provide for the
468 replacement of any bonds that become mutilated or that have been
469 destroyed or lost.

470 (5) Bonds may be issued under this act without obtaining
471 the consent of any commission, board, bureau, or agency of the
472 state or of any political subdivision, and without any other
473 proceeding or the happening of other conditions or things than
474 those proceedings, conditions, or things that are specifically
475 required by this act.

476 Section 7. Rates, fees, and other charges.--The authority
477 may fix and revise from time to time, either by agreement with a
478 user or by resolution of the authority, rates, fees, including,
479 without limitation, landing fees, and other charges for the use
480 of and for the services furnished or to be furnished by any



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481 airport facilities owned or operated by the authority. Such
 482 rates, fees, and charges are not subject to supervision or
 483 regulation by any bureau, board, commission, or other agency of
 484 the state or of any political subdivision. Such rates, fees, and
 485 charges shall be fixed and revised so that the revenues of the
 486 authority, together with any other available funds, will be
 487 sufficient at all times:

- 488 (1) To pay the cost of maintaining, repairing, and
 489 operating the airport facilities owned or operated by the
 490 authority, including reserves for such purposes; and
 491 (2) To pay the principal of and premium, if any, and
 492 interest on all bonds issued by the authority under this act to
 493 pay for the cost of acquiring, constructing, reconstructing,
 494 improving, extending, enlarging, or equipping any airport
 495 facilities as the same become due and payable and to provide
 496 reserves therefor.

497
 498 Notwithstanding any of the foregoing provisions of this section,
 499 the authority may enter into contracts relating to the use of,
 500 or for the services furnished or to be furnished by, any airport
 501 facilities, which contracts are not subject to revision except
 502 in accordance with their terms.

503 Section 8. Trust agreement or resolution.--

- 504 (1) In the discretion of the authority, each or any issue
 505 of bonds may be secured by a trust agreement by and between the
 506 authority and a corporate trustee, which may be any trust
 507 company or bank having the powers of a trust company within or
 508 without the state. It is lawful for any bank or trust company
 509 incorporated under the laws of this state which may act as
 510 depository of the proceeds of bonds or of revenues, to furnish



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511 such indemnifying bonds or to pledge such securities as may be
 512 required by the authority. The resolution authorizing the
 513 issuance of bonds or any trust agreement securing such bonds may
 514 set forth the rights and remedies of the bondholders and of the
 515 trustee, if any, and may restrict the individual right of action
 516 by bondholders. Such resolution or trust agreement may contain
 517 such other provisions in addition to the foregoing as the
 518 authority considers reasonable and proper for the security of
 519 the bondholders. The authority may provide for the payment of
 520 the proceeds of the sale of the bonds and the revenues of any
 521 airport facilities to such officer, board, or depository as it
 522 designates for the custody thereof, and for the method of
 523 disbursement thereof, with such safeguards and restrictions as
 524 it determines. All expenses incurred in carrying out the
 525 provisions of such resolution or trust agreement may be treated
 526 as a part of the cost of operation.

527 (2) The resolution authorizing the issuance of bonds to
 528 pay the cost of acquiring, constructing, reconstructing,
 529 improving, extending, enlarging, or equipping any airport
 530 facilities or any trust agreement securing bonds issued for such
 531 purpose may pledge the revenues to be received from any airport
 532 facilities of the authority, but may not convey or mortgage any
 533 of such facilities, and may contain such provisions for
 534 protecting and enforcing the rights and remedies of the
 535 bondholders as are reasonable and proper and not in violation of
 536 law, including, without limitation, covenants setting forth the
 537 duties of the authority in relation to the acquisition,
 538 construction, reconstruction, improvement, maintenance, repair,
 539 operation, and insurance of any such facilities, the fixing and
 540 revising of rates, fees, and charges, and the custody,



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541 safeguarding, and application of all moneys, and for the
 542 employment of consulting engineers in connection with such
 543 acquisition, construction, reconstruction, improvement,
 544 maintenance, repair, operation, or insurance.

545 (3) Any pledge of revenues of any airport facilities under
 546 this act is valid and binding from the time such pledge is made.
 547 Any such revenues so pledged and thereafter received by the
 548 authority are immediately subject to the lien of such pledge
 549 without any physical delivery thereof or further action, and the
 550 lien of such pledge is valid and binding as against all parties
 551 having claims of any kind in tort, contract, or otherwise
 552 against the authority, irrespective of whether such parties have
 553 notice thereof.

554 Section 9. Contributions of certain political subdivisions.--

555 (1) The governing body of each of the Cities of Sarasota
 556 and Bradenton and each of the Counties of Sarasota and Manatee
 557 may make grants of money to the authority and may lease, lend,
 558 grant, or convey to the authority, with or without
 559 consideration, real or personal property for use by the
 560 authority for the acquisition, construction, reconstruction,
 561 improvement, extension, enlargement, equipment, maintenance, or
 562 operation of any airport facilities; however, if the approval at
 563 an election by the qualified electors of any such city or county
 564 is required by the constitution of the state, such election must
 565 be called, noticed, and conducted and the result thereof
 566 determined and declared in the manner required by the Florida
 567 Election Code, chapters 97 through 106, Florida Statutes, as
 568 from time to time amended, or any successor statute.

569 (2) The board of county commissioners of each of the
 570 Counties of Sarasota and Manatee may:



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571 (a) Levy annually an ad valorem tax on all the taxable
 572 property in such county for the purpose of providing funds for
 573 contribution to the authority for use by the authority for the
 574 acquisition, construction, reconstruction, improvement,
 575 extension, enlargement, equipment, maintenance, or operation of
 576 any airport facilities and for the payment of the principal of
 577 and premium, if any, and interest on any bonds issued by the
 578 authority under this act other than bonds issued pursuant to
 579 section 10 of this act.

580 (b) Enter into contracts, with or without consideration,
 581 for such periods of time as such board of county commissioners
 582 determines, providing for the making of annual or other
 583 contributions from any non-ad valorem tax revenues or any ad
 584 valorem tax revenues available for such contributions to the
 585 authority for use by the authority for the acquisition,
 586 construction, reconstruction, improvement, extension,
 587 enlargement, equipment, maintenance, repair, or operation of any
 588 airport facilities and for the payment of the principal of and
 589 premium, if any, and interest on any bonds issued by the
 590 authority under this act other than bonds issued pursuant to
 591 section 10 of this act or for making up any deficiencies in the
 592 revenues of the authority necessary for any such purposes; and
 593 pledge the taxing power of such county to the payment of such
 594 contributions.

595 (c) Issue bonds of the county payable from the taxes
 596 authorized in this section to be levied or from any other source
 597 available to the county, for the purpose of providing funds to
 598 be granted to the authority for application to the payment of
 599 the cost of acquisition, construction, reconstruction,
 600 improvement, extension, enlargement, or equipment of any airport



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601 facilities, such bonds to be issued under the provisions of any
 602 law applicable to the issuance of bonds or other obligations by
 603 the county; however, in any case in which the approval at an
 604 election by the qualified electors residing in the county is
 605 required by the State Constitution for the exercise of any of
 606 the powers conferred by this section, such approval must be
 607 obtained before such powers are exercised. Any election to be
 608 held for the purpose of obtaining the approval of such qualified
 609 electors shall be held and the result thereof determined and
 610 declared in the manner provided by the Florida Election Code.

611 (d) Enter into contracts and grant agreements with the
 612 Federal Aviation Administration, or any successor or successors
 613 thereof, the State of Florida or any of its agencies, and the
 614 authority in the capacity of sponsor or cosponsor of any airport
 615 development project involving the acquisition, construction,
 616 reconstruction, improvement, extension, enlargement, or
 617 equipment of any airport facilities owned or operated by the
 618 authority, pursuant to any federal or state law providing for
 619 aid to airports.

620 (3) The governing body of each of the Cities of Sarasota
 621 and Bradenton and each of the Counties of Sarasota and Manatee
 622 may purchase, from time to time from any moneys of such city or
 623 county which are made available therefor, bonds issued by the
 624 authority pursuant to the provisions of this act other than
 625 bonds issued pursuant to section 10 of this act; however, not
 626 one of such cities or counties may at any one time hold such
 627 bonds in a principal amount exceeding \$100,000.

628 Section 10. Industrial development revenue bonds.--

629 (1) It is the purpose of this section to authorize the
 630 authority to foster and encourage the development of industrial



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631 facilities, including pollution control facilities, to create or
 632 preserve employment opportunities, to protect the physical
 633 environment, to preserve and increase the prosperity of the
 634 Counties of Sarasota and Manatee, and to promote the general
 635 welfare of all their citizens without the use of public funds by
 636 issuing industrial development revenue bonds to assist the
 637 financing of such facilities. It is declared that there are a
 638 number of industrial facilities on lands presently owned by the
 639 authority which are greatly in need of reconstruction,
 640 improvement, remodeling, replacement, or enlargement in order
 641 that these lands and facilities may be best utilized pending any
 642 future use of such lands and facilities for airport purposes and
 643 that the financing of such reconstruction, improvement,
 644 remodeling, replacement, or enlargement, as provided in this
 645 section, will enable the authority to maintain or increase its
 646 income from such lands and facilities. It is further declared
 647 that the actions authorized by this section serve a public
 648 purpose and that in carrying out the provisions of this section
 649 the authority is regarded as performing an essential
 650 governmental function. The outstanding industrial development
 651 revenue bonds authorized by this section may not at any time
 652 exceed \$3 million in the aggregate.

653 (2) As used in this section, the following terms have the
 654 following meanings, unless the context indicates another or
 655 different meaning or intent:

656 (a) "Bond" means an evidence of indebtedness issued by the
 657 authority under this act to finance an industrial project in
 658 whole or in part or to refund indebtedness incurred for that
 659 purpose.

660 (b) "Debt service" means the amounts required to pay bonds



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661 according to their terms and includes amounts representing
 662 principal, premium, and interest.

663 (c) "Financing document" means a written instrument
 664 establishing the rights and responsibilities of the authority
 665 and the user with respect to an industrial facility financed by
 666 the issue of bonds under this act.

667 (d) "Industrial facility" means any property financed or
 668 to be financed under the provisions of this section, which may
 669 include structures and appurtenances incidental to any of the
 670 hereinafter detailed purposes such as utility lines, storage
 671 accommodations, or transportation facilities on any property
 672 owned by the authority on the effective date of this act,
 673 whether real or personal or a combination of both types of
 674 property, which is suitable for:

675 1. Manufacturing, processing, assembling, or warehousing
 676 goods or materials for sale or distribution, but does not
 677 include raw materials, work in process, or stock in trade;

678 2. The conduct of research and development activities;

679 3. Collecting or processing any kind of waste material for
 680 reuse or disposal;

681 4. Reducing, mitigating, or eliminating pollution of land,
 682 air, or water by substances, heat, or sound; or

683 5...Any combination of the foregoing activities, uses, or
 684 purposes.

685 (e) "Industrial project" means the creation,
 686 establishment, acquisition, construction, expansion, remodeling,
 687 or replacement of an industrial facility financed by the issue
 688 of bonds under this act.

689 (f) "Project costs" means any costs or expenses reasonably
 690 incidental to an industrial project and may, without limitation,



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691 include the costs of:

- 692 1. Issuing bonds to finance an industrial project;
- 693 2. Acquiring land, buildings, structures, and facilities,
- 694 whether by lease, purchase, construction, or otherwise;
- 695 3. Acquiring rights in or over land, air, or water;
- 696 4. Improving land and improving buildings, structures, and
- 697 facilities by remodeling, reconstruction, replacement, or
- 698 enlargement;
- 699 5. Acquiring and installing machinery and equipment;
- 700 6. Obtaining professional or advisory services;
- 701 7. Paying interest prior to and during construction and until
- 702 1 year after completion of a project; and
- 703 8. Creating reserves.

704 (g) "Security document" means a written instrument
 705 establishing the rights and responsibilities of the authority
 706 and the holders of bonds issued to finance an industrial
 707 facility.

708 (h) "User" means the person entitled to the use or
 709 occupancy of an industrial facility and primarily responsible
 710 for making payments sufficient to meet the debt service on the
 711 bonds issued to finance the facility.

712 (3) The authority may:

713 (a) Engage in industrial projects and acquire and dispose
 714 of ownership or possessory interests in industrial facilities
 715 located on land owned by the authority on the effective date of
 716 this act; however, in the exercise of its powers granted under
 717 this section, the authority has no power to sell or convey such
 718 land or to encumber the fee simple title to such land by way of
 719 mortgage, deed of trust, subordination agreement, or other
 720 similar instrument.



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721 (b) Issue bonds to:
 722 1. Pay project costs;
 723 2. Reimburse a user or a related person for payment of
 724 project costs made before or after bonds are issued; or
 725 3. Refund bonds previously issued.
 726 (c) Execute financing documents and security documents and
 727 perform obligations and exercise powers created thereby.
 728 (d) Dispose of all or part of any industrial facility by
 729 sale or otherwise for the benefit of the bondholders in the
 730 event of default by a user under a financing document, but only
 731 to the extent authorized by the financing document or security
 732 document.
 733 (e) Make contracts or take any other action that is
 734 necessary or desirable in connection with the exercise of the
 735 powers granted under this section.
 736 (4) This section does not authorize the authority to
 737 operate an industrial facility itself or to conduct any business
 738 enterprise therewith except to the extent the authority is
 739 authorized to do so by any other provision of this act or by any
 740 other law.
 741 (5) The authority's ownership or possessory interest in
 742 the industrial facility under a financing document may, subject
 743 to the provisions of paragraph (3)(c), be that of owner, lessor,
 744 lessee, conditional or installment vendor, mortgagor, mortgagee,
 745 or otherwise.
 746 (6) Every financing document must:
 747 (a) Provide for payments by the user at such times and in
 748 such amounts as are necessary in order to pay the debt service
 749 on all bonds issued to finance the industrial project as they
 750 become due.



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751 (b) Obligate the user to pay all the costs and expenses of
 752 operation, maintenance, and upkeep of the industrial facility
 753 and to pay reasonable rentals to the authority for the use of
 754 any lands and other property of the authority not constituting
 755 an industrial facility or part thereof.

756 (7) Any financing document may:

757 (a) Bear any appropriate title.

758 (b) Involve property in addition to the property financed by
 759 the bonds.

760 (c) Be in the nature of a lease, a sale and leaseback, a
 761 lease purchase, a conditional sale, or an installment sales
 762 secured by a purchase money mortgage or any other similar
 763 transaction.

764 (d) Provide for payments by the user which include amounts
 765 in addition to the amounts required to pay debt service.

766 (e) Obligate a user to make payments before the industrial
 767 facility exists or becomes functional and to make payments after
 768 the industrial facility has ceased to exist or be functional to
 769 any extent and from any cause whatsoever.

770 (f) Obligate a user to make payments regardless of whether
 771 the user is in possession or is entitled to be in possession of
 772 the industrial facility.

773 (g) Allocate responsibility between the authority and the
 774 user for making purchases and contracts required for the
 775 project.

776 (h) Provide that some or all of the user's obligations are
 777 unconditional and binding and enforceable in all circumstances
 778 whatsoever notwithstanding any other provision of law.

779 (i) Contain such other provisions and covenants relating
 780 to the use, maintenance, and replacement of the industrial



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781 facility as the authority and the user consider necessary for
 782 the protection of themselves or others.

783 (8) A security document may:

784 (a) Contain an assignment, pledge, mortgage, or other
 785 encumbrance of all or part of the authority's interest in, or
 786 right to receive payments with respect to, an industrial
 787 facility under a financing document.

788 (b) Bear any appropriate title.

789 (c) Provide for a trustee for the benefit of holders of
 790 bonds issued to finance an industrial facility.

791 (d) Be combined with a financing document as one instrument.

792 (e) Contain covenants of the authority as to:

793 1. The creation and maintenance of reserves;

794 2. The issuance of other bonds with respect to the industrial
 795 facility;

796 3. The custody, investment, and application of moneys;

797 4. The disposition of insurance or condemnation proceeds;

798 5. The use of surplus bond proceeds;

799 6. Action by the authority in the event of a default by the
 800 user under the financing document;

801 7. The subjecting of additional property to the lien of the
 802 security document; and

803 8. Any other matter that affects the security of the bonds in
 804 any way.

805 (f) Limit the rights of bondholders to enforce obligations
 806 of the authority thereunder or under the financing document.

807 (9) Any assignment, pledge, mortgage, or other encumbrance
 808 of all or part of the authority's right to receive payments with
 809 respect to an industrial facility contained in a security
 810 document is valid and binding from the time such security



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811 document is executed or adopted; and the payments so assigned,
 812 pledged, mortgaged, or otherwise encumbered and thereafter
 813 received by the authority are immediately subject to the lien of
 814 such assignment, pledge, mortgage, or other encumbrance, with or
 815 without any physical delivery thereof or further action; and the
 816 lien of such pledge is valid and binding as against all parties
 817 having claims of any kind in tort, contract, or otherwise
 818 against the authority, irrespective of whether such parties have
 819 notice thereof.

820 (10) Bonds of the authority may be issued pursuant to this
 821 section in the same manner as provided in sections 6, 11, 12,
 822 and 13 of this act. The term "trust agreement," as used in such
 823 sections, means and includes, in the case of bonds issued
 824 pursuant to this section, any security document.

825 (11) Bonds issued under this section do not constitute
 826 debts of the state or of any political subdivision thereof or a
 827 pledge of the faith and credit of the state or of any political
 828 subdivision; however, such bonds are obligations of the
 829 authority payable solely from the funds herein provided
 830 therefor, and a statement to that effect must be recited on the
 831 face of the bonds.

832 (12) The financing document and the security document must
 833 provide that under no circumstances is the authority obligated,
 834 directly or indirectly, to pay the cost of any industrial
 835 project, the expenses of operation or maintenance of any
 836 industrial facility, or the debt service on any bonds issued to
 837 finance an industrial project except from the proceeds of such
 838 bonds or from funds received under the financing document,
 839 exclusive of any funds received thereunder by the authority for
 840 its own use.



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841 Section 11. Trust funds.--All moneys received pursuant to
 842 the authority of this act are deemed to be trust funds and must
 843 be held and applied solely as provided in this act. The
 844 resolution authorizing the issuance of bonds or the trust
 845 agreement securing such bonds must provide that any officer to
 846 whom, or bank, trust company, or fiscal agent to which, such
 847 moneys are paid shall act as trustee of such moneys and shall
 848 hold and apply the same for the purposes hereof, subject to such
 849 regulations as the act and such resolution or trust agreement
 850 may provide.

851 Section 12. Remedies.--Any holder of bonds issued under
 852 the provisions of this act or of any of the coupons appertaining
 853 thereto, and the trustee under any trust agreement, except to
 854 the extent the rights herein given may be restricted by the
 855 resolution authorizing the issuance of such bonds or such trust
 856 agreement, may by suit, action, mandamus, or other proceeding
 857 protect and enforce any and all rights under the laws of the
 858 state or granted hereunder or under such resolution or trust
 859 agreement and may enforce and compel the performance of all
 860 duties required by this act or by such resolution or trust
 861 agreement to be performed by the authority or by any officer
 862 thereof, including the fixing, charging, and collecting of
 863 rates, fees, and charges for the use of or for the services
 864 furnished by any airport facilities.

865 Section 13. Refunding bonds.--The authority may issue from
 866 time to time refunding bonds for the purpose of refunding any
 867 bonds of the authority then outstanding, including the payment
 868 of any redemption premium thereon and any interest accrued or to
 869 accrue to the date of redemption of such bonds. The authority
 870 may issue from time to time bonds of the authority for the



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871 combined purpose of refunding any bonds of the authority then
 872 outstanding, including the payment or any redemption premium
 873 thereon and any interest accrued or to accrue to the date of
 874 redemption of such bonds, and paying all or any part of the cost
 875 of acquiring, constructing, reconstructing, improving,
 876 extending, enlarging, or equipping any airport facilities or
 877 engaging in any additional industrial project, as the case may
 878 be, provided no refunding bonds issued with respect to any
 879 industrial project are payable from the revenues of any airport
 880 facilities. The issuance of such bonds, the maturities and other
 881 details thereof, the rights and remedies of the holders thereof,
 882 and the rights, powers, privileges, duties, and obligations of
 883 the authority with respect to the same, are governed by the
 884 foregoing provisions of this act insofar as the same are
 885 applicable.

886 Section 14. Law enforcement functions of the authority.--

887 (1) Definitions.--As used in this section, the term:

888 (a) "Air operations area" means a portion of the airport
 889 designed and used for landing, taking off, or surface
 890 maneuvering of airplanes.

891 (b) "Airport" means any real property the fee simple title
 892 to which is vested in the airport authority.

893 (c) "Airport grounds" includes all of the airport except
 894 for any property or facilities that are under the guidance,
 895 supervision, regulation, or control of the University of South
 896 Florida.

897 (d) "Traffic," when used as a noun, means the use or
 898 occupancy of, and the movement in, on, or over, streets, ways,
 899 walks, roads, alleys, parking areas, and air operations areas by
 900 vehicles, pedestrians, or ridden or herded animals.



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901 (2) Traffic, parking, and security laws and ordinances;
902 applicability to airport grounds.--All provisions of chapters
903 316 and 318, Florida Statutes, apply to the airport grounds. The
904 ordinances of Sarasota County, Manatee County, and the City of
905 Sarasota that relate to traffic control, the parking of
906 vehicles, including the towing away of unlawfully parked or
907 abandoned vehicles, or the security of air operations areas
908 apply within that part of the airport grounds that lies within
909 the territorial boundaries of the respective county or
910 municipality, provided that no such ordinance is applicable
911 within the airport grounds unless the airport authority by its
912 resolution first requested the respective county or city to
913 adopt such an ordinance, pointing out the general matters or
914 circumstances to be covered by the ordinance, and that any such
915 ordinance adopted at the request of the airport authority must
916 be reasonable and in furtherance of the public health, safety,
917 welfare, and interest. Copies of such applicable ordinances must
918 be posted at the airport on public bulletin boards where notices
919 are customarily posted and must be made available to any person
920 requesting a copy of such ordinances.

921 (3) Airport authority police.--

922 (a) The airport authority may provide for police officers
923 for the airport authority, who shall be designated "airport
924 authority police."

925 (b) The airport authority police are declared to be law
926 enforcement officers of the state and conservators of the peace
927 with the authority to arrest, in accordance with the laws of
928 this state, any person for a violation of state or federal law
929 or an applicable county or municipal ordinance if the violation
930 occurs on airport grounds. Airport authority police may also



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931 make arrests in fresh pursuit off airport grounds for such
 932 violations if pursuit originated on airport grounds. Airport
 933 authority police have full authority to bear arms in the
 934 performance of their duties and to execute search warrants
 935 within the airport grounds. Airport authority police, when
 936 requested by the Sheriff of Sarasota County, the Sheriff of
 937 Manatee County, or the chief administrative police officer of
 938 the City of Sarasota, may serve subpoenas or other legal process
 939 and may make arrests of persons against whom arrest warrants
 940 have been issued or charges have been made for violations of
 941 federal or state laws or county or municipal ordinances.

942 (c) An airport authority police officer may enforce all
 943 applicable laws or ordinances pertaining to traffic, parking, or
 944 security on the airport grounds and may issue citations for such
 945 violations.

946 (d) Airport authority police must meet the requirements of
 947 the Federal Aviation Administration prescribed in Title 14,
 948 Chapter 1, Parts 107 and 108, of the Code of Federal
 949 Regulations, relating to airport security and airplane operator
 950 security. An airport authority police officer has the authority
 951 to enforce each security program, and each passenger-screening
 952 program, required by the Aviation and Transportation Security
 953 Act, Public Law 107-71, or any successor statute.

954 (e) An airport authority police officer shall promptly
 955 deliver each person arrested and charged with a felony to the
 956 sheriff of the county within which the offense occurred and each
 957 person arrested and charged with a misdemeanor to the applicable
 958 authority as may be provided by law, but otherwise to the
 959 sheriff of the county in which the offense occurred.

960 (f) Each airport authority police officer must meet the



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961 minimum standards established by the Criminal Justice Standards
 962 and Training Commission of the Department of Law Enforcement and
 963 chapter 943, Florida Statutes, for law enforcement officers.
 964 Each airport authority police officer must, before entering into
 965 the performance of his or her duties, take the oath of office
 966 established by the airport authority. The airport authority
 967 shall enter into a good and sufficient bond on each airport
 968 authority police officer, payable to the Governor and his
 969 successors in office, in the penal sum of \$5,000 with a surety
 970 company authorized to do business in this state as surety
 971 thereon and conditioned on the faithful performance of the
 972 duties of the officer. The airport authority shall provide a
 973 uniform set of identifying credentials to each airport authority
 974 police officer it employs.

975 (g) In the performance of any of the powers, duties, and
 976 functions authorized by law, airport authority police have the
 977 same rights, protections, and immunities afforded other law
 978 enforcement officers by general law.

979 (h) The airport authority may exercise and perform all the
 980 powers and prerogatives conferred upon law enforcement agencies
 981 by sections 932.701-932.704, Florida Statutes, with respect to
 982 forfeiture of contraband.

983 (i) The airport authority, with the approval of the
 984 Department of Law Enforcement, shall adopt rules, including, but
 985 not limited to, the appointment, employment, and removal of
 986 airport authority police and shall establish in writing a police
 987 manual, including examples of how to handle a routine law
 988 enforcement situation and an emergency law enforcement
 989 situation. The airport authority shall furnish a copy of the
 990 police manual to each of the airport authority police officers



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991 it employs.

992 (4) Airport authority parking enforcement specialists.--

993 (a) The airport authority may provide for parking
 994 enforcement specialists for the airport authority, who shall be
 995 designated "airport authority parking enforcement specialists."

996 (b)1. An airport authority parking enforcement specialist
 997 may enforce, on the airport grounds, all applicable laws and
 998 ordinances relating to parking and may issue citations for
 999 parking in violation of such laws or ordinances.

1000 2. An airport authority parking enforcement specialist may
 1001 not carry a firearm or other weapon and does not have the
 1002 authority to make arrests.

1003 (c) Each airport authority parking enforcement specialist
 1004 must meet the minimum standards established by the Criminal
 1005 Justice Standards and Training Commission of the Department of
 1006 Law Enforcement for parking enforcement specialists.

1007 Section 15. Supplemental rules, regulations, and
 1008 ordinances.--

1009 (1) The City of Sarasota, the County of Sarasota, and the
 1010 County of Manatee, and their respective governing authorities,
 1011 are each empowered and authorized to adopt all needful rules,
 1012 regulations, and ordinances regarding the operation, guidance,
 1013 docking, storing, parking, fueling, repairing, handling,
 1014 loading, unloading, and conduct of all aircraft and motor
 1015 vehicles of any kind with respect to their use or operation
 1016 over, upon, and within the airport facilities or using airport
 1017 facilities owned or operated by the authority, provided that
 1018 such rules, regulations, or ordinances may not be enacted or
 1019 adopted until the authority by its resolution has first
 1020 requested the City of Sarasota, the County of Sarasota, or the



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1021 County of Manatee, as the case may be, to enact and adopt such
 1022 rules, regulations, and ordinances, pointing out the general
 1023 matters or circumstances to be covered, and all rules, regu-
 1024 lations, and ordinances that are adopted and enacted pursuant to
 1025 this act must be reasonable and in furtherance of the public
 1026 health, safety, welfare, and interest.

1027 (2) The authority may adopt resolutions requesting the
 1028 City of Sarasota, the County of Sarasota, and the County of
 1029 Manatee to enact rules, regulations, and ordinances pursuant to
 1030 the authority of this act.

1031 (3) All rules, regulations, and ordinances adopted and
 1032 enacted pursuant to the authority of this act, whether enacted
 1033 by the City of Sarasota, by the County of Sarasota, or by the
 1034 County of Manatee, operate and are of effect throughout the
 1035 territory comprising the lands of the authority and the airspace
 1036 thereover, including the portions of that territory situated
 1037 within the City of Sarasota and the portions of that territory
 1038 outside that city in the Counties of Sarasota and Manatee.

1039 (4) The City of Sarasota, the County of Sarasota, and the
 1040 County of Manatee each have full police powers throughout the
 1041 territory comprising the lands of the authority and the airspace
 1042 thereover, and each may appoint guards or police to assist in
 1043 the enforcement of such rules, regulations, and ordinances as it
 1044 adopts pursuant to the authority of this act.

1045 (5) Rules and regulations enacted and adopted by either
 1046 the County of Sarasota or the County of Manatee pursuant to the
 1047 authority of this act shall be enforced as are the criminal
 1048 laws. A violation of such rules and regulations is a
 1049 misdemeanor.

1050 (6) The City of Sarasota may fix by ordinance penalties



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1051 for the violation of the rules, regulations, and ordinances that
 1052 it adopts pursuant to the authority of this act.

1053 Section 16. Beverage license.--

1054 (1) A beverage license, as is provided in sections 561.17 and
 1055 561.19, Florida Statutes, shall be issued to the authority.

1056 (2) Such beverage license shall be issued upon proper
 1057 application for license to conduct business, as provided by law.
 1058 The application must be in the name of the Sarasota-Manatee
 1059 Airport Authority, and when issued it must be issued in the name
 1060 of such applicant. The applicant shall pay to the tax collector
 1061 the license fee for the kind of license that the applicant
 1062 desires, as provided by the Beverage Law.

1063 (3) The beverage license shall be for the term provided
 1064 by, and subject to all provisions of, the Beverage Law and, in
 1065 any proceeding for suspension or revocation of the license
 1066 involved, notice and hearing shall be provided the authority to
 1067 the same extent as provided licensees under the Beverage Law.
 1068 Any business operated under such beverage license may be
 1069 operated only by the authority or its lessee of the restaurant
 1070 and cocktail lounge in the airline terminal building or
 1071 administration building at the airport operated by the
 1072 authority, and the license may be transferred to the lessee of
 1073 that restaurant and cocktail lounge. The authority may make
 1074 application for the transfer of the license, and the application
 1075 must be approved by the Division of Alcoholic Beverages and
 1076 Tobacco in accordance with the same procedure provided for in
 1077 sections 561.18 and 561.19, Florida Statutes; however, any
 1078 transfer of the beverage license to the lessee must be on the
 1079 condition that if the lease is terminated at any time and for
 1080 any cause, the lessee shall immediately retransfer the beverage



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1081 license to the authority, and in the event of failure and
 1082 refusal of the lessee to so retransfer the beverage license, it
 1083 shall be retransferred to the authority upon proper request made
 1084 in writing by the authority. Thereafter, the beverage license
 1085 may be again transferred to any new lessee of the restaurant and
 1086 cocktail lounge upon the same terms and conditions. The beverage
 1087 license is at all times the property of the authority, subject
 1088 to its transfer from time to time to enable the lessee of the
 1089 restaurant and cocktail lounge to operate business under the
 1090 beverage license authorized by this act.

1091 Section 17. Administrative procedure.--The authority is
 1092 not an agency subject to the Administrative Procedure Act under
 1093 chapter 120, Florida Statutes.

1094 Section 18. Tax exemption.--

1095 (1) The authority as a public body corporate is deemed a
 1096 political subdivision within the meaning of the exemptions
 1097 granted under section 196.199, Florida Statutes.

1098 (2) Any bonds issued under this act, their transfer, and
 1099 the income therefrom (including any profit made on the sale
 1100 thereof) are at all times free from taxation within the state,
 1101 except that income derived from such bonds is subject to any tax
 1102 imposed on such bonds by chapter 220, Florida Statutes, as from
 1103 time to time amended, or any successor statute.

1104 Section 19. Additional method.--This act provides an
 1105 additional and alternative method for the doing of the things
 1106 authorized by this act, is supplemental and additional to powers
 1107 conferred by other laws, and is not in derogation of or
 1108 repealing of any powers now existing under any other law,
 1109 whether general, special, or local; however, the issuance of
 1110 bonds or refunding bonds under the provisions of this act shall



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1111 comply with the requirements of any other general law applicable
 1112 to the issuance of bonds.

1113 Section 20. Existing resolutions, contracts, and
 1114 other obligations preserved.--

1115 (1) All existing resolutions of the authority and all
 1116 existing bylaws, rules, and regulations of the authority not
 1117 inconsistent with the provisions of this act continue in full
 1118 force and effect until repealed, modified, or amended.

1119 (2) All contracts, orders, leases, bonds, notes, and other
 1120 obligations or instruments entered into by the authority or for
 1121 its benefit prior to the effective date of this act continue in
 1122 full force and effect.

1123 (3) No action or proceeding of any nature (whether
 1124 judicial or administrative) pending at the effective date of
 1125 this act by or against the authority is abated or otherwise
 1126 affected by the adoption of this act, and no judgment validating
 1127 any bonds or notes of the authority may be set aside, annulled,
 1128 or otherwise rendered ineffective by or on account of the
 1129 adoption of this act.

1130 (4) Nothing in this act impairs the rights or incumbency
 1131 of those who are authority members upon its effective date.

1132 Section 4. The provisions of this act are severable, and
 1133 if any of its provisions shall be held unconstitutional by any
 1134 court of competent jurisdiction, the decision of such court
 1135 shall not affect or impair any of the remaining provisions.

1136 Section 5. Chapters 91-358, 92-242, 95-493, 97-322, and
 1137 2000-480, Laws of Florida, are repealed.

1138 Section 6. This act shall take effect upon becoming a law.