

# SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 262

SPONSOR: Senator Fasano

SUBJECT: Tourism

DATE: January 5, 2004

REVISED: 01/06/04 \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Kruse</u>	<u>Maclure</u>	<u>CM</u>	<u>Fav/1 amendment</u>
2.	_____	_____	<u>MS</u>	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

## I. Summary:

Senate Bill 262 makes the following changes to existing law governing the Florida Commission on Tourism and the Florida Tourism Industry Marketing Corporation (Visit Florida):

- The membership of the Florida Commission on Tourism is increased by two, by adding representatives, appointed by the Governor, from the space tourism industry and the youth travel industry.
- The membership of the board of directors for the Florida Tourism Marketing Corporation (Visit Florida) is increased from 28 to 30 directors to coincide with the increase in membership of the Florida Commission on Tourism.

This bill substantially amends the following sections of the Florida Statutes: 288.1223 and 288.1226.

## II. Present Situation:

The Florida Commission on Tourism and Visit Florida oversee the promotion of the tourism industry for the state. Housed within the Governor's Office of Tourism, Trade, and Economic Development, the commission is responsible for making policy decisions to promote and develop tourism throughout the state. The commission, which was created by the Legislature in 1991, contracts with the Florida Tourism Industry Marketing Corporation or Visit Florida, a direct-support organization created by the Legislature in 1996, to carry out the programs and activities identified in the commission's four-year marketing plan. Visit Florida is a public-private partnership and serves as an umbrella organization under which Florida's tourism promotional campaigns are coordinated. Its mission is to market and facilitate travel to and

within Florida for the benefit of the state's residents, economy, and travel and tourism industry. Visit Florida's primary responsibilities include administering domestic and international advertising campaigns designed to promote the entire state as a tourism destination, conducting domestic and international promotional activities, managing the state's welcome centers, and conducting research on tourism and travel trends.

### **Membership, Florida Commission on Tourism**

The membership of the Florida Commission on Tourism currently consists of 28 members. Seventeen members are appointed by the Governor from the general tourism industry, and 11 additional members, also appointed by the Governor, must come from the following tourism industry areas:

- 3 representatives from the statewide rental car industry;
- 3 representatives from tourist-related statewide associations, including those that represent hotels, campgrounds, and attractions;
- 3 representatives from county destination marketing organizations;
- 1 representative from the cruise industry; and
- 1 representative from the airline industry.

The commission is chaired by the Governor and includes two ex officio members, a member of the Senate appointed by the President of the Senate and a member of the House of Representatives appointed by the Speaker of the House of Representatives.<sup>1</sup>

### **Board of Directors, Visit Florida**

The 28-member board of directors for Visit Florida is appointed from the tourism industry membership of the Florida Commission on Tourism.<sup>2</sup> According to Visit Florida's revised bylaws,<sup>3</sup> ex officio appointments to the board are made by the chair, subject to confirmation by the board. The term of an ex officio board member is concurrent with the chair's term and may be extended if the member is appointed by a subsequent chair and confirmed by the board. An ex officio appointee must have a demonstrated leadership position in a Florida tourism-related business, constituency, or other entity. Ex officio members from tourism-related industries are limited to four consecutive one-year terms, and no more than 20 ex officio members may serve at any one time. The term limits take effect for terms beginning June 30, 2003, and do not effect members serving terms prior to this date. Ex officio members serving as liaisons for state government serve concurrently with the state position or appointment. Ex officio members have all the rights and privileges of regular members, except that of voting, and as otherwise defined by the board.

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<sup>1</sup> Section 288.1223(2)(a), F.S.

<sup>2</sup> Section 288.1226(4), F.S.

<sup>3</sup> At its September 2003 board meeting, Visit Florida's board of directors voted to adopt changes to its bylaws that altered the terms for ex officio members. *Amended and Restated Bylaws of Florida Tourism Industry Marketing Corporation, Inc., A Not-For-Profit Corporation*, Article V, Section 14.: Ex Officio and Honorary Members and the Florida Council of Tourism Leaders.

## Space Tourism

The present membership of the Florida Commission on Tourism includes representatives from some of the largest tourism-related industries. However, many other tourism-related industries are not included in the statutorily required appointments. According to Visit Florida, approximately 75.5 million visitors came to Florida in 2002.<sup>4</sup> Space-based tourism is an active part of the industry. The John F. Kennedy Space Center Visitor Complex hosts approximately 2.2 million visitors every year.<sup>5</sup> According to the Florida Space Authority, there are three Challenger Learning Centers<sup>6</sup> in the state, located in Jacksonville, Tallahassee, and Tampa, and half of the state's science centers host a space exhibit.

### III. Effect of Proposed Changes:

#### Florida Commission on Tourism

The bill changes existing law by adding two members to the Florida Commission on Tourism, one from the space tourism industry and one from the youth travel industry, to the 11 additional members appointed by the Governor who must come from certain tourism-related industries. The proposed change will provide the space tourism industry and the youth travel industry with a direct voice and vote in the decision-making process of the Florida Commission on Tourism.

#### Visit Florida

The bill changes existing law by adding two additional directors to the board of directors of Visit Florida to match the increase in the membership of the Florida Commission on Tourism. The proposed change will provide the space tourism industry and the youth travel industry with a direct voice and vote in the decision-making process of Visit Florida, as well.

The bill takes effect upon becoming a law.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

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<sup>4</sup> Visit Florida, Florida Facts-Visitor Estimates 4<sup>th</sup> Quarter 2002, *2002 A Record Year For Florida Tourism*, available at <http://www.flausa-media.com> (last visited December 23, 2003).

<sup>5</sup> John F. Kennedy Space Center, NASA Facts Online, Document # IS-2001-07-04-KSC, *America's Spaceport*, available at <http://www-pao.ksc.nasa.gov/kscpao/nasafact/pdf/amerspac.pdf> (last visited December 23, 2003).

<sup>6</sup> Challenger Learning Centers consist of state-of-the-art, innovative educational simulators located in 46 sites across 29 states, Canada, and the United Kingdom. Each center has a two-room simulator, consisting of a space station with communications, medical, life, and computer science equipment, a mission control room patterned after NASA's Johnson Space Center, and a space lab. The program utilizes an educational model that emphasizes educational content, cooperative learning, problem-solving, and responsible decision-making. See Challenger Learning Centers, *Tell Me More*, available at [http://www.challenger.org/clc/clc\\_tell\\_set.htm](http://www.challenger.org/clc/clc_tell_set.htm) (last visited December 23, 2003).

**B. Public Records/Open Meetings Issues:**

None.

**C. Trust Funds Restrictions:**

None.

**V. Economic Impact and Fiscal Note:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

The state will incur some additional per diem and travel-related expenses authorized by statute to be paid to members of the Florida Commission on Tourism.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Amendments:**

#1 by Commerce, Economic Opportunities, and Consumer Services:

Reduces to two, from three, the number of appointees to the Florida Commission on Tourism representing county destination marketing organizations, but increases to four, from three, the number of appointees to the commission from tourist-related statewide associations to include an association representing county destination marketing organizations. (WITH TITLE AMENDMENT)