

CHAMBER ACTION

1 The Fiscal Council recommends the following:

2
3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to the state's aerospace industry;
7 redesignating the "Florida Space Authority" as "Space
8 Florida"; creating s. 331.3011, F.S.; providing
9 legislative intent; providing definitions; revising and
10 consolidating the roles, purposes, responsibilities,
11 assets, and duties of the Florida Space Authority as those
12 of Space Florida; deleting authority to establish
13 facilities and complementary activities; providing
14 additional powers and duties of Space Florida; prohibiting
15 Space Florida from endorsing political candidates or
16 making campaign contributions; characterizing certain
17 property as Space Florida territory; creating s. 331.3051,
18 F.S.; providing additional powers and responsibilities of
19 Space Florida relating to the state's aerospace industry;
20 deleting authority to exercise eminent domain powers;
21 requiring Space Florida to create a business plan and a
22 marketing campaign; requiring Space Florida to coordinate
23 its activities with federal and state agencies; amending

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24 s. 331.308, F.S.; replacing provisions providing for a
 25 board of supervisors with provisions providing for a board
 26 of directors of Space Florida; providing for designation
 27 and appointment of members; providing requirements of
 28 board members; providing for terms, removal of members,
 29 and filling of vacancies; providing for board meetings;
 30 specifying service without compensation; providing for
 31 reimbursement of certain expenses; providing financial
 32 disclosure requirements; revising powers and duties of the
 33 board; amending ss. 331.301, 331.302, 331.303, 331.305,
 34 331.306, 331.309, 331.310, 331.3101, 331.311, 331.312,
 35 331.313, 331.315, 331.316, 331.317, 331.318, 331.319,
 36 331.320, 331.321, 331.322, 331.323, 331.324, 331.325,
 37 331.326, 331.327, 331.328, 331.329, 331.331, 331.333,
 38 331.334, 331.335, 331.336, 331.337, 331.338, 331.339,
 39 331.340, 331.343, 331.345, 331.346, 331.347, 331.348,
 40 331.349, 331.350, 331.351, 331.354, 331.355, 331.360, and
 41 331.369, F.S., to conform; amending ss. 14.2015, 74.011,
 42 196.012, 212.02, 288.063, 288.075, 288.35, and 288.9415,
 43 F.S., to conform; amending s. 212.08, F.S.; expanding the
 44 exemption from the sales and use tax on certain machinery
 45 and equipment; creating s. 1004.86, F.S.; requiring the
 46 Department of Education to establish the Florida Center
 47 for Mathematics and Science Education Research at a public
 48 state university; specifying requirements for the center;
 49 repealing s. 331.314, F.S., relating to the exclusive
 50 authority of the Florida Space Authority to regulate
 51 spaceports; repealing s. 331.367, F.S., relating to the

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52 | Spaceport Management Council; repealing s. 331.368, F.S.,
53 | relating to the Florida Space Research Institute;
54 | repealing ss. 331.401, 331.403, 331.405, 331.407, 331.409,
55 | 331.411, 331.415, 331.417, and 331.419, F.S., relating to
56 | the Florida Aerospace Finance Corporation; providing that
57 | the Florida Space Authority, the Florida Space Research
58 | Institute, and the Florida Aerospace Finance Corporation
59 | are dissolved on a specified date; providing that Space
60 | Florida assumes the records, property, and unexpended
61 | balances of appropriations, allocations, and other funds
62 | from the dissolved entities; requiring the Governor, the
63 | President of the Senate, and the Speaker of the House of
64 | Representatives to appoint the board of directors of Space
65 | Florida by a specified date; requiring the board of
66 | directors of Space Florida to hold its first meeting by a
67 | specified date; amending ss. 228.1224, 288.9015, 445.004,
68 | and 1001.10, F.S.; requiring the Florida Commission on
69 | Tourism, Enterprise Florida, Inc., Workforce Florida,
70 | Inc., and the Commissioner of Education to advise and
71 | cooperate with Space Florida under certain circumstances;
72 | providing appropriations; providing an effective date.

73 |

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

75 |

76 | Section 1. Section 331.301, Florida Statutes, is amended
77 | to read:

78 | 331.301 Short title.--This act may be cited as the "Space
79 | Florida ~~Space Authority~~ Act."

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80 Section 2. Section 331.3011, Florida Statutes, is created
81 to read:

82 331.3011 Legislative findings and intent.--

83 (1) The Legislature finds and declares that the aerospace
84 industry of this state is integral to the state's long-term
85 success in diversifying its economy and building a knowledge-
86 based economy that is able to support the creation of high
87 value-added businesses and jobs. Further, under the direction
88 and leadership of a single, private-public board, this state has
89 the opportunity to strengthen its existing leadership in civil
90 and military aerospace activity and emerge as a leader in the
91 nation's new vision for space exploration and commercial
92 aerospace opportunities, including the integration of space,
93 aeronautics, and aviation technologies. As the leading location
94 for talent, research, advanced technologies and systems
95 development, launch, and other aerospace-based industry
96 activities, this state can position itself for sustainable
97 economic growth and prosperity.

98 (2) The Legislature finds that attaining this vision
99 requires a strong public and private commitment to a world class
100 aerospace industry. It is the intent of the Legislature that
101 Space Florida will encourage the public and private sectors to
102 work together to implement an aggressive strategy that enhances
103 the state's workforce, education, and research capabilities,
104 with emphasis on mathematics, science, engineering, and related
105 fields; will focus on the state's economic development efforts
106 in order to capture a larger share of activity in aerospace
107 research, technology, production, and commercial operations,

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108 | while maintaining the state's historical leadership in space
 109 | launch activities; and will preserve the unique national role
 110 | served by the Cape Canaveral Air Force Station and John F.
 111 | Kennedy Space Center by reducing costs and improving the
 112 | regulatory flexibility for commercial sector launches while
 113 | pursuing the development of sites for commercial horizontal
 114 | launches.

115 | (3) It is the intent of the Legislature that aerospace
 116 | activities be highly visible and coordinated within this state.
 117 | To that end, it is the intent of the Legislature that Space
 118 | Florida provide a single point of contact for state aerospace-
 119 | related activities with federal agencies, the military, state
 120 | agencies, businesses, and the private sector.

121 | Section 3. Section 331.302, Florida Statutes, is amended
 122 | to read:

123 | (Substantial rewording of section. See
 124 | s. 331.302, F.S., for present text.)
 125 | 331.302 Space Florida; creation; purpose.--

126 | (1) There is established, formed, and created Space
 127 | Florida, which is created and incorporated as a public
 128 | corporation, body politic, and subdivision of the state to
 129 | foster the growth and development of a sustainable and world-
 130 | leading aerospace industry in this state. Space Florida shall
 131 | promote aerospace business development by facilitating business
 132 | financing, spaceport operations, research and development,
 133 | workforce development, and innovative education programs. Space
 134 | Florida has all the powers, rights, privileges, and authority as
 135 | provided under the laws of this state.

136 (2) In carrying out its duties and responsibilities, Space
 137 Florida shall advise, coordinate, cooperate, and, when
 138 necessary, enter into memoranda of agreement with
 139 municipalities, counties, regional authorities, state agencies
 140 and organizations, appropriate federal agencies and
 141 organizations, and other interested persons and groups.

142 (3) Space Florida may not endorse any candidate for any
 143 elected public office or contribute money to the campaign of any
 144 candidate for public office.

145 (4) Space Florida is not an agency as defined in ss.
 146 216.011 and 287.012.

147 Section 4. Section 331.303, Florida Statutes, is amended
 148 to read:

149 331.303 Definitions.--

150 (1) "Aerospace" means the industry that designs and
 151 manufactures aircraft, rockets, missiles, spacecraft,
 152 satellites, space vehicles, space stations, space facilities or
 153 components thereof, and equipment, systems, facilities,
 154 simulators, programs, and related activities. "Authority" means
 155 the Florida Space Authority created by this act.

156 (2) "Board" or "board of directors ~~supervisors~~" means the
 157 governing body of Space Florida ~~the authority~~.

158 (3) "Bonds" means revenue bonds, assessment bonds, or
 159 other bonds or obligations issued by Space Florida ~~the authority~~
 160 for the purpose of raising financing for its projects.

161 (4) "Business client" means any person, other than a state
 162 official or state employee, who receives the services of, or is
 163 the subject of solicitation by, representatives of Space Florida

164 ~~the authority~~ in connection with the performance of its
 165 statutory duties, including purchasers or prospective purchasers
 166 of Space Florida ~~authority~~ services, persons or representatives
 167 of firms considering or being solicited for investment in Space
 168 Florida ~~authority~~ projects, persons or representatives of firms
 169 considering or being solicited for location, relocation, or
 170 expansion of an aerospace-related ~~a space-related~~ business
 171 within the state, and business, financial, or other persons
 172 connected with the aerospace ~~space~~ industry.

173 ~~(5) "Complementary activity" means any space business~~
 174 ~~incubator, space tourism activity, educational involvement in an~~
 175 ~~incubator, or space tourism and space-related research and~~
 176 ~~development.~~

177 ~~(6) "Conduit bond" means any bond of the authority which~~
 178 ~~is a nonrecourse obligation of the authority payable from the~~
 179 ~~proceeds of such bonds and related financing agreements.~~

180 (5)~~(7)~~ "Cost" means all costs, fees, charges, expenses,
 181 and amounts associated with the development of projects by Space
 182 Florida ~~the authority~~.

183 (6)~~(8)~~ "Entertainment expenses" means the actual,
 184 necessary, and reasonable costs of providing hospitality for
 185 business clients or guests, which costs are defined and
 186 prescribed by rules adopted by Space Florida ~~the authority~~,
 187 subject to approval by the Chief Financial Officer.

188 ~~(9) "Federal aid" means any property, funding, or other~~
 189 ~~financial assistance provided by the Federal Government to the~~
 190 ~~authority for its projects.~~

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191 (7)~~(10)~~ "Financing agreement" means a lease, lease-
 192 purchase agreement, lease with option to purchase, sale or
 193 installment sale agreement, whether title passes in whole or in
 194 part at any time before ~~prior to~~, at, or after completion of the
 195 project, loan agreement, or other agreement forming the basis
 196 for the financing under this act, including any agreements,
 197 guarantees, or security instruments forming part of or related
 198 to providing assurance of payment of the obligations under the
 199 ~~such~~ financing agreement.

200 (8)~~(11)~~ "Guest" means a person, other than a state
 201 official or state employee, authorized by the board or its
 202 designee to receive the hospitality of Space Florida ~~the~~
 203 ~~authority~~ in connection with the performance of its statutory
 204 duties.

205 (9)~~(12)~~ "Landing area" means the geographical area
 206 designated by Space Florida ~~the authority~~ within the spaceport
 207 territory for or intended for the landing and surface
 208 maneuvering of any launch or other space vehicle.

209 (10)~~(13)~~ "Launch pad" means any launch pad, runway,
 210 airstrip, or similar facility ~~used by the spaceport or spaceport~~
 211 ~~user~~ for launching ~~of~~ space vehicles.

212 (11)~~(14)~~ "Payload" means any property or cargo to be
 213 transported aboard any vehicle launched by or from the
 214 spaceport.

215 (12)~~(15)~~ "Person" means any individual, child, community
 216 college, college, university, firm, association, joint venture,
 217 partnership, estate, trust, business trust, syndicate,
 218 fiduciary, corporation, nation, government (federal, state, or

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219 | local), agency (government or other), subdivision of the state,
220 | municipality, county, business entity, or any other group or
221 | combination.

222 | (13)~~(16)~~ "Project" means any development, improvement,
223 | property, launch, utility, facility, system, works, road,
224 | sidewalk, enterprise, service, or convenience, which may include
225 | coordination with state partners or agencies ~~Enterprise Florida,~~
226 | ~~Inc., the Board of Education, the Florida Aerospace Finance~~
227 | ~~Corporation, and the Florida Space Research Institute;~~ any
228 | rocket, capsule, module, launch facility, assembly facility,
229 | operations or control facility, tracking facility,
230 | administrative facility, or any other type of aerospace-related
231 | ~~space-related~~ transportation vehicle, station, or facility; any
232 | type of equipment or instrument to be used or useful in
233 | connection with any of the foregoing; any type of intellectual
234 | property and intellectual property protection in connection with
235 | any of the foregoing including, without limitation, any patent,
236 | copyright, trademark, and service mark for, among other things,
237 | computer software; any water, wastewater, gas, or electric
238 | utility system, plant, or distribution or collection system; any
239 | small business incubator initiative, including any startup
240 | aerospace company, and any aerospace business proposing to
241 | expand or locate its business in this state, research and
242 | development company, research and development facility,
243 | education and workforce training facility, storage facility, and
244 | consulting service; or any tourism initiative, including any
245 | space experience attraction, microgravity flight program,

246 | aerospace space-launch-related activity, and space museum
 247 | sponsored or promoted by Space Florida ~~the authority~~.

248 | ~~(14)-(17)~~ "Range" means the geographical area designated by
 249 | Space Florida ~~the authority~~ or other appropriate body as the
 250 | area for the launching of rockets, missiles, launch vehicles,
 251 | and other vehicles designed to reach high altitude.

252 | ~~(15)-(18)~~ "Recovery" means the recovery of space vehicles
 253 | and payloads which have been launched from or by a ~~the~~
 254 | spaceport.

255 | ~~(16)-(19)~~ "Spaceport" means any area of land or water, or
 256 | any manmade object or facility located therein, developed by
 257 | Space Florida ~~the authority~~ under this act, which area is
 258 | intended for public use or for the launching, takeoff, and
 259 | landing of spacecraft and aircraft, and includes any appurtenant
 260 | areas which are used or intended for public use, for spaceport
 261 | buildings, or for other spaceport facilities, spaceport
 262 | projects, or rights-of-way.

263 | ~~(20)~~ ~~"Spaceport Florida" means the authority or its~~
 264 | ~~facilities and projects.~~

265 | ~~(17)-(21)~~ "Spaceport launch facilities" means ~~shall be~~
 266 | ~~defined as~~ industrial facilities as described ~~in accordance with~~
 267 | s. 380.0651(3)(c) and include any launch pad, launch control
 268 | center, and fixed launch-support equipment.

269 | ~~(22)~~ ~~"Spaceport system" means the programs, organizations,~~
 270 | ~~and infrastructure developed by the authority for the~~
 271 | ~~development of facilities or activities to enhance and provide~~
 272 | ~~commercial space-related development opportunities for business,~~
 273 | ~~education, and government within the state.~~

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274 ~~(18)-(23)~~ "Spaceport territory" means the geographical area
275 designated in s. 331.304 and as amended or changed in accordance
276 with s. 331.329.

277 ~~(19)-(24)~~ "Spaceport user" means any person who uses the
278 facilities or services of any spaceport; and, for the purposes
279 of any exemptions or rights granted under this act, the said
280 spaceport user shall be deemed a spaceport user only during the
281 time period in which the ~~such~~ person has in effect a contract,
282 memorandum of understanding, or agreement with the spaceport,
283 and such rights and exemptions shall be granted with respect to
284 transactions relating only to spaceport projects.

285 ~~(20)-(25)~~ "Travel expenses" means the actual, necessary,
286 and reasonable costs of transportation, meals, lodging, and
287 incidental expenses normally incurred by a traveler, which costs
288 are defined and prescribed by rules adopted by Space Florida ~~the~~
289 ~~authority~~, subject to approval by the Chief Financial Officer.

290 ~~(21)-(26)~~ "Spaceport discretionary capacity improvement
291 projects" means capacity improvements that enhance space
292 transportation capacity at spaceports that have had one or more
293 orbital or suborbital flights during the previous calendar year
294 or have an agreement in writing for installation of one or more
295 regularly scheduled orbital or suborbital flights upon the
296 commitment of funds for stipulated spaceport capital
297 improvements.

298 Section 5. Section 331.305, Florida Statutes, is amended
299 to read:

300 331.305 Powers of Space Florida ~~the authority~~.--Space
301 Florida may ~~The authority shall have the power to:~~

302 (1) Exercise all powers granted to corporations under the
303 Florida Business Corporation Act, chapter 607.

304 (2) Sue and be sued by its name in any court of law or in
305 equity.

306 (3) Adopt and use a corporate seal and alter the same at
307 pleasure.

308 ~~(4) Review and make recommendations with respect to a~~
309 ~~strategy to guide and facilitate the future of space-related~~
310 ~~educational and commercial development. The authority shall in~~
311 ~~coordination with the Federal Government, private industry, and~~
312 ~~Florida universities develop a business plan which shall address~~
313 ~~the expansion of Spaceport Florida locations, space launch~~
314 ~~capacity, spaceport projects, and complementary activities,~~
315 ~~which shall include, but not be limited to, a detailed analysis~~
316 ~~of:~~

317 ~~(a) The authority and the commercial space industry.~~

318 ~~(b) Products, services description potential,~~
319 ~~technologies, skills.~~

320 ~~(c) Market research and evaluation customers,~~
321 ~~competition, economics.~~

322 ~~(d) Marketing plan and strategy.~~

323 ~~(e) Design and development plan tasks, difficulties,~~
324 ~~costs.~~

325 ~~(f) Manufacturing locations, facilities, and operations~~
326 ~~plan.~~

327 ~~(g) Management organization roles and responsibilities.~~

328 ~~(h) Overall schedule (monthly).~~

329 ~~(i) Important risks, assumptions, and problems.~~

330 ~~(j) Community impact—economic, human development,~~
331 ~~community development.~~

332 ~~(k) Financial plan (monthly for first year; quarterly for~~
333 ~~next 3 years).~~

334 ~~(l) Proposed authority offering financing,~~
335 ~~capitalization, use of funds.~~

336 (4)~~(5)~~ Acquire property, real, personal, intangible,
337 tangible, or mixed, within or without its territorial limits, in
338 fee simple or any lesser interest or estate, by purchase, gift,
339 devise, or lease, on such terms and conditions as the board may
340 deem necessary or desirable, and sell or otherwise dispose of
341 the same and of any of the assets and properties of Space
342 Florida ~~the authority.~~

343 (5)~~(6)~~ Make and execute any and all contracts and other
344 instruments necessary or convenient to the exercise of its
345 powers, including financing agreements with persons or spaceport
346 users to facilitate the financing, construction, leasing, or
347 sale of any project.

348 (6)~~(7)~~ Whenever deemed necessary by the board, lease as
349 lessor or lessee to or from any person, public or private, any
350 facilities or property for the use of Space Florida ~~the~~
351 ~~authority~~ and carry out any of the purposes of Space Florida ~~the~~
352 ~~authority.~~

353 ~~(8) Appoint, through its board of supervisors, an~~
354 ~~executive director.~~

355 (7)~~(9)~~ Own, acquire, construct, develop, create,
356 reconstruct, equip, operate, maintain, extend, and improve
357 launch pads, landing areas, ranges, payload assembly buildings,

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358 | payload processing facilities, laboratories, aerospace ~~space~~
 359 | business incubators, launch vehicles, payloads, space flight
 360 | hardware, facilities and equipment for the construction of
 361 | payloads, space flight hardware, rockets, and other launch
 362 | vehicles, and other spaceport facilities and other aerospace-
 363 | related ~~space-related~~ systems, including educational, cultural,
 364 | and parking facilities and aerospace-related ~~space-related~~
 365 | initiatives.

366 | (8) Insure, coinsure, lend, and guarantee loans and to
 367 | originate for sale direct aerospace-related loans, pursuant to
 368 | criteria, bylaws, policies, and procedures adopted by the board.

369 | (9) Capitalize, underwrite, and secure funding for
 370 | aerospace infrastructure, satellites, launch vehicles, and any
 371 | service that supports aerospace launches.

372 | (10) Construct, lease, or sell aerospace infrastructure,
 373 | satellites, launch vehicles, and any other related activities
 374 | and services.

375 | (11) Acquire, accept, or administer grants, contracts, and
 376 | fees from other organizations to perform activities that are
 377 | consistent with the purposes of this section.

378 | ~~(10) Undertake a program of advertising to the public~~
 379 | ~~promoting space-related businesses or any spaceport projects of~~
 380 | ~~the authority, and expend moneys and undertake such activities~~
 381 | ~~to carry out such advertising and promotional program as the~~
 382 | ~~board from time to time may determine.~~

383 | (12)~~(11)~~ Own, acquire, construct, reconstruct, equip,
 384 | operate, maintain, extend, or ~~and~~ improve transportation
 385 | facilities appropriate to meet the transportation requirements

386 | of Space Florida ~~the authority~~ and activities conducted within
387 | ~~the~~ spaceport territory.

388 | (13)~~(12)~~ Own, acquire, construct, reconstruct, equip,
389 | operate, maintain, extend, or ~~and~~ improve electric power plants,
390 | transmission lines and related facilities, gas mains and
391 | facilities of any nature for the production or distribution of
392 | natural gas, transmission lines and related facilities and
393 | plants and facilities for the generation and transmission of
394 | power through traditional and new and experimental sources of
395 | power and energy; purchase electric power, natural gas, and
396 | other sources of power for distribution within any spaceport
397 | territory; develop and operate water and sewer systems and waste
398 | collection and disposal consistent with chapter 88-130, Laws of
399 | Florida; and develop and operate such new and experimental
400 | public utilities, including, but not limited to, centrally
401 | distributed heating and air-conditioning facilities and
402 | services, closed-circuit television systems, and computer
403 | services and facilities, as the board may from time to time
404 | determine. However, Space Florida may ~~the authority shall~~ not
405 | construct any system, work, project, or utility authorized to be
406 | constructed under this paragraph in the event that a system,
407 | work, project, or utility of a similar character is being
408 | actually operated by a municipality or private company in the
409 | municipality or territory adjacent thereto, unless such
410 | municipality or private company consents to such construction.

411 | (14)~~(13)~~ Designate, set aside, and maintain lands and
412 | areas within or without the territorial limits of any spaceport
413 | territory as conservation areas or bird and wildlife

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414 sanctuaries; stock such areas with animal and plant life and
 415 stock water areas with fish and other aquatic life; adopt
 416 pursuant to ss. 120.536(1) and 120.54 ~~promulgate~~ and enforce
 417 rules ~~and regulations~~ with respect thereto and protect and
 418 preserve the natural beauty thereof; and do all acts necessary
 419 or desirable in order to qualify such lands and areas as
 420 conservation areas and sanctuaries under any of the laws of the
 421 state or under federal law.

422 (15)~~(14)~~ Establish a program for the control, abatement,
 423 and elimination of mosquitoes and other noxious insects,
 424 rodents, reptiles, and other pests throughout the spaceport
 425 territory and undertake such works and construct such facilities
 426 within or without the spaceport territory as may be determined
 427 by the board to be needed to effectuate such program; abate and
 428 suppress mosquitoes and other arthropods, whether disease-
 429 bearing or pestiferous, within any spaceport territory when in
 430 the judgment of the board such action is necessary or desirable
 431 for the health and welfare of the inhabitants of or visitors to
 432 any spaceport; and take any and all temporary or permanent
 433 eliminative measures that the board may deem advisable. The
 434 Legislature hereby finds and declares Space Florida ~~the~~
 435 ~~authority~~ eligible to receive state funds, supplies, services,
 436 and equipment available or that may in the future become
 437 available to mosquito or pest control districts, the provisions
 438 of s. 388.021 notwithstanding.

439 (16)~~(15)~~ Subject to the rules and regulations of the
 440 appropriate water management district, own, acquire, construct,
 441 reconstruct, equip, maintain, operate, extend, and improve water

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442 and flood control facilities. The Legislature hereby finds and
 443 declares Space Florida ~~the authority~~ eligible to receive moneys,
 444 disbursements, and assistance from the state available to flood
 445 control or water management districts and navigation districts
 446 or agencies.

447 ~~(17)~~ (16) Own, acquire, construct, reconstruct, equip,
 448 maintain, operate, extend, and improve public safety facilities
 449 for the spaceport, including security stations, security
 450 vehicles, fire stations, water mains and plugs, and fire trucks
 451 and other vehicles and equipment; hire employees, security
 452 officers, and firefighters; and undertake such works and
 453 construct such facilities determined by the board to be
 454 necessary or desirable to promote and ensure public safety
 455 within the spaceport territory.

456 ~~(18)~~ (17) Hire, through its president ~~executive director~~, a
 457 safety officer with substantial experience in public safety
 458 procedures and programs for space vehicle launching and related
 459 hazardous operations. The safety officer shall monitor and
 460 report on the safety and hazards of ground-based space
 461 operations to the president ~~executive director~~.

462 ~~(18)~~ ~~Establish a personnel management system for hiring~~
 463 ~~employees and setting employee benefit packages. The personnel~~
 464 ~~of the authority shall not be considered to be within the state~~
 465 ~~employment system.~~

466 ~~(19)~~ ~~Establish procedures, rules, and rates governing per~~
 467 ~~diem and travel expenses of its employees, the members of the~~
 468 ~~board of supervisors, and other persons authorized by the board~~
 469 ~~to incur such expenses. Except as otherwise provided in s.~~

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470 ~~331.3101, such rules are subject to provisions of state law or~~
 471 ~~rules pertaining to per diem and travel expenses of public~~
 472 ~~officers, employees, or other persons authorized by an agency~~
 473 ~~head to incur such expenses.~~

474 (19)~~(20)~~ Examine, develop, and use ~~utilize~~ new concepts,
 475 designs, and ideas; own, acquire, construct, reconstruct, equip,
 476 operate, maintain, extend, and improve experimental spaceport
 477 facilities and services; and otherwise undertake, sponsor,
 478 finance, and maintain such research activities, experimentation,
 479 and development as the board may from time to time determine, in
 480 connection with any of the projects that Space Florida ~~the~~
 481 ~~authority~~ is authorized to undertake pursuant to the powers and
 482 authority vested in it by this act, and in order to promote the
 483 development and utilization of new concepts, designs, and ideas
 484 in the fields of space exploration, commercialization of the
 485 space industry, and spaceport facilities.

486 (20)~~(21)~~ Issue revenue bonds, assessment bonds, or any
 487 other bonds or obligations authorized by the provisions of this
 488 act or any other law, or any combination of the foregoing, and
 489 pay all or part of the cost of the acquisition, construction,
 490 reconstruction, extension, repair, improvement, or maintenance
 491 of any project or combination of projects, including payloads
 492 and space flight hardware, and equipment for research,
 493 development, and educational activities, to provide for any
 494 facility, service, or other activity of Space Florida ~~the~~
 495 ~~authority~~, and provide for the retirement or refunding of any
 496 bonds or obligations of Space Florida ~~the authority~~, or for any
 497 combination of the foregoing purposes. Space Florida ~~The~~

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498 | ~~authority~~ must provide 14 days' notice to the presiding officers
499 | and appropriations chairs of both houses of the Legislature
500 | prior to presenting a bond proposal to the Governor and Cabinet.
501 | If either presiding officer or appropriations chair objects to
502 | the bonding proposal within the 14-day-notice period, the bond
503 | issuance may be approved only by a vote of three-fourths ~~two-~~
504 | ~~thirds~~ of the members of the Governor and Cabinet.

505 | ~~(21)-(22)~~ Make expenditures for entertainment and travel
506 | expenses and business clients, guests, and other authorized
507 | persons as provided in this act.

508 | ~~(22)-(23)~~ In connection with any financing agreement, fix
509 | and collect fees, loan payments, rental payments, and other
510 | charges for the use of any project in such amount as to provide
511 | sufficient moneys to pay the principal of and interest on bonds
512 | as the same shall become due and payable, if so provided in the
513 | bond resolution or trust agreement, and to create reserves for
514 | such purposes. The fees, rents, payments, and charges and all
515 | other revenues and proceeds derived from the project in
516 | connection with which the bonds of any issue shall have been
517 | issued, except such part thereof as may be necessary for such
518 | reserves or any expenditures as may be provided in the
519 | resolution authorizing the issuance of the bonds or in the trust
520 | agreement securing the same, shall be set aside, at the time as
521 | may be specified in the resolution or trust agreement, in a
522 | sinking fund which may be pledged to and charged with the
523 | payment of the principal of and the interest on such bonds as
524 | the same shall become due and the redemption price or the
525 | purchase price of bonds retired by call or purchase as therein

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526 | provided. Such pledge is ~~shall be~~ valid and binding from the
 527 | time the pledge is made. The fees, rents, charges, and other
 528 | revenues and moneys so pledged and thereafter received by or on
 529 | behalf of Space Florida ~~the authority~~ shall immediately be
 530 | subject to the lien of any such pledge without any physical
 531 | delivery thereof or further act, and the lien of any such pledge
 532 | is ~~shall be~~ valid and binding as against all parties having
 533 | claims of any kind in tort, contract, or otherwise against Space
 534 | Florida ~~the authority~~, irrespective of whether such parties have
 535 | notice thereof. Neither the resolution nor any trust agreement
 536 | by which a pledge is created need be filed or recorded, except
 537 | in the records of Space Florida ~~the authority~~. The use and
 538 | disposition of money to the credit of the sinking fund shall be
 539 | subject to the provisions of the resolution authorizing the
 540 | issuance of such bonds or the provisions of such trust
 541 | agreement.

542 | ~~(24) Exercise the right and power of eminent domain in~~
 543 | ~~spaceport territory as defined in s. 331.304. In exercising such~~
 544 | ~~power, the authority shall comply with the procedures and~~
 545 | ~~requirements of chapters 73 and 74.~~

546 | Section 6. Section 331.3051, Florida Statutes, is created
 547 | to read:

548 | 331.3051 Duties of Space Florida.--Space Florida shall:

549 | (1) Create a business plan to foster the growth and
 550 | development of the aerospace industry. The business plan must
 551 | address business development; finance; spaceport operations;
 552 | research and development; workforce development; and education.

553 The business plan must be completed by March 1, 2007, and be
554 revised when determined as necessary by the board.

555 (2) Consult and coordinate to the extent possible with the
556 Department of Education, the Department of Transportation,
557 Enterprise Florida, Inc., the Florida Commission on Tourism and
558 its direct-support organization, and Workforce Florida, Inc.,
559 for the purpose of implementing this act.

560 (3) Consult with Enterprise Florida, Inc., in developing a
561 plan to retain, expand, attract, and create aerospace industry
562 entities, public or private, which results in the creation of
563 high-value-added businesses and jobs in this state.

564 (4) Create a marketing campaign to help attract, develop,
565 and retain aerospace businesses, aerospace research and
566 technology, and other related activities in this state. The
567 campaign must be coordinated with any existing economic-
568 development-promotion efforts in this state and may use private
569 resources. Marketing strategies may include developing
570 promotional materials, Internet and print advertising, public
571 relations and media placement, trade show attendance, and other
572 activities.

573 (5) Develop, with input from Enterprise Florida, Inc., and
574 the Florida Commission on Tourism and its direct-support
575 organization, a public advertising program promoting aerospace-
576 related activities, businesses, or any Space Florida projects.

577 (6) Develop, with input from Enterprise Florida, Inc., a
578 plan to finance aerospace businesses. The plan may include the
579 following activities:

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580 (a) Assembling, publishing, and disseminating information
581 concerning financing opportunities and techniques for aerospace
582 projects, programs, and activities; sources of public and
583 private aerospace financing assistance; and sources of
584 aerospace-related financing.

585 (b) Organizing, hosting, and participating in seminars and
586 other forums designed to disseminate information and technical
587 assistance regarding aerospace-related financing.

588 (c) Coordinating with programs and goals of the Department
589 of Defense, the National Aeronautics and Space Administration,
590 the Export-Import Bank of the United States, the International
591 Trade Administration of the United States Department of
592 Commerce, the Foreign Credit Insurance Association, and other
593 private and public programs and organizations, domestic and
594 foreign.

595 (d) Establishing a network of contacts among those
596 domestic and foreign public and private organizations that
597 provide information, technical assistance, and financial support
598 to the aerospace industry.

599 (7) Carry out its responsibilities for spaceport
600 operations by:

601 (a) Seeking federal support and developing partnerships to
602 renew and upgrade the infrastructure and technologies at the
603 Cape Canaveral Air Force Station, the John F. Kennedy Space
604 Center, and the Eastern Range that will enhance space and
605 military programs of the Federal Government, and improve access
606 for commercial launch activities.

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607 (b) Supporting federal efforts to clarify roles and
608 responsibilities of federal agencies, and eliminating
609 duplicative federal rules and policies, in an effort to
610 streamline access for commercial launch users.

611 (c) Pursuing the development of additional commercial
612 spaceports in the state through a competitive request for
613 proposals in partnership with counties or municipalities, the
614 Federal Government, or private entities.

615 (d) Promoting and facilitating launch activity within the
616 state by supporting and assisting commercial launch operators in
617 completing and submitting required documentation and gaining
618 approvals and authorization from the required federal agencies
619 for launching from Florida.

620 (e) Consulting, as necessary, with the appropriate
621 federal, state, and local authorities, including the National
622 Aeronautics and Space Administration, the Federal Aviation
623 Administration, the Department of Defense, the Department of
624 Transportation, the Florida National Guard, and industry on all
625 aspects of establishing and operating spaceport infrastructure
626 and related facilities within the state.

627 (8) Carry out its responsibility for research and
628 development by:

629 (a) Contracting for the operations of the state's Space
630 Life Sciences Laboratory.

631 (b) Working in collaboration with one or more universities
632 and other public or private entities to develop a proposal for a
633 Center of Excellence for Aerospace that will foster and promote
634 the research necessary to develop commercially promising,

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635 advanced, and innovative science and technology and will
636 transfer those discoveries to the commercial sector.

637 (9) Carry out its responsibility for workforce
638 development, with input from Workforce Florida, Inc., community
639 colleges, colleges, public and private universities, and other
640 public and private partners to develop a plan to retain, train,
641 and retrain workers, from entry-level skills training through to
642 technician-level, and 4-year degrees and higher, with the skills
643 most relevant to aerospace employers.

644 (10) Carry out its responsibility for creating innovative
645 education programs by funding programs developed in conjunction
646 with the Department of Education that target grades K-20 in an
647 effort to promote mathematics and science education programs,
648 which may include the Florida-NASA Matching Grant Program,
649 aerospace-focused education programs for teachers, education-
650 oriented microgravity flight programs for teachers and students,
651 and Internet-based aerospace education. Funds collected pursuant
652 to s. 212.20(6)(d) and any in-kind or private-sector
653 contribution may be used to carry out innovative education
654 programs. In its annual report, Space Florida shall include, at
655 a minimum, a description of programs funded, the number of
656 students served, and private-sector support.

657 (11) Annually report on its performance with respect to
658 its business plan, to include finance, spaceport operations,
659 research and development, workforce development, and education.
660 The report shall be submitted to the Governor, the President of
661 the Senate, and the Speaker of the House of Representatives no
662 later than September 1 for the prior fiscal year.

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663 Section 7. Section 331.306, Florida Statutes, is amended
664 to read:

665 331.306 Federal airspace notification.--In coordination
666 with the Florida Department of Transportation, Space Florida ~~the~~
667 ~~authority~~ shall develop and file the federal airspace
668 notification required for priority airspace use.

669 Section 8. Section 331.308, Florida Statutes, is amended
670 to read:

671 331.308 Board of directors ~~supervisors~~.--

672 (1) Space Florida shall be governed by a board of
673 directors. Designees of appointed members do not have voting
674 authority. The board of directors shall consist of the following
675 members:

676 (a) The Governor or the Governor's designee.

677 (b) The Secretary of Transportation or the secretary's
678 designee.

679 (c) The president of Workforce Florida, Inc., or the
680 president's designee.

681 (d) The president of Enterprise Florida, Inc., or the
682 president's designee.

683 (e) The president of the direct-support organization of
684 the Florida Commission on Tourism or the president's designee.

685 (f) The Commissioner of Education or the commissioner's
686 designee.

687 (g) Eight members from the private sector, one of whom
688 shall be a representative of organized labor, appointed by the
689 Governor. In making these appointments, the Governor shall
690 ensure that the composition of the board reflects the diversity

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691 of the aerospace industry community of this state and, to the
692 greatest degree possible, that the composition of the board
693 includes, but is not limited to, individuals representing the
694 industries of business, finance, marketing, space, aerospace,
695 aviation, defense, research and development, and education. The
696 Governor shall also consider whether the current members of the
697 board, together with potential appointees, reflect the racial,
698 ethnic, and gender diversity, as well as the geographic
699 distribution, of the population of the state.

700 (h) Two ex officio, nonvoting members, one of whom shall
701 be a member of the Senate, selected by the President of the
702 Senate, and one of whom shall be a member of the House of
703 Representatives, selected by the Speaker of the House of
704 Representatives.

705 (i) Six members from the private sector, three of whom
706 shall be appointed by the President of the Senate and three of
707 whom shall be appointed by the Speaker of the House of
708 Representatives.

709 (2) (a) Vacancies on the board shall be filled for the
710 unexpired term in the same manner as the original appointments
711 to the board.

712 (b) Each member of the board of directors shall serve for
713 a term of 4 years, except that the initial terms shall be
714 staggered.

715 1. The Governor shall appoint two members for a 1-year
716 term, two members for 2-year terms, and three members for 4-year
717 terms.

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718 2. The President of the Senate and the Speaker of the
719 House of Representatives shall each appoint one member for a 1-
720 year term, one member for a 2-year term, and one member for a 4-
721 year term.

722 (c) Any member is eligible for reappointment.

723 (3) Appointed members may be removed by the Governor for
724 cause. Absence from three consecutive meetings without good
725 cause shall result in automatic removal.

726 (4) All private sector members are subject to confirmation
727 by the Senate at the next regular session of the Legislature.

728 (5) The Governor shall serve as chair of the board of
729 directors. The board of directors shall biennially elect one of
730 its private sector members as vice chair to serve in the absence
731 of the Governor and to perform such other duties as may be
732 designated. The president shall keep a record of the proceedings
733 of the board of directors and shall be the custodian of all
734 books, documents, and papers filed with the board of directors,
735 the minutes of the board of directors, and the official seal of
736 Space Florida.

737 (6) The board of directors shall meet at least four times
738 each year, upon the call of the chair, at the request of the
739 vice chair, or at the request of a majority of the membership. A
740 majority of the total number of current voting directors shall
741 constitute a quorum. The board of directors may take official
742 action by a majority vote of the members present at any meeting
743 at which a quorum is present.

744 (7) Members of the board of directors shall serve without
745 compensation, but members, the president, and staff may be

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746 reimbursed for all reasonable, necessary, and actual expenses,
747 as determined by the board of directors of Space Florida
748 pursuant to s. 112.061.

749 (8) Each member of the board of directors of Space Florida
750 who is not otherwise required to file financial disclosure
751 pursuant to s. 8, Art. II of the State Constitution or s.
752 112.3144, shall file disclosure of financial interests pursuant
753 to s. 112.3145.

754 (9) Each member of the board of directors of Space Florida
755 must be a resident of this state. There is created within the
756 Florida Space Authority a board of supervisors consisting of
757 eight regular members, who shall be appointed by the Governor,
758 and two ex officio nonvoting members, one of whom shall be a
759 state senator selected by the President of the Senate and one of
760 whom shall be a state representative selected by the Speaker of
761 the House of Representatives. The Lieutenant Governor, who is
762 the state's space policy leader, shall serve as chair of the
763 board of supervisors, and shall cast the deciding vote if the
764 votes of the eight regular members result in a tie. The board
765 shall elect a vice chair to preside in the absence of the
766 Lieutenant Governor and to perform such other duties as may be
767 designated. All regular members shall be subject to confirmation
768 by the Senate at the next regular session of the Legislature.
769 Existing board members are not prohibited from reappointment.
770 Each of the regular board members must be a resident of the
771 state and must have experience in the aerospace or commercial
772 space industry or in finance or have other significant relevant
773 experience. A private sector legal entity may not have more than

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774 ~~one person serving on the board at any one time. One regular~~
775 ~~member shall represent organized labor interests, one regular~~
776 ~~member shall represent minority interests, and four regular~~
777 ~~members must represent space industry, at least one of whom must~~
778 ~~also be from a small business, as defined in s. 288.703. For the~~
779 ~~purpose of this section, "space industry" includes private~~
780 ~~sector entities engaged in space flight business, as defined in~~
781 ~~s. 212.031, research and technology development of space-based~~
782 ~~products and services, space station commercialization,~~
783 ~~development of spaceport and range technology, remote sensing~~
784 ~~products and services, space biotechnology, measurement and~~
785 ~~calibration of space assets, space-related software and~~
786 ~~information technology development, design and architecture of~~
787 ~~space-based assets and facilities for manufacturing and other~~
788 ~~purposes, space related nanotechnology, space tourism, and other~~
789 ~~commercial enterprises utilizing uniquely space-based~~
790 ~~capabilities.~~

791 ~~(2) Each regular member shall serve a term of 4 years or~~
792 ~~until a successor is appointed and qualified. The term of each~~
793 ~~such member shall be construed to commence on the date of~~
794 ~~appointment and to terminate on June 30 of the year of the end~~
795 ~~of the term. Appointment to the board shall not preclude any~~
796 ~~such member from holding any other private or public position.~~

797 ~~(3) The ex officio nonvoting legislative members shall~~
798 ~~serve on the board for 2-year terms.~~

799 ~~(4) Any vacancy on the board shall be filled for the~~
800 ~~balance of the unexpired term.~~

801 ~~(5) The board shall appoint an executive director.~~
 802 ~~Meetings shall be held quarterly or more frequently at the call~~
 803 ~~of the chair. A majority of the regular members of the board~~
 804 ~~shall constitute a quorum, and a majority vote of such members~~
 805 ~~present is necessary for any action taken by the board.~~

806 ~~(6) The Governor has the authority to remove from the~~
 807 ~~board any regular member in the manner and for cause as defined~~
 808 ~~by the laws of this state and applicable to situations that may~~
 809 ~~arise before the board. Unless excused by the chair of the~~
 810 ~~board, a regular member's absence from two or more consecutive~~
 811 ~~board meetings creates a vacancy in the office to which the~~
 812 ~~member was appointed.~~

813 Section 9. Section 331.309, Florida Statutes, is amended
 814 to read:

815 331.309 Treasurer; depositories; fiscal agent.--

816 (1) The board shall designate an individual who is a
 817 resident of the state, or a qualified public depository as
 818 defined in s. 280.02, as treasurer of Space Florida ~~the~~
 819 ~~authority~~, who shall have charge of the funds of Space Florida
 820 ~~the authority~~. Such funds shall be disbursed only upon the order
 821 of or pursuant to the resolution of the board by warrant, check,
 822 authorization, or direct deposit pursuant to s. 215.85, signed
 823 or authorized by the treasurer or his or her representative or
 824 by such other persons as may be authorized by the board. The
 825 board may give the treasurer such other or additional powers and
 826 duties as the board may deem appropriate and shall establish the
 827 treasurer's compensation. The board may require the treasurer to
 828 give a bond in such amount, on such terms, and with such

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829 | sureties as may be deemed satisfactory to the board to secure
830 | the performance by the treasurer of his or her powers and
831 | duties. The board shall audit or have audited the books of the
832 | treasurer at least once a year.

833 | (2) The board is authorized to select as depositories in
834 | which the funds of the board and of Space Florida ~~the authority~~
835 | shall be deposited any qualified public depository as defined in
836 | s. 280.02, upon such terms and conditions as to the payment of
837 | interest by such depository upon the funds so deposited as the
838 | board may deem just and reasonable. ~~Funds of the authority may~~
839 | ~~also be deposited with the Florida Commercial Space Financing~~
840 | ~~Corporation created by s. 331.407.~~ The funds of Space Florida
841 | ~~the authority~~ may be kept in or removed from the State Treasury
842 | upon written notification from the chair of the board to the
843 | Chief Financial Officer.

844 | (3) The board may employ a fiscal agent, who shall be
845 | either a resident of the state or a corporation organized under
846 | the laws of this or any other state and authorized by such laws
847 | to act as such fiscal agent in the state.

848 | Section 10. Section 331.310, Florida Statutes, is amended
849 | to read:

850 | 331.310 Powers and duties of the board of directors
851 | ~~supervisors.~~ ~~--Except as otherwise provided in this act, all of~~
852 | ~~the powers and duties of the authority shall be exercised by and~~
853 | ~~through the board of supervisors, including the power and duty~~
854 | ~~to:~~

855 | (1) The board of directors may: ~~Adopt bylaws, rules,~~
856 | ~~resolutions, and orders prescribing the powers, duties, and~~

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857 ~~functions of the officers of the authority, the conduct of the~~
858 ~~business of the authority, the maintenance of records, and the~~
859 ~~form of all documents and records of the authority. The board~~
860 ~~may adopt administrative rules and regulations with respect to~~
861 ~~any of the projects of the authority, with notice and public~~
862 ~~hearing.~~

863 ~~(2) Maintain an executive office and authority offices in~~
864 ~~close proximity to Kennedy Space Center.~~

865 (a) ~~(3)~~ Enter, and authorize any agent or employee of Space
866 Florida ~~the authority~~ to enter, upon any lands, waters, and
867 premises, upon giving reasonable notice and due process to the
868 land owner, for the purposes of making surveys, soundings,
869 drillings, appraisals, and examinations necessary to perform its
870 duties and functions. Any such entry shall not be deemed a
871 trespass or an entry that would constitute a taking in an
872 eminent domain proceeding. Space Florida ~~The authority~~ shall
873 make reimbursement for any actual damages to such lands, waters,
874 and premises as a result of such activity.

875 (b) ~~(4)~~ Execute all contracts and other documents, adopt
876 all proceedings, and perform all acts determined by the board to
877 be necessary or desirable to carry out the purposes of this act.
878 The board may authorize one or more members of the board to
879 execute contracts and other documents on behalf of the board or
880 Space Florida ~~the authority~~.

881 (c) ~~(5)~~ Establish and create such departments, committees,
882 or other entities ~~agencies~~ as from time to time the board may
883 deem necessary or desirable in the performance of any acts or
884 other things necessary to the exercise of the powers provided in

885 | this act, and delegate to such departments, boards, or other
 886 | agencies such administrative duties and other powers as the
 887 | board may deem necessary or desirable.

888 | ~~(6) Appoint a person to act as executive director of the~~
 889 | ~~authority, having such official title, functions, duties,~~
 890 | ~~powers, and salary as the board may prescribe.~~

891 | (d) (7) Examine, and authorize any officer or agent of
 892 | Space Florida the authority to examine, the county tax rolls
 893 | with respect to the assessed valuation of the real and personal
 894 | property within any spaceport territory.

895 | (e) (8) Engage in the planning and implementation of space-
 896 | related economic and educational development within the state.

897 | (f) Provide the strategic direction for the aerospace-
 898 | related research priorities of the state and its aerospace-
 899 | related businesses, the scope of research projects for Space
 900 | Florida, and the timeframe for completion of the projects.

901 | (g) (9) Execute intergovernmental agreements and
 902 | development agreements consistent with prevailing statutory
 903 | provisions, including, but not limited to, special benefits or
 904 | tax increment financing initiatives.

905 | (h) Finance aerospace business development projects or
 906 | initiatives using the funds collected pursuant to s.
 907 | 212.20 (6) (d).

908 | (i) (10) Establish reserve funds for future board
 909 | operations.

910 | (j) (11) Adopt rules pursuant to chapter 120 to carry out
 911 | the purposes of this act.

912 | (2) The board of directors shall:

913 (a) Adopt bylaws, rules, resolutions, and orders
 914 prescribing the powers, duties, and functions of Space Florida
 915 to conduct the business of Space Florida, the maintenance of
 916 records, and the form of all documents and records of Space
 917 Florida. The board may adopt rules with respect to any of the
 918 projects of Space Florida with notice and a public hearing.

919 (b) Maintain an executive office and Space Florida offices
 920 in close proximity to the John F. Kennedy Space Center.

921 (c) Appoint a person to act as the president of Space
 922 Florida, having such official title, functions, duties, powers,
 923 and salary as the board may prescribe.

924 (d) ~~(12)~~ Abide by all applicable federal labor laws in the
 925 construction and day-to-day operations of Space Florida ~~the~~
 926 ~~authority~~ and any spaceport. Further, the board shall establish,
 927 by rule and regulation, pursuant to chapter 120, policies and
 928 procedures for the construction and operation of Space Florida
 929 ~~the authority~~ and any spaceport. The ~~Said~~ policies and
 930 procedures shall be such that when Space Florida ~~the authority~~
 931 expends federal funds for construction or operation of any
 932 spaceport project, Space Florida ~~the authority~~ will be subject
 933 to the federal labor laws observed at the John F. Kennedy Space
 934 Center and Cape Canaveral Air Force Station, Florida, applicable
 935 as a result of such federal expenditures.

936 (e) ~~(13)~~ Prepare an annual report of operations. The ~~Said~~
 937 report shall include, but not be limited to, a balance sheet, an
 938 income statement, a statement of changes in financial position,
 939 a reconciliation of changes in equity accounts, a summary of
 940 significant accounting principles, the auditor's report, a

941 summary of the status of existing and proposed bonding projects,
 942 comments from management about the year's business, and
 943 prospects for the next year, which shall be submitted each year
 944 by December 31 ~~November 30~~ to the Governor, the President of the
 945 Senate, the Speaker of the House of Representatives, the
 946 minority leader of the Senate, and the minority leader of the
 947 House of Representatives.

948 (f) Establish a personnel management system for hiring
 949 employees and establishing employee's benefit packages.

950 Personnel of Space Florida are not state employees.

951 ~~(14) Change the name of the authority.~~

952 Section 11. Section 331.3101, Florida Statutes, is amended
 953 to read:

954 331.3101 Space Florida ~~Space Authority~~; travel and
 955 entertainment expenses.--

956 (1) Notwithstanding the provisions of s. 112.061, Space
 957 Florida ~~the authority~~ shall adopt rules by which it may make
 958 expenditures by advancement or reimbursement, or a combination
 959 thereof, to Space Florida ~~authority~~ officers and employees;
 960 reimburse business clients, guests, and authorized persons as
 961 defined in s. 112.061(2)(e); and make direct payments to third-
 962 party vendors:

963 (a) For travel expenses of such business clients, guests,
 964 and authorized persons incurred by Space Florida ~~the authority~~
 965 in connection with the performance of its statutory duties, and
 966 for travel expenses incurred by state officials and state
 967 employees while accompanying such business clients, guests, or

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968 authorized persons or when authorized by the board or its
969 designee.

970 (b) For entertainment expenses of such guests, business
971 clients, and authorized persons incurred by Space Florida ~~the~~
972 ~~authority~~ in connection with the performance of its statutory
973 duties, and for entertainment expenses incurred for Space
974 Florida ~~authority~~ officials and employees when such expenses are
975 incurred while in the physical presence of such business
976 clients, guests, or authorized persons.

977 (2) The rules shall be subject to approval by the Chief
978 Financial Officer before adoption ~~prior to promulgation~~. The
979 rules shall require the submission of paid receipts, or other
980 proof prescribed by the Chief Financial Officer, with any claim
981 for reimbursement, and shall require, as a condition for any
982 advancement, an agreement to submit paid receipts or other proof
983 and to refund any unused portion of the advancement within 15
984 days after the expense is incurred or, if the advancement is
985 made in connection with travel, within 15 days after completion
986 of the travel. However, with respect to an advancement made
987 solely for travel expenses, the rules may allow paid receipts or
988 other proof to be submitted, and any unused portion of the
989 advancement to be refunded, within 30 days after completion of
990 the travel.

991 (3) An annual report shall be made to the Legislature not
992 later than September 1 ~~November 30~~ of each year for the previous
993 fiscal year, which shall consist of a synopsis concisely
994 summarizing all travel, entertainment, and incidental expenses
995 incurred within the United States and, separately, all travel,

996 entertainment, and incidental expenses incurred outside the
997 United States.

998 (4) A ~~No~~ claim submitted under this section is not ~~shall~~
999 ~~be~~ required to be sworn to before a notary public or other
1000 officer authorized to administer oaths, but any claim authorized
1001 or required to be made under any provision of this section must
1002 ~~shall~~ contain a statement that the expenses were actually
1003 incurred as necessary travel or entertainment expenses in the
1004 performance of official duties of Space Florida ~~the authority~~
1005 and shall be verified by written declaration that it is true and
1006 correct as to every material matter. Any person who willfully
1007 makes and subscribes to any such claim which the person does not
1008 believe to be true and correct as to every material matter or
1009 who willfully aids or assists in, or procures, counsels, or
1010 advises, the preparation or presentation of a claim pursuant to
1011 this section, which claim is fraudulent or false as to any
1012 material matter, whether or not such falsity or fraud is with
1013 the knowledge or consent of the person authorized or required to
1014 present such claim, commits a misdemeanor of the second degree,
1015 punishable as provided in s. 775.082 or s. 775.083. Whoever
1016 receives an advancement or reimbursement by means of a false
1017 claim is civilly liable, in the amount of the overpayment, for
1018 the reimbursement of the public fund from which the claim was
1019 paid.

1020 Section 12. Section 331.311, Florida Statutes, is amended
1021 to read:

1022 331.311 Exercise by Space Florida ~~authority~~ of its powers
1023 within municipalities and other political subdivisions.--Space

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1024 Florida may ~~The authority shall have the power to~~ exercise any
 1025 of its rights, powers, privileges, and authority in any and all
 1026 portions of any spaceport territory lying within the boundaries
 1027 of any municipal corporation or other political subdivision,
 1028 heretofore or hereafter created or organized, whose boundaries
 1029 lie wholly or partly within the geographical limits of the
 1030 spaceport territory, to the same extent and in the same manner
 1031 as in areas of the spaceport territory not incorporated as part
 1032 of a municipality or other political subdivision. With respect
 1033 to any municipal corporation or other political subdivision
 1034 whose boundaries lie partly within and partly without the
 1035 geographical limits of the spaceport territory, Space Florida
 1036 may ~~the authority shall have the power to~~ exercise its rights,
 1037 powers, privileges, and authority only within the portion of the
 1038 ~~such~~ municipal corporation or other political subdivision lying
 1039 within the boundaries of the spaceport territory.

1040 Section 13. Section 331.312, Florida Statutes, is amended
 1041 to read:

1042 331.312 Furnishing facilities and services within the
 1043 spaceport territory.--Space Florida may ~~The authority shall have~~
 1044 ~~the power to~~ construct, develop, create, maintain, and operate
 1045 its projects within the geographical limits of the spaceport
 1046 territory, including any portions of the spaceport territory
 1047 located inside the boundaries of any incorporated municipality
 1048 or other political subdivision, and to offer, supply, and
 1049 furnish the facilities and services provided for in this act to,
 1050 and to establish and collect fees, rentals, and other charges
 1051 from, persons, public or private, within the geographical limits

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1052 of the spaceport territory and for the use of Space Florida ~~the~~
1053 ~~authority~~ itself.

1054 Section 14. Section 331.313, Florida Statutes, is amended
1055 to read:

1056 331.313 Power of Space Florida ~~the authority~~ with respect
1057 to roads.--Within the territorial limits of any spaceport
1058 territory, Space Florida may ~~the authority has the right to~~
1059 acquire, through purchase or interagency agreement, or as
1060 otherwise provided in law, and to construct, control, and
1061 maintain, roads deemed necessary by Space Florida ~~the authority~~
1062 and connections thereto and extensions thereof now or hereafter
1063 acquired, constructed, or maintained in accordance with
1064 established highway safety standards; provided that, in the
1065 event a road being addressed by Space Florida ~~the authority~~ is
1066 owned by another agency or jurisdiction, Space Florida ~~the~~
1067 ~~authority~~, before ~~prior to~~ proceeding with the proposed project
1068 or work activity, shall have either coordinated the desired work
1069 with the owning agency or jurisdiction or shall have
1070 successfully executed an interagency agreement with the owning
1071 agency or jurisdiction.

1072 Section 15. Section 331.315, Florida Statutes, is amended
1073 to read:

1074 331.315 Maintenance of projects across rights-of-
1075 way.--Space Florida may ~~The authority shall have the right to~~
1076 construct and operate its projects in, along, or under any
1077 streets, alleys, highways, or other public places or ways, and
1078 across any drain, ditch, canal, floodway, holding basin,
1079 excavation, railroad right-of-way, track, grade, fill, or cut;

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1080 ~~provided,~~ however, Space Florida shall pay that just
 1081 compensation, including fees, ~~shall be paid by the authority~~ for
 1082 any damages arising from ~~or private property taken by the~~
 1083 exercise of such power.

1084 Section 16. Section 331.316, Florida Statutes, is amended
 1085 to read:

1086 331.316 Rates, fees, rentals, tolls, fares, and charges;
 1087 procedure for adoption and modification; minimum revenue
 1088 requirements.--

1089 (1) To recover the costs of the spaceport facility or
 1090 system, Space Florida may ~~the authority shall have the power to~~
 1091 prescribe, fix, establish, and collect rates, fees, rentals,
 1092 tolls, fares, or other charges (hereinafter referred to as
 1093 "revenues"), and to revise the same from time to time, for the
 1094 facilities and services furnished or to be furnished by Space
 1095 Florida ~~the authority~~ and the spaceport, including, but not
 1096 limited to, launch pads, ranges, payload assembly and processing
 1097 facilities, visitor and tourist facilities, transportation
 1098 facilities, and parking and other related facilities, and may
 1099 ~~shall have the power to~~ provide for reasonable penalties against
 1100 any user or property for any such rates, fees, rentals, tolls,
 1101 fares, or other charges that are delinquent.

1102 (2) The board may ~~shall have the power to~~ enter into
 1103 contracts for the use of the projects of Space Florida ~~the~~
 1104 ~~authority~~ and for the services and facilities furnished or to be
 1105 furnished by Space Florida ~~the authority~~, including, but not
 1106 limited to, launch services, payload assembly and processing,
 1107 and other aerospace-related ~~space-related~~ services, for such

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1108 | consideration and on such other terms and conditions as the
 1109 | board may approve. Such contracts, and revenues or service
 1110 | charges received or to be received by Space Florida ~~the~~
 1111 | ~~authority~~ thereunder, may be pledged as security for any of the
 1112 | bonds of Space Florida ~~the authority~~.

1113 | Section 17. Section 331.317, Florida Statutes, is amended
 1114 | to read:

1115 | 331.317 Recovery of delinquent charges.--In the event that
 1116 | any of the rates, fees, rentals, tolls, fares, other charges, or
 1117 | delinquent penalties shall not be paid as and when due and shall
 1118 | be in default for 30 days or more, the unpaid balance thereof
 1119 | and all interest accrued thereon, together with attorney's fees
 1120 | and costs, may be recovered by Space Florida ~~the authority~~ in a
 1121 | civil action.

1122 | Section 18. Section 331.318, Florida Statutes, is amended
 1123 | to read:

1124 | 331.318 Discontinuance of service.--In the event that the
 1125 | rates, fees, rentals, tolls, fares, or other charges for the
 1126 | services and facilities of any project are not paid when due,
 1127 | the board may ~~shall have the power to~~ discontinue and shut off
 1128 | the same until such rates, fees, rentals, tolls, fares, or other
 1129 | charges, including interest, penalties, and charges for the
 1130 | shutting off and discontinuance and the restoration of such
 1131 | services and facilities, are fully paid. Such delinquent rates,
 1132 | fees, rentals, tolls, fares, or other charges, together with
 1133 | interest, penalties, and charges for the shutting off and
 1134 | discontinuance and the restoration of such services and
 1135 | facilities, and reasonable attorney's fees and other expenses,

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1136 | may be recovered by Space Florida ~~the authority~~ by suit in any
 1137 | court of competent jurisdiction. Space Florida ~~The authority~~ may
 1138 | also enforce payment of such delinquent rates, fees, rentals,
 1139 | tolls, fares, or other charges by any other lawful method of
 1140 | enforcement.

1141 | Section 19. Section 331.319, Florida Statutes, is amended
 1142 | to read:

1143 | 331.319 Comprehensive planning; building and safety
 1144 | codes.--The board of directors may ~~supervisors shall have the~~
 1145 | ~~power to~~:

1146 | (1) Adopt, and from time to time review, amend,
 1147 | supplement, or repeal, a comprehensive general plan for the
 1148 | physical development of the area within the spaceport territory
 1149 | in accordance with the objectives and purposes of this act and
 1150 | consistent with the comprehensive plans of the applicable county
 1151 | or counties and municipality or municipalities adopted pursuant
 1152 | to the Local Government Comprehensive Planning and Land
 1153 | Development Regulation Act, part II of chapter 163.

1154 | (2) Prohibit within the spaceport territory the
 1155 | construction, alteration, repair, removal, or demolition, or the
 1156 | commencement of the construction, alteration, repair (except
 1157 | emergency repairs), removal, or demolition, of any building or
 1158 | structure, including, but not by way of limitation, public
 1159 | utility poles, lines, pipes, and facilities, without first
 1160 | obtaining a permit from the board or such other officer or
 1161 | agency as the board may designate, and to prescribe the
 1162 | procedure with respect to the obtaining of such permit.

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1163 Section 20. Section 331.320, Florida Statutes, is amended
1164 to read:

1165 331.320 Additional powers of board.--The board of
1166 directors may ~~shall have the power~~ within any spaceport
1167 territory ~~to~~:

1168 (1) Adopt regulations to prohibit or control the pollution
1169 of air and water, and require certain location and placement of
1170 electrical power, telephone, and other utility lines, cables,
1171 pipes, and ducts.

1172 (2) Divide the spaceport territory into zones or districts
1173 of such number, shape, and area as the board may deem best
1174 suited to carry out the purposes of this act, and within and for
1175 each such district make regulations and restrictions as provided
1176 for in subsection (1).

1177 Section 21. Section 331.321, Florida Statutes, is amended
1178 to read:

1179 331.321 Federal and other funds and aid.--Space Florida
1180 may ~~The authority is authorized to~~ accept, receive, and receipt
1181 for federal moneys, property, and other moneys or properties,
1182 either public or private, for the acquisition, planning,
1183 operation, construction, enlargement, improvement, maintenance,
1184 equipment, or development of programs, facilities, and sites
1185 therefor, and ~~to~~ comply with the provisions of the laws of the
1186 United States and any rules and regulations made thereunder for
1187 the expenditure of federal moneys.

1188 Section 22. Section 331.322, Florida Statutes, is amended
1189 to read:

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1190 331.322 Agreements with municipalities within any
 1191 spaceport territory.--The board of directors and the governing
 1192 body or bodies of any one or more municipalities located wholly
 1193 or partly within any spaceport territory, whether now in
 1194 existence or hereafter created, may ~~are authorized to~~ enter into
 1195 and carry into effect contracts and agreements relating to the
 1196 common powers, duties, and functions of the board and other
 1197 officers, agents, and employees of Space Florida ~~the authority~~,
 1198 and the respective governing body or bodies of one or more such
 1199 municipalities, and their respective officers, agents, and
 1200 employees, to the end that there may be effective cooperation
 1201 between and coordination of the efforts of such municipality or
 1202 municipalities and Space Florida ~~the authority~~ in discharging
 1203 their common functions, powers, and duties and in rendering
 1204 services to the respective residents and property owners of such
 1205 municipality or municipalities and Space Florida ~~the authority~~.
 1206 The board and the governing body or bodies of one or more such
 1207 municipalities are further authorized to enter into and carry
 1208 into effect contracts and agreements for the performance of any
 1209 of their common functions, powers, and duties by a central
 1210 agency or common agent of the contracting parties.

1211 Section 23. Section 331.323, Florida Statutes, is amended
 1212 to read:

1213 331.323 Cooperative agreements with the state, counties,
 1214 and municipalities.--

1215 (1) The state and the counties, municipalities, and other
 1216 political subdivisions, public bodies, and agencies thereof, or
 1217 any of them, whether now existing or hereafter created, are

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1218 | authorized to aid and cooperate with Space Florida ~~the authority~~
 1219 | in carrying out any of the purposes and projects of Space
 1220 | Florida ~~the authority~~, to enter into cooperative agreements with
 1221 | Space Florida ~~the authority~~, to provide in any such cooperative
 1222 | agreement for the making of loans, gifts, grants, or
 1223 | contributions to Space Florida ~~the authority~~ and the granting
 1224 | and conveyance to Space Florida ~~the authority~~ of real or
 1225 | personal property of any kind or nature, or any interest
 1226 | therein, for the carrying out of the purpose and projects of
 1227 | Space Florida ~~the authority~~; to covenant in any such cooperative
 1228 | agreement to pay all or any part of the costs of acquisition,
 1229 | planning, development, construction, reconstruction, extension,
 1230 | improvement, operation, and maintenance of any projects of Space
 1231 | Florida ~~the authority~~; and to pay all or any part of the
 1232 | principal and interest on any bonds of Space Florida ~~the~~
 1233 | ~~authority~~.

1234 | (2) The state and the counties, municipalities, and other
 1235 | political subdivisions, public bodies, and agencies thereof, or
 1236 | any of them, whether now existing or hereafter created, and
 1237 | Space Florida ~~the authority created by this act~~, are further
 1238 | authorized to enter into cooperative agreements to provide for
 1239 | the furnishing by Space Florida ~~the authority~~ to the state or
 1240 | any county, municipality, or other political subdivision, public
 1241 | body, or agency thereof of any of the facilities and services of
 1242 | Space Florida ~~the authority~~, or by the state or any county,
 1243 | municipality, or other political subdivision, public body, or
 1244 | agency thereof to Space Florida ~~the authority~~ and to persons
 1245 | within the spaceport territory of facilities and services of the

1246 | type that Space Florida ~~the authority~~ is authorized to furnish
 1247 | or undertake, or such other facilities and services as may be
 1248 | determined necessary or desirable by the board for the carrying
 1249 | out of the purposes of this act. Without limitation of the
 1250 | foregoing, such cooperative agreements may provide for the
 1251 | furnishing by any county, municipality, or other political
 1252 | subdivision of fire and police protection for Space Florida ~~the~~
 1253 | ~~authority~~ and persons and property within Space Florida ~~the~~
 1254 | ~~authority~~, and for the providing to Space Florida ~~the authority~~
 1255 | of any services deemed necessary or desirable by the board for
 1256 | the proper functioning of Space Florida ~~the authority~~.

1257 | (3) Without limitation of the foregoing, the board may
 1258 | undertake and finance any of the projects of Space Florida ~~the~~
 1259 | ~~authority~~, in whole or in part, jointly with any municipality or
 1260 | municipalities, now existing or hereafter created, or in any
 1261 | other manner combine the projects of Space Florida ~~the authority~~
 1262 | with the projects of such municipality or municipalities.

1263 | (4) Any agreement of the type authorized by this section
 1264 | may be made and entered into under ~~pursuant to~~ this act for such
 1265 | time or times, not exceeding 40 years.

1266 | Section 24. Section 331.324, Florida Statutes, is amended
 1267 | to read:

1268 | 331.324 Contracts, grants, and contributions.--Space
 1269 | Florida may ~~The authority shall have the power to~~ make and enter
 1270 | all contracts and agreements necessary or incidental to the
 1271 | performance of the functions of Space Florida ~~the authority~~ and
 1272 | the execution of its powers, and to contract with, and to accept
 1273 | and receive grants or loans of money, material, or property

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1274 from, any person, private or public, as the board shall
 1275 determine to be necessary or desirable to carry out the purposes
 1276 of this act, and in connection with any such contract, grant, or
 1277 loan to stipulate and agree to such covenants, terms, and
 1278 conditions as the board shall deem appropriate.

1279 Section 25. Section 331.325, Florida Statutes, is amended
 1280 to read:

1281 331.325 Environmental permits.--Space Florida ~~The~~
 1282 ~~authority~~ shall obtain required environmental permits in
 1283 accordance with federal and state law and shall comply with the
 1284 provisions of chapter 380.

1285 Section 26. Section 331.326, Florida Statutes, is amended
 1286 to read:

1287 331.326 Information relating to trade secrets
 1288 confidential.--The records of Space Florida ~~the authority~~
 1289 regarding matters encompassed by this act are public records
 1290 subject to the provisions of chapter 119. Any information held
 1291 by Space Florida ~~the authority~~ which is a trade secret, as
 1292 defined in s. 812.081, including trade secrets of Space Florida
 1293 ~~the authority~~, any spaceport user, or the space industry
 1294 business, is confidential and exempt from the provisions of s.
 1295 119.07(1) and s. 24(a), Art. I of the State Constitution and may
 1296 not be disclosed. If Space Florida ~~the authority~~ determines that
 1297 any information requested by the public will reveal a trade
 1298 secret, it shall, in writing, inform the person making the
 1299 request of that determination. The determination is a final
 1300 order as defined in s. 120.52. Any meeting or portion of a
 1301 meeting of Space Florida's ~~the authority's~~ board of ~~supervisors~~

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1302 is exempt from the provisions of s. 286.011 and s. 24(b), Art. I
 1303 of the State Constitution when the board is discussing trade
 1304 secrets. Any public record generated during the closed portions
 1305 of the ~~such~~ meetings, such as minutes, tape recordings, and
 1306 notes, is confidential and exempt from the provisions of s.
 1307 119.07(1) and s. 24(a), Art. I of the State Constitution.

1308 Section 27. Section 331.327, Florida Statutes, is amended
 1309 to read:

1310 331.327 Foreign trade zone.--Space Florida ~~The~~
 1311 ~~authority shall have the power to~~ apply to the Federal
 1312 Government for a grant allowing the designation of any spaceport
 1313 territory as a foreign trade zone pursuant to ss. 288.36 and
 1314 288.37. However, the designation of any spaceport territory as a
 1315 foreign trade zone does ~~shall not be deemed to~~ authorize an
 1316 exemption from any tax imposed by the state or by any political
 1317 subdivision, agency, or instrumentality thereof.

1318 Section 28. Section 331.328, Florida Statutes, is amended
 1319 to read:

1320 331.328 Sovereign immunity.--Space Florida ~~The authority~~
 1321 shall be granted sovereign immunity in the same manner as the
 1322 state under the laws and Constitution of the State of Florida.
 1323 The state, by this section, hereby waives the sovereign immunity
 1324 granted to the same extent as waived by the state under state
 1325 law.

1326 Section 29. Section 331.329, Florida Statutes, is amended
 1327 to read:

1328 331.329 Changing boundary lines; annexation and exclusion
 1329 of lands; creation of municipalities within the geographical

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1330 | limits of any spaceport territory; limitations on the furnishing
1331 | of services within annexed areas.--

1332 | (1) The board of directors may at any time strike out or
1333 | correct the description of any land within or claimed to be
1334 | within the boundary lines of any spaceport territory upon the
1335 | written consent of the owners of all the land that would be
1336 | included or excluded from the boundary lines of any spaceport
1337 | territory or otherwise affected by the taking of such action,
1338 | and of the owners of not less than the majority in acreage of
1339 | all lands within any spaceport territory.

1340 | (a) The board may enlarge the geographical limits of any
1341 | spaceport territory to include any lands not then within any
1342 | spaceport territory:

1343 | 1. Upon the written consent of the owners of all the land
1344 | to be included in any spaceport territory and of the owners of
1345 | not less than a majority in acreage of all the land then within
1346 | any spaceport territory; or

1347 | 2. By resolution of the board approved at a special
1348 | election called for such purpose, by vote of a majority of
1349 | freeholders residing within the area to be annexed and a
1350 | majority of freeholders residing within any spaceport territory.

1351 | (b) The board of directors may contract the geographical
1352 | limits of any spaceport territory so as to exclude from any
1353 | spaceport territory any land then within any spaceport
1354 | territory:

1355 | 1. Upon the written consent of the owners of all the land
1356 | to be so excluded and of the owners of not less than a majority

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1357 | in acreage of all the land then within any spaceport territory;
1358 | or

1359 | 2. By resolution of the board approved at a special
1360 | election called for such purpose, by vote of a majority of
1361 | freeholders residing within the area to be excluded and a
1362 | majority of the freeholders residing within any spaceport
1363 | territory.

1364 | (2) Land, including property situated thereon, added to
1365 | any spaceport territory in the manner provided in subsection (1)
1366 | shall from the time of its inclusion within such spaceport
1367 | territory be subject to all assessments thereafter levied and
1368 | assessed on all other land or property of any spaceport
1369 | territory similarly situated. Land, including property situated
1370 | thereon, excluded from any spaceport territory in the manner
1371 | provided in subsection (1) shall from the date of such exclusion
1372 | be exempt from assessments thereafter imposed by Space Florida
1373 | ~~the authority~~ but shall not be exempt from assessments
1374 | theretofore levied or due with respect to such land or property,
1375 | or from subsequent installments of assessments theretofore
1376 | levied or assessed with respect thereto, and such assessments
1377 | may be enforced and collected by or on behalf of Space Florida
1378 | ~~the authority~~ in the same manner as if such land or property
1379 | continued to be within the geographical limits of any spaceport
1380 | territory.

1381 | (3) In the event that the geographical limits of any
1382 | spaceport territory as set forth in s. 331.304 are revised so as
1383 | to include within any spaceport territory any areas not
1384 | presently contained within any spaceport territory, Space

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1385 Florida may ~~the authority shall~~ not engage in the business of
 1386 furnishing electric power for sale in such annexed area, unless
 1387 Space Florida ~~the authority~~ shall offer to purchase from any
 1388 person who is at the time engaged in the business of making,
 1389 generating, or distributing electricity for sale within such
 1390 annexed area, such portion of its electric plant and property
 1391 suitable and used for such business in connection therewith as
 1392 lies within the limits of such annexed area, in a manner
 1393 consistent with law.

1394 (4) Space Florida ~~The authority~~ shall designate new launch
 1395 pads outside the present designated spaceport territories by
 1396 statutory amendment of s. 331.304.

1397 Section 30. Section 331.331, Florida Statutes, is amended
 1398 to read:

1399 331.331 Revenue bonds.--

1400 (1) Revenue bonds issued by Space Florida ~~the authority~~
 1401 shall not be deemed revenue bonds issued by the state or its
 1402 agencies for purposes of s. 11, Art. VII of the State
 1403 Constitution and ss. 215.57-215.83. Space Florida ~~The authority~~
 1404 shall include in its annual report to the Governor and
 1405 Legislature, as provided in s. 331.310, a summary of the status
 1406 of existing and proposed bonding projects.

1407 (2) The issuance of revenue bonds may be secured by or
 1408 payable from the gross or net pledge of the revenues to be
 1409 derived from any project or combination of projects, from the
 1410 rates, fees, rentals, tolls, fares, or other charges to be
 1411 collected from the users of any project or projects; from any
 1412 revenue-producing undertaking or activity of Space Florida ~~the~~

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1413 ~~authority~~; or from any source of pledged security. Such bonds
 1414 shall not constitute an indebtedness of Space Florida ~~the~~
 1415 ~~authority~~ unless such bonds are additionally secured by the full
 1416 faith and credit of Space Florida ~~the authority~~. Bonds issued by
 1417 Space Florida ~~the authority~~ are not secured by the full faith
 1418 and credit of the State of Florida and do not constitute an
 1419 obligation, either general or special, thereof.

1420 (3) Any two or more projects may be combined and
 1421 consolidated into a single project, and may thereafter be
 1422 operated and maintained as a single project. The revenue bonds
 1423 authorized herein may be issued to finance any one or more such
 1424 projects separately, or to finance two or more such projects,
 1425 regardless whether or not such projects have been combined and
 1426 consolidated into a single project. If the board deems it
 1427 advisable, the proceedings authorizing such revenue bonds may
 1428 provide that Space Florida ~~the authority~~ may thereafter combine
 1429 the projects then being financed or theretofore financed with
 1430 other projects to be subsequently financed by Space Florida ~~the~~
 1431 ~~authority~~ shall be on a parity with the revenue bonds then being
 1432 issued, all on such terms, conditions, and limitations as shall
 1433 be provided, and may further provide that the revenues to be
 1434 derived from the subsequent projects shall at the time of the
 1435 issuance of such parity revenue bonds be also pledged to the
 1436 holders of any revenue bonds theretofore issued to finance the
 1437 revenue undertakings which are later combined with such
 1438 subsequent projects. Space Florida ~~The authority~~ may pledge for
 1439 the security of the revenue bonds a fixed amount, without regard
 1440 to any fixed proportion of the gross revenues of any project.

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1441 Section 31. Section 331.333, Florida Statutes, is amended
1442 to read:

1443 331.333 Refunding bonds.--Space Florida ~~The authority~~
1444 through its board may ~~shall have the power to~~ issue bonds to
1445 provide for the retirement or refunding of any bonds or
1446 obligations of Space Florida ~~the authority~~ that at the time of
1447 such issuance are or subsequently thereto become due and
1448 payable, or that at the time of issuance have been called or are
1449 or will be subject to call for redemption within 10 years
1450 thereafter, or the surrender of which can be procured from the
1451 holders thereof at prices satisfactory to the board. Refunding
1452 bonds may be issued at any time when in the judgment of the
1453 board such issuance will be advantageous to Space Florida ~~the~~
1454 ~~authority~~. The provisions of this act pertaining to bonds of
1455 Space Florida ~~the authority~~ shall, unless the context otherwise
1456 requires, govern the issuance of refunding bonds, the form and
1457 other details thereof, the rights of the holders thereof, and
1458 the duties of the board with respect to the same.

1459 Section 32. Section 331.334, Florida Statutes, is amended
1460 to read:

1461 331.334 Pledging assessments and other revenues and
1462 properties as additional security on bonds.--Space Florida ~~The~~
1463 ~~authority~~ may pledge as additional security for the payment of
1464 any of the bonds of Space Florida ~~the authority~~ its full faith
1465 and credit, and provide that such bonds shall be payable as to
1466 both principal and interest, and as to any reserve or other
1467 funds provided therefor, to the full extent that any revenues as
1468 defined in this act, assessments, or other funds, or any

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1469 combination thereof, pledged therefor are insufficient for the
 1470 full payment of the same, and provided further that no bonds
 1471 shall be issued to the payment of which the full faith and
 1472 credit of Space Florida ~~the authority~~ is pledged unless approved
 1473 at an election in the manner provided by law. Space Florida ~~The~~
 1474 ~~authority~~ by resolution of the board may also pledge as
 1475 additional security for said bonds the revenues from any project
 1476 of Space Florida ~~the authority~~, utility service, assessments,
 1477 and any other sources of revenue or funds, or any combination of
 1478 the foregoing, and may pledge or mortgage any of the properties,
 1479 rights, interest, or other assets of Space Florida ~~the~~
 1480 ~~authority~~. Bonds issued by Space Florida ~~the authority~~ are not
 1481 secured by the full faith and credit of the State of Florida and
 1482 do not constitute an obligation, either general or special,
 1483 thereof. The board may also provide with respect to any bonds of
 1484 Space Florida ~~the authority~~ that such bonds shall be payable, in
 1485 whole or in part, as to principal amount or interest, or both,
 1486 out of rates, fees, rentals, tolls, fares, or other charges
 1487 collected with respect to any of the projects of Space Florida
 1488 ~~the authority~~.

1489 Section 33. Section 331.335, Florida Statutes, is amended
 1490 to read:

1491 331.335 Lien of pledges.--All pledges of revenues and
 1492 assessments made pursuant to the provisions of this act shall be
 1493 valid and binding from the time when such pledges are made. All
 1494 such revenues and assessments so pledged and thereafter
 1495 collected shall immediately be subject to the lien of such
 1496 pledges without any physical delivery thereof or further action,

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1497 | and the lien of such pledges shall be valid and binding as
 1498 | against all parties having claims of any kind in tort, contract,
 1499 | or otherwise against Space Florida ~~the authority~~, irrespective
 1500 | of whether such parties have notice thereof.

1501 | Section 34. Section 331.336, Florida Statutes, is amended
 1502 | to read:

1503 | 331.336 Issuance of bond anticipation notes.--In addition
 1504 | to the other powers provided for in this act and not in
 1505 | limitation thereof, Space Florida ~~may the authority shall have~~
 1506 | ~~the power~~, at any time from time to time after the issuance of
 1507 | any bonds of Space Florida ~~the authority shall~~ have been
 1508 | authorized, ~~to~~ borrow money for the purposes for which such
 1509 | bonds are to be issued in anticipation of the receipt of the
 1510 | proceeds of the sale of such bonds and ~~to~~ issue bond
 1511 | anticipation notes in a principal amount not in excess of the
 1512 | authorized maximum amount of such bond issue. Such notes shall
 1513 | be in such denomination or denominations, bear interest at such
 1514 | rate or rates, mature at such time or times, be renewable for
 1515 | such additional term or terms, and be in such form and executed
 1516 | in such manner as the board shall prescribe. Such notes may be
 1517 | sold at public sale, or if such notes shall be renewable notes,
 1518 | may be exchanged for notes then outstanding on such terms as the
 1519 | board shall determine. Such notes shall be paid from the
 1520 | proceeds of such bonds when issued. The board may in its
 1521 | discretion, in lieu of retiring the notes by means of bonds,
 1522 | retire them by means of current revenues or from any assessments
 1523 | levied for the payment of such bonds, but in such event a like
 1524 | amount of the bonds authorized shall not be issued.

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1525 Section 35. Section 331.337, Florida Statutes, is amended
1526 to read:

1527 331.337 Short-term borrowing.--Space Florida ~~The authority~~
1528 at any time may obtain loans, in such amount and on such terms
1529 and conditions as the board may approve, for the purpose of
1530 paying any of the expenses of Space Florida ~~the authority~~ or any
1531 costs incurred or that may be incurred in connection with any of
1532 the projects of Space Florida ~~the authority~~, which loans shall
1533 have such term or terms, be renewable for such term or terms,
1534 bear interest at such rate or rates, and be payable from and
1535 secured by a pledge of such funds, revenues, and assessments as
1536 the board may determine. For the purpose of defraying such costs
1537 and expenses, Space Florida ~~the authority~~ may issue negotiable
1538 notes, warrants, or other evidences of debt signed on behalf of
1539 Space Florida ~~the authority~~ by any one of the board, such notes
1540 or other evidences of indebtedness to be payable at such time or
1541 times, to bear interest at such rate or rates, and to be sold or
1542 discounted at such price or prices and on such term or terms as
1543 the board may deem advisable. The board may ~~shall have the right~~
1544 ~~to~~ provide for the payment thereof by pledging the whole or any
1545 part of the funds, revenues, and assessments of Space Florida
1546 ~~the authority~~.

1547 Section 36. Section 331.338, Florida Statutes, is amended
1548 to read:

1549 331.338 Trust agreements.--In the discretion of the board,
1550 any issue of bonds may be secured by a trust agreement by and
1551 between Space Florida ~~the authority~~ and a corporate trustee
1552 which may be any trust company or bank having the powers of a

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1553 | trust company within or without the state. The resolution
 1554 | authorizing the issuance of the bonds or such trust agreement
 1555 | may pledge the revenues to be received from any projects of
 1556 | Space Florida ~~the authority~~ and any other authorized moneys to
 1557 | be used for the repayment of bonds, and may contain such
 1558 | provisions for protecting and enforcing the rights and remedies
 1559 | of the bondholders as the board may approve, including without
 1560 | limitation covenants setting forth the duties of Space Florida
 1561 | ~~the authority~~ in relation to the acquisition, planning,
 1562 | development, construction, reconstruction, improvement,
 1563 | maintenance, repair, operation, and insurance of any projects,
 1564 | the fixing and revision of the rates, fees, rentals, tolls,
 1565 | fares, and charges, and the custody, safeguarding, and
 1566 | application of all moneys, and for the employment of consulting
 1567 | engineers in connection with such acquisition, planning,
 1568 | development, construction, reconstruction, improvement,
 1569 | maintenance, repair, or operation. It shall be lawful for any
 1570 | bank or trust company incorporated under the laws of the state
 1571 | or the United States which may act as a depository of the
 1572 | proceeds of bonds or of revenues to furnish such indemnifying
 1573 | bonds or to pledge such securities as may be required by Space
 1574 | Florida ~~the authority~~. Such resolution or trust agreement may
 1575 | set forth the rights and remedies of the bondholders and of the
 1576 | trustee, if any, and may restrict the individual right of action
 1577 | by bondholders. The board may provide for the payment of the
 1578 | proceeds of the sale of the bonds and the revenues of any
 1579 | project to such officer, board, or depository as it may
 1580 | designate for the custody thereof, and for the method of

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1581 disbursement thereof, with such safeguards and restrictions as
 1582 it may determine. All expenses incurred in carrying out the
 1583 provisions of such resolution or trust agreement may be treated
 1584 as part of the cost of the project to which such trust agreement
 1585 pertains.

1586 Section 37. Section 331.339, Florida Statutes, is amended
 1587 to read:

1588 331.339 Sale of bonds.--Bonds may be sold in blocks or
 1589 installments at different times, or an entire issue or series
 1590 may be sold at one time. Bonds may only be sold at public sale
 1591 after being advertised and publicly noticed, unless Space
 1592 Florida ~~the authority~~ has previously complied with the
 1593 provisions of s. 218.385. Bonds may be sold or exchanged for
 1594 refunding bonds. Special assessment and revenue bonds may be
 1595 delivered as payment by Space Florida ~~the authority~~ of the
 1596 purchase price or lease of any project or part thereof, or a
 1597 combination of projects or parts thereof, or as the purchase
 1598 price of, or exchange for, any property, real, personal, or
 1599 mixed, including franchises, or services rendered by any
 1600 contractor, engineer, or other person, all at one time or in
 1601 blocks from time to time, in such manner and upon such terms as
 1602 the board in its discretion shall determine. The price or prices
 1603 for any bonds sold, exchanged, or delivered may be:

1604 (1) The money paid for the bonds.

1605 (2) The principal amount, plus accrued interest to date of
 1606 redemption or exchange, of outstanding obligations exchanged for
 1607 refunding bonds.

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1608 (3) In the case of special assessment or revenue bonds,
1609 the amount of any indebtedness to contractors or other persons
1610 paid with such bonds, or the fair value of any properties
1611 exchanged for the bonds, as determined by the board.

1612 Section 38. Section 331.340, Florida Statutes, is amended
1613 to read:

1614 331.340 Authorization and form of bonds.--Bonds may be
1615 authorized by resolution or resolutions of the board which shall
1616 be adopted by a majority of all of the members thereof then in
1617 office and present at the meeting at which the resolution or
1618 resolutions are adopted and shall be approved as provided in s.
1619 331.305. The resolution or resolutions of the board may be
1620 adopted at the same meeting at which they are introduced, and
1621 shall be published and noticed. The board may by resolution
1622 authorize the issuance of bonds, fix the aggregate amount of
1623 bonds to be issued, the purpose or purposes for which the moneys
1624 derived therefrom shall be expended, the rate or rates of
1625 interest, the denomination of the bonds, whether or not the
1626 bonds are to be issued in one or more series, the date or dates
1627 thereof, the date or dates of maturity, which shall not exceed
1628 40 years from their respective dates of issuance, the medium of
1629 payment, the place or places within or without the state where
1630 payment shall be made, registration privileges, redemption terms
1631 and privileges (whether with or without premium), the manner of
1632 execution, the form of the bonds including any interest coupons
1633 to be attached thereto, the manner of execution of bonds and
1634 coupons, and any and all other terms, covenants, and conditions
1635 thereof, and the establishment of reserve or other funds. Such

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1636 | authorizing resolution may further provide that such bonds may
 1637 | be executed manually or by engraved, lithographed, or facsimile
 1638 | signature, provided that where signatures are engraved,
 1639 | lithographed, or facsimile no bond shall be valid unless
 1640 | countersigned by a registrar or other officer designated by
 1641 | appropriate resolution of the board. The seal of Space Florida
 1642 | ~~the authority~~ may be affixed, lithographed, engraved, or
 1643 | otherwise reproduced in facsimile on such bonds. In case any
 1644 | officer whose signature or a facsimile of whose signature shall
 1645 | appear on any bonds or coupons shall cease to be such officer
 1646 | before the delivery of such bonds, such signature or facsimile
 1647 | shall nevertheless be valid and sufficient for all purposes the
 1648 | same as if the officer had remained in office until such
 1649 | delivery.

1650 | Section 39. Section 331.343, Florida Statutes, is amended
 1651 | to read:

1652 | 331.343 Defeasance.--The board may make such provision
 1653 | with respect to the defeasance of the right, title, and interest
 1654 | of the holders of any of the bonds and obligations of Space
 1655 | Florida ~~the authority~~ in any revenues, funds, or other
 1656 | properties by which such bonds are secured as the board deems
 1657 | appropriate and, without limitation on the foregoing, may
 1658 | provide that when such bonds or obligations become due and
 1659 | payable or shall have been called for redemption, and the whole
 1660 | amount of the principal and the interest and premium, if any,
 1661 | due and payable upon the bonds or obligations when outstanding
 1662 | shall be paid, or sufficient moneys or direct obligations of the
 1663 | United States Government the principal of and the interest on

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1664 | which when due will provide sufficient moneys, shall be held or
 1665 | deposited in trust for such purpose, and provision shall also be
 1666 | made for paying all other sums payable in connection with such
 1667 | bonds or other obligations, then and in such event the right,
 1668 | title, and interest of the holders of the bonds in any revenues,
 1669 | funds, or other properties by which such bonds are secured shall
 1670 | thereupon cease, terminate, and become void; and the board may
 1671 | apply any surplus in any sinking fund established in connection
 1672 | with such bonds or obligations and all balances remaining in all
 1673 | other funds or accounts other than money held for the redemption
 1674 | or payment of the bonds or other obligations to any lawful
 1675 | purpose of Space Florida ~~the authority~~ as the board shall
 1676 | determine.

1677 | Section 40. Section 331.345, Florida Statutes, is amended
 1678 | to read:

1679 | 331.345 Covenants.--Any resolution authorizing the
 1680 | issuance of bonds may contain such covenants as the board may
 1681 | deem advisable and all such covenants shall constitute valid and
 1682 | legally binding and enforceable contracts between Space Florida
 1683 | ~~the authority~~ and the bondholders, regardless of the time of
 1684 | issuance thereof. Such covenants may include, without
 1685 | limitation, covenants concerning the disposition of the bond
 1686 | proceeds, the use and disposition of project revenues, the
 1687 | pledging of revenues, and assessments, the obligations of Space
 1688 | Florida ~~the authority~~ with respect to the operation of the
 1689 | project and the maintenance of adequate project revenues, the
 1690 | issuance of additional bonds, the appointment, powers, and
 1691 | duties of trustees and receivers, the acquisition of outstanding

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1692 | bonds and obligations, restrictions on the establishing of
 1693 | competing projects or facilities, restrictions on the sale or
 1694 | disposal of the assets and property of Space Florida ~~the~~
 1695 | ~~authority~~, the priority of assessment liens, the priority of
 1696 | claims by bondholders on the taxing power of Space Florida ~~the~~
 1697 | ~~authority~~, the maintenance of deposits to assure the payment of
 1698 | revenues by users of spaceport facilities and services, the
 1699 | discontinuance of Space Florida ~~authority~~ services by reason of
 1700 | delinquent payments, acceleration upon default, the execution of
 1701 | necessary instruments, the procedure for amending or abrogating
 1702 | covenants with the bondholders, and such other covenants as may
 1703 | be deemed necessary or desirable for the security of the
 1704 | bondholders.

1705 | Section 41. Section 331.346, Florida Statutes, is amended
 1706 | to read:

1707 | 331.346 Validity of bonds; validation proceedings.--Any
 1708 | bonds issued by Space Florida ~~the authority~~ shall be
 1709 | incontestable in the hands of bona fide purchasers or holders
 1710 | for value and shall not be invalid because of any irregularity
 1711 | or defect in the proceedings for the issue and sale thereof.
 1712 | Prior to the issuance of any bonds, Space Florida ~~the authority~~
 1713 | shall publish a notice at least once in a newspaper or
 1714 | newspapers published or of general circulation in the
 1715 | appropriate counties in the state, stating the date of adoption
 1716 | of the resolution authorizing such obligations, the amount,
 1717 | maximum rate of interest, and maturity of such obligations, and
 1718 | the purpose in general terms for which such obligations are to
 1719 | be issued, and further stating that no action or proceeding

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1720 | questioning the validity of such obligations or of the
 1721 | proceedings authorizing the issuance thereof, or of any
 1722 | covenants made therein, must be instituted within 20 days after
 1723 | the first publication of such notice, or the validity of such
 1724 | obligations, proceedings, and covenants shall not be thereafter
 1725 | questioned in any court whatsoever. If no such action or
 1726 | proceeding is so instituted within such 20-day period, then the
 1727 | validity of such obligations, proceedings, and covenants shall
 1728 | be conclusive, and all persons or parties whatsoever shall be
 1729 | forever barred from questioning the validity of such
 1730 | obligations, proceedings, or covenants in any court whatsoever.

1731 | Section 42. Section 331.347, Florida Statutes, is amended
 1732 | to read:

1733 | 331.347 Act furnishes full authority for issuance of
 1734 | bonds.--This act constitutes full and complete authority for the
 1735 | issuance of bonds and the exercise of the powers of Space
 1736 | Florida ~~the authority~~ provided herein. Any and all bonds issued
 1737 | by Space Florida ~~the authority~~ shall not be secured by the full
 1738 | faith and credit of the State of Florida and do not constitute
 1739 | an obligation, either general or special, thereof.

1740 | Section 43. Section 331.348, Florida Statutes, is amended
 1741 | to read:

1742 | 331.348 Investment of funds.--The board may in its
 1743 | discretion invest funds of Space Florida ~~the authority~~ through
 1744 | the Chief Financial Officer or in:

1745 | (1) Direct obligations of or obligations guaranteed by the
 1746 | United States or for the payment of the principal and interest
 1747 | of which the faith and credit of the United States is pledged;

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1748 (2) Bonds or notes issued by any of the following federal
1749 agencies: Bank for Cooperatives; federal intermediate credit
1750 banks; federal home loan bank system; federal land banks; or the
1751 Federal National Mortgage Association (including debentures or
1752 participating certificates issued by such association);

1753 (3) Public housing bonds issued by public housing
1754 authorities and secured by a pledge or annual contributions
1755 under an annual contribution contract or contracts with the
1756 United States;

1757 (4) Bonds or other interest-bearing obligations of any
1758 county, district, city, or town located in the state for which
1759 the full faith and credit of such political subdivision is
1760 pledged;

1761 (5) Any investment authorized for insurers by ss. 625.306-
1762 625.316 and amendments thereto; or

1763 (6) Any investment authorized under s. 17.57 and
1764 amendments thereto.

1765 Section 44. Section 331.349, Florida Statutes, is amended
1766 to read:

1767 331.349 Fiscal year of Space Florida ~~the authority~~.--The
1768 board ~~may has the power to~~ establish and from time to time
1769 redetermine the fiscal year of Space Florida ~~the authority~~.
1770 Unless the board otherwise provides, Space Florida's ~~the~~
1771 ~~authority's~~ fiscal year shall be July 1 through June 30.

1772 Section 45. Section 331.350, Florida Statutes, is amended
1773 to read:

1774 331.350 Insurance coverage of Space Florida ~~the authority~~;
1775 safety program.--

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1776 (1) Notwithstanding any other provision of law, the State
1777 Risk Management Trust Fund established under s. 284.30 may ~~shall~~
1778 not insure buildings and property owned or leased by Space
1779 Florida ~~the authority~~.

1780 (2) Notwithstanding any other provision of law, the State
1781 Risk Management Trust Fund established under s. 284.30 may ~~shall~~
1782 not insure against any liability of Space Florida ~~the authority~~.

1783 (3) Space Florida ~~The authority~~ shall establish a safety
1784 program. The safety program shall include:

1785 (a) The development and implementation of a loss
1786 prevention program which shall consist of a comprehensive
1787 ~~authority-wide~~ safety program for all of Space Florida,
1788 including a statement, established by the board of directors
1789 ~~supervisors~~, of safety policy and responsibility.

1790 (b) Provision for regular and periodic facility and
1791 equipment inspections.

1792 (c) Investigation of job-related employee accidents and
1793 other accidents occurring on the premises of Space Florida ~~the~~
1794 ~~authority~~ or within areas of its jurisdiction.

1795 (d) Establishment of a program to promote increased safety
1796 awareness among employees, agents, and subcontractors of Space
1797 Florida ~~the authority~~.

1798 (4) (a) Space Florida ~~The authority~~ shall, if available,
1799 secure insurance coverage within reasonable limits for liability
1800 which may arise as a consequence of its responsibilities.

1801 (b) Space Florida ~~The authority~~ shall, if available, and
1802 if cost-effective, secure insurance coverage on its buildings,
1803 facilities, and property at reasonable levels.

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1804 (c) Space Florida ~~The authority~~, with respect to the
1805 purchase of insurance, shall be subject to the applicable
1806 provisions of chapter 287 and other applicable law.

1807 Section 46. Section 331.351, Florida Statutes, is amended
1808 to read:

1809 331.351 Participation by women, minorities, and socially
1810 and economically disadvantaged business enterprises
1811 encouraged.--It is the intent of the Legislature and the public
1812 policy of this state that women, minorities, and socially and
1813 economically disadvantaged business enterprises be encouraged to
1814 participate fully in all phases of economic and community
1815 development. Accordingly, to achieve such purpose, Space Florida
1816 ~~the authority~~ shall, in accordance with applicable state and
1817 federal law, involve and utilize women, minorities, and socially
1818 and economically disadvantaged business enterprises in all
1819 phases of the design, development, construction, maintenance,
1820 and operation of spaceports developed under this act.

1821 Section 47. Section 331.354, Florida Statutes, is amended
1822 to read:

1823 331.354 Tax exemption.--The exercise of the powers granted
1824 by this act in all respects shall be for the benefit of the
1825 people of the state, for the increase of their industry and
1826 prosperity, for the improvement of their health and living
1827 conditions, and for the provision of gainful employment and
1828 shall constitute the performance of essential public functions.
1829 Space Florida ~~is The authority shall~~ not be required to pay any
1830 taxes on any project or any other property owned by Space
1831 Florida ~~the authority~~ under ~~the provisions of~~ this act or upon

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1832 the income therefrom. The bonds issued under ~~the provisions of~~
 1833 this act or upon the income therefrom (including any profit made
 1834 on the sale thereof), and all notes, mortgages, security
 1835 agreements, letters of credit, or other instruments which arise
 1836 out of or are given to secure the repayment of bonds issued in
 1837 connection with a project financed under this act, shall at all
 1838 times be free from taxation by the state or any local unit,
 1839 political subdivision, or other instrumentality of the state.
 1840 ~~Nothing in~~ This section, however, does not exempt ~~shall be~~
 1841 ~~construed as exempting~~ from taxation or assessments the
 1842 leasehold interest of a lessee in any project or any other
 1843 property or interest owned by the lessee. The exemption granted
 1844 by this section is ~~shall~~ not be applicable to any tax imposed by
 1845 chapter 220 on interest, income, or profits on debt obligations
 1846 owned by corporations.

1847 Section 48. Section 331.355, Florida Statutes, is amended
 1848 to read:

1849 331.355 Use of name; ownership rights to intellectual
 1850 property.--

1851 (1) (a) The corporate name of a corporation incorporated or
 1852 authorized to transact business in this state, or the name of
 1853 any person or business entity transacting business in this
 1854 state, may not use the words "Space Florida," "Florida Space
 1855 Authority," "Florida Aerospace Finance Corporation," "Florida
 1856 Space Research Institute," "spaceport Florida," or "Florida
 1857 spaceport" in its name unless Space Florida ~~the authority~~ gives
 1858 written approval for such use.

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1859 (b) The Department of State may dissolve, pursuant to s.
1860 607.1421, any corporation that violates paragraph (a).

1861 (2) Notwithstanding any provision of chapter 286, the
1862 legal title and every right, interest, claim, or demand of any
1863 kind in and to any patent, trademark, copyright, certification
1864 mark, or other right acquired under the patent and trademark
1865 laws of the United States or this state or any foreign country,
1866 or the application for the same, as is owned or held, acquired,
1867 or developed by Space Florida ~~the authority~~, under the authority
1868 and directions given it by this part, is vested in Space Florida
1869 ~~the authority~~ for the use, benefit, and purposes provided in
1870 this part. Space Florida ~~The authority~~ is vested with and is
1871 authorized to exercise any and all of the normal incidents of
1872 such ownership, including the receipt and disposition of
1873 royalties. Any sums received as royalties from any such rights
1874 are hereby appropriated to Space Florida ~~the authority~~ for any
1875 and all of the purposes and uses provided in this part.

1876 Section 49. Section 331.360, Florida Statutes, is amended
1877 to read:

1878 331.360 Joint project agreement or assistance; spaceport
1879 master plan.--

1880 (1) It shall be the duty, function, and responsibility of
1881 the Department of Transportation to promote the further
1882 development and improvement of aerospace transportation
1883 facilities; to address intermodal requirements and impacts of
1884 the launch ranges, spaceports, and other space transportation
1885 facilities; to assist in the development of joint-use facilities
1886 and technology that support aviation and aerospace operations;

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1887 | and to facilitate and promote cooperative efforts between
 1888 | federal and state government entities to improve space
 1889 | transportation capacity and efficiency. In carrying out this
 1890 | duty and responsibility, the department may assist and advise,
 1891 | cooperate with, and coordinate with federal, state, local, or
 1892 | private organizations and individuals. The department may
 1893 | administratively house its space transportation responsibilities
 1894 | within an existing division or office.

1895 | (2) Notwithstanding any other provision of law, the
 1896 | Department of Transportation may enter into a joint project
 1897 | agreement with, or otherwise assist, ~~the Florida~~ Space Florida
 1898 | ~~Authority~~ as necessary to effectuate the provisions of this
 1899 | chapter and may allocate funds for such purposes in its 5-year
 1900 | work program. However, the department may not fund the
 1901 | administrative or operational costs of Space Florida ~~the~~
 1902 | ~~authority~~.

1903 | (3) Space Florida ~~The authority~~ shall develop a spaceport
 1904 | master plan for expansion and modernization of space
 1905 | transportation facilities within spaceport territories as
 1906 | defined in s. 331.303~~(23)~~. The plan shall contain recommended
 1907 | projects to meet current and future commercial, national, and
 1908 | state space transportation requirements. Space Florida ~~The~~
 1909 | ~~authority~~ shall submit the plan to any appropriate metropolitan
 1910 | planning organization ~~M.P.O.~~ for review of intermodal impacts.
 1911 | Space Florida ~~The authority~~ shall submit the spaceport master
 1912 | plan to the Department of Transportation, and such plan may be
 1913 | included within the department's 5-year work program of
 1914 | qualifying aerospace discretionary capacity improvement under

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1915 subsection (4). The plan shall identify appropriate funding
 1916 levels and include recommendations on appropriate sources of
 1917 revenue that may be developed to contribute to the State
 1918 Transportation Trust Fund.

1919 (4) Subject to the availability of appropriated funds, the
 1920 department may participate in the capital cost of eligible
 1921 spaceport discretionary capacity improvement projects. The
 1922 annual legislative budget request shall be based on the proposed
 1923 funding requested for approved spaceport discretionary capacity
 1924 improvement projects.

1925 Section 50. Section 331.369, Florida Statutes, is amended
 1926 to read:

1927 331.369 Space Industry Workforce Initiative.--

1928 (1) The Legislature finds that the aerospace ~~space~~
 1929 industry is critical to the economic future of the state and
 1930 that the competitiveness of the industry in the state depends
 1931 upon the development and maintenance of a qualified workforce.
 1932 The Legislature further finds that the aerospace ~~space~~ industry
 1933 in this state has diverse and complex workforce needs,
 1934 including, but not limited to, the need for qualified entry-
 1935 level workers, the need to upgrade the skills of technician-
 1936 level incumbent workers, and the need to ensure continuing
 1937 education opportunities for workers with advanced educational
 1938 degrees. It is the intent of the Legislature to support programs
 1939 designed to address the workforce development needs of the
 1940 aerospace ~~space~~ industry in this state.

1941 (2) The Workforce Development Board of Enterprise Florida,
 1942 Inc., or its successor entity, shall coordinate development of a

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1943 | Space Industry Workforce Initiative in partnership with Space
 1944 | Florida, ~~the Florida Space Research Institute, the institute's~~
 1945 | ~~consortium~~ of public and private universities, community
 1946 | colleges, and other training providers approved by the board.
 1947 | The purpose of the initiative is to use or revise existing
 1948 | programs and to develop innovative new programs to address the
 1949 | workforce needs of the aerospace ~~space~~ industry.

- 1950 | (3) The initiative shall emphasize:
- 1951 | (a) Curricula content and timeframes developed with
 1952 | industry participation and endorsed by the industry;
- 1953 | (b) Programs that certify persons completing training as
 1954 | meeting industry-approved standards or competencies;
- 1955 | (c) Use of distance-learning and computer-based training
 1956 | modules as appropriate and feasible;
- 1957 | (d) Industry solicitation of public and private
 1958 | universities to develop continuing education programs at the
 1959 | master's and doctoral levels;
- 1960 | (e) Agreements with the National Aeronautics and Space
 1961 | Administration to replicate on a national level successful
 1962 | training programs developed through the initiative; and
- 1963 | (f) Leveraging of state and federal workforce funds.

1964 | (4) The Workforce Development Board of Enterprise Florida,
 1965 | Inc., or its successor entity, with the assistance of Space
 1966 | Florida ~~the Florida Space Research Institute~~, shall convene
 1967 | representatives from the aerospace ~~space~~ industry to identify
 1968 | the priority training and education needs of the industry and to
 1969 | appoint a team to design programs to meet the ~~such~~ priority
 1970 | needs.

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1971 (5) The Workforce Development Board of Enterprise Florida,
1972 Inc., or its successor entity, as part of its statutorily
1973 prescribed annual report to the Legislature, shall provide
1974 recommendations for policies, programs, and funding to enhance
1975 the workforce needs of the aerospace ~~space~~ industry.

1976 Section 51. Paragraph (g) of subsection (2) of section
1977 14.2015, Florida Statutes, is amended to read:

1978 14.2015 Office of Tourism, Trade, and Economic
1979 Development; creation; powers and duties.--

1980 (2) The purpose of the Office of Tourism, Trade, and
1981 Economic Development is to assist the Governor in working with
1982 the Legislature, state agencies, business leaders, and economic
1983 development professionals to formulate and implement coherent
1984 and consistent policies and strategies designed to provide
1985 economic opportunities for all Floridians. To accomplish such
1986 purposes, the Office of Tourism, Trade, and Economic Development
1987 shall:

1988 (g) Serve as contract administrator for the state with
1989 respect to contracts with Enterprise Florida, Inc., the Florida
1990 Commission on Tourism, Space Florida, and all direct-support
1991 organizations under this act, excluding those relating to
1992 tourism. To accomplish the provisions of this act and applicable
1993 provisions of chapter 288, and notwithstanding the provisions of
1994 part I of chapter 287, the office shall enter into specific
1995 contracts with Enterprise Florida, Inc., the Florida Commission
1996 on Tourism, and other appropriate direct-support organizations.
1997 Such contracts may be multiyear and shall include specific
1998 performance measures for each year.

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1999 Section 52. Section 74.011, Florida Statutes, is amended
2000 to read:

2001 74.011 Scope.--In any eminent domain action, properly
2002 instituted by and in the name of the state; the Department of
2003 Transportation; any county, school board, municipality,
2004 expressway authority, regional water supply authority,
2005 transportation authority, flood control district, or drainage or
2006 subdrainage district; the ship canal authority; any lawfully
2007 constituted housing, port, or aviation authority; ~~the Florida~~
2008 ~~Space Authority~~; or any rural electric cooperative, telephone
2009 cooperative corporation, or public utility corporation, the
2010 petitioner may avail itself of the provisions of this chapter to
2011 take possession and title in advance of the entry of final
2012 judgment.

2013 Section 53. Subsection (6) of section 196.012, Florida
2014 Statutes, is amended to read:

2015 196.012 Definitions.--For the purpose of this chapter, the
2016 following terms are defined as follows, except where the context
2017 clearly indicates otherwise:

2018 (6) Governmental, municipal, or public purpose or function
2019 shall be deemed to be served or performed when the lessee under
2020 any leasehold interest created in property of the United States,
2021 the state or any of its political subdivisions, or any
2022 municipality, agency, special district, authority, or other
2023 public body corporate of the state is demonstrated to perform a
2024 function or serve a governmental purpose which could properly be
2025 performed or served by an appropriate governmental unit or which
2026 is demonstrated to perform a function or serve a purpose which

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2027 | would otherwise be a valid subject for the allocation of public
 2028 | funds. For purposes of the preceding sentence, an activity
 2029 | undertaken by a lessee which is permitted under the terms of its
 2030 | lease of real property designated as an aviation area on an
 2031 | airport layout plan which has been approved by the Federal
 2032 | Aviation Administration and which real property is used for the
 2033 | administration, operation, business offices and activities
 2034 | related specifically thereto in connection with the conduct of
 2035 | an aircraft full service fixed base operation which provides
 2036 | goods and services to the general aviation public in the
 2037 | promotion of air commerce shall be deemed an activity which
 2038 | serves a governmental, municipal, or public purpose or function.
 2039 | Any activity undertaken by a lessee which is permitted under the
 2040 | terms of its lease of real property designated as a public
 2041 | airport as defined in s. 332.004(14) by municipalities,
 2042 | agencies, special districts, authorities, or other public bodies
 2043 | corporate and public bodies politic of the state, a spaceport as
 2044 | defined in s. 331.303-~~(19)~~, or which is located in a deepwater
 2045 | port identified in s. 403.021(9)(b) and owned by one of the
 2046 | foregoing governmental units, subject to a leasehold or other
 2047 | possessory interest of a nongovernmental lessee that is deemed
 2048 | to perform an aviation, airport, aerospace, maritime, or port
 2049 | purpose or operation shall be deemed an activity that serves a
 2050 | governmental, municipal, or public purpose. The use by a lessee,
 2051 | licensee, or management company of real property or a portion
 2052 | thereof as a convention center, visitor center, sports facility
 2053 | with permanent seating, concert hall, arena, stadium, park, or
 2054 | beach is deemed a use that serves a governmental, municipal, or

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2055 public purpose or function when access to the property is open
 2056 to the general public with or without a charge for admission. If
 2057 property deeded to a municipality by the United States is
 2058 subject to a requirement that the Federal Government, through a
 2059 schedule established by the Secretary of the Interior, determine
 2060 that the property is being maintained for public historic
 2061 preservation, park, or recreational purposes and if those
 2062 conditions are not met the property will revert back to the
 2063 Federal Government, then such property shall be deemed to serve
 2064 a municipal or public purpose. The term "governmental purpose"
 2065 also includes a direct use of property on federal lands in
 2066 connection with the Federal Government's Space Exploration
 2067 Program or spaceport activities as defined in s. 212.02(22).
 2068 Real property and tangible personal property owned by the
 2069 Federal Government or Space Florida ~~the Florida Space Authority~~
 2070 and used for defense and space exploration purposes or which is
 2071 put to a use in support thereof shall be deemed to perform an
 2072 essential national governmental purpose and shall be exempt.
 2073 "Owned by the lessee" as used in this chapter does not include
 2074 personal property, buildings, or other real property
 2075 improvements used for the administration, operation, business
 2076 offices and activities related specifically thereto in
 2077 connection with the conduct of an aircraft full service fixed
 2078 based operation which provides goods and services to the general
 2079 aviation public in the promotion of air commerce provided that
 2080 the real property is designated as an aviation area on an
 2081 airport layout plan approved by the Federal Aviation
 2082 Administration. For purposes of determination of "ownership,"

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2083 buildings and other real property improvements which will revert
 2084 to the airport authority or other governmental unit upon
 2085 expiration of the term of the lease shall be deemed "owned" by
 2086 the governmental unit and not the lessee. Providing two-way
 2087 telecommunications services to the public for hire by the use of
 2088 a telecommunications facility, as defined in s. 364.02(15), and
 2089 for which a certificate is required under chapter 364 does not
 2090 constitute an exempt use for purposes of s. 196.199, unless the
 2091 telecommunications services are provided by the operator of a
 2092 public-use airport, as defined in s. 332.004, for the operator's
 2093 provision of telecommunications services for the airport or its
 2094 tenants, concessionaires, or licensees, or unless the
 2095 telecommunications services are provided by a public hospital.
 2096 However, property that is being used to provide such
 2097 telecommunications services on or before October 1, 1997, shall
 2098 remain exempt, but such exemption expires October 1, 2004.

2099 Section 54. Subsection (22) of section 212.02, Florida
 2100 Statutes, is amended to read:

2101 212.02 Definitions.--The following terms and phrases when
 2102 used in this chapter have the meanings ascribed to them in this
 2103 section, except where the context clearly indicates a different
 2104 meaning:

2105 (22) "Spaceport activities" means activities directed or
 2106 sponsored by Space Florida ~~the Florida Space Authority~~ on
 2107 spaceport territory pursuant to its powers and responsibilities
 2108 under the Space Florida Act ~~Florida Space Authority Act~~.

2109 Section 55. Subsection (7) of section 288.063, Florida
 2110 Statutes, is amended to read:

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2111 288.063 Contracts for transportation projects.--

2112 (7) For the purpose of this section, Space Florida ~~the~~
2113 ~~Florida Space Authority~~ may serve as the local government or as
2114 the contracting agency for transportation projects within
2115 spaceport territory as defined by s. 331.304.

2116 Section 56. Subsection (1) of section 288.075, Florida
2117 Statutes, is amended to read:

2118 288.075 Confidentiality of records.--

2119 (1) As used in this section, the term "economic
2120 development agency" means the Office of Tourism, Trade, and
2121 Economic Development, any industrial development authority
2122 created in accordance with part III of chapter 159 or by special
2123 law, Space Florida ~~the Florida Space Authority~~ created in part
2124 II of chapter 331, ~~the Florida Aerospace Finance Corporation~~
2125 ~~created in part III of chapter 331~~, the public economic
2126 development agency of a county or municipality, or any research
2127 and development authority created in accordance with part V of
2128 chapter 159. The term also includes any private agency, person,
2129 partnership, corporation, or business entity when authorized by
2130 the state, a municipality, or a county to promote the general
2131 business interests or industrial interests of the state or that
2132 municipality or county.

2133 Section 57. Subsection (2) of section 288.35, Florida
2134 Statutes, is amended to read:

2135 288.35 Definitions.--The following terms, wherever used or
2136 referred to in this part, shall have the following meanings:

2137 (2) "Government agency" means the state or any county or
2138 political subdivision thereof; any state agency; any

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2139 consolidated government of a county, and some or all of the
 2140 municipalities located within the ~~said~~ county; any chartered
 2141 municipality in the state; and any of the institutions of such
 2142 consolidated governments, counties, or municipalities.
 2143 Specifically included are airports, port authorities, industrial
 2144 authorities, and Space Florida ~~the Florida Space Authority~~.

2145 Section 58. Subsection (2) of section 288.9415, Florida
 2146 Statutes, is amended to read:

2147 288.9415 International Trade Grants.--

2148 (2) A county, municipality, economic development council,
 2149 Space Florida ~~the Florida Space Authority~~, or a not-for-profit
 2150 association of businesses organized to assist in the promotion
 2151 of international trade may apply for a grant of state funds for
 2152 the promotion of international trade.

2153 Section 59. Paragraph (j) of subsection (5) of section
 2154 212.08, Florida Statutes, is amended to read:

2155 212.08 Sales, rental, use, consumption, distribution, and
 2156 storage tax; specified exemptions.--The sale at retail, the
 2157 rental, the use, the consumption, the distribution, and the
 2158 storage to be used or consumed in this state of the following
 2159 are hereby specifically exempt from the tax imposed by this
 2160 chapter.

2161 (5) EXEMPTIONS; ACCOUNT OF USE.--

2162 (j) Machinery and equipment used in semiconductor,
 2163 defense, or space technology production and research and
 2164 development.--

2165 1.a. Industrial machinery and equipment used in
 2166 semiconductor technology facilities certified under subparagraph

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2167 6. to manufacture, process, compound, or produce semiconductor
 2168 technology products for sale or for use by these facilities are
 2169 exempt from the tax imposed by this chapter. For purposes of
 2170 this paragraph, industrial machinery and equipment includes
 2171 molds, dies, machine tooling, other appurtenances or accessories
 2172 to machinery and equipment, testing equipment, test beds,
 2173 computers, and software, whether purchased or self-fabricated,
 2174 and, if self-fabricated, includes materials and labor for
 2175 design, fabrication, and assembly.

2176 b. Industrial machinery and equipment used in defense or
 2177 space technology facilities certified under subparagraph 6. to
 2178 design, manufacture, assemble, process, compound, or produce
 2179 defense technology products or space technology products for
 2180 sale or for use by these facilities are exempt from ~~25 percent~~
 2181 ~~of~~ the tax imposed by this chapter.

2182 2.a. Machinery and equipment are exempt from the tax
 2183 imposed by this chapter if used predominately in semiconductor
 2184 wafer research and development activities in a semiconductor
 2185 technology research and development facility certified under
 2186 subparagraph 6. For purposes of this paragraph, machinery and
 2187 equipment includes molds, dies, machine tooling, other
 2188 appurtenances or accessories to machinery and equipment, testing
 2189 equipment, test beds, computers, and software, whether purchased
 2190 or self-fabricated, and, if self-fabricated, includes materials
 2191 and labor for design, fabrication, and assembly.

2192 b. Machinery and equipment are exempt from ~~25 percent of~~
 2193 the tax imposed by this chapter if used predominately in defense
 2194 or space research and development activities in a defense or

2195 space technology research and development facility certified
2196 under subparagraph 6.

2197 3. Building materials purchased for use in manufacturing
2198 or expanding clean rooms in semiconductor-manufacturing
2199 facilities are exempt from the tax imposed by this chapter.

2200 4. In addition to meeting the criteria mandated by
2201 subparagraph 1., subparagraph 2., or subparagraph 3., a business
2202 must be certified by the Office of Tourism, Trade, and Economic
2203 Development as authorized in this paragraph in order to qualify
2204 for exemption under this paragraph.

2205 5. For items purchased tax exempt pursuant to this
2206 paragraph, possession of a written certification from the
2207 purchaser, certifying the purchaser's entitlement to exemption
2208 pursuant to this paragraph, relieves the seller of the
2209 responsibility of collecting the tax on the sale of such items,
2210 and the department shall look solely to the purchaser for
2211 recovery of tax if it determines that the purchaser was not
2212 entitled to the exemption.

2213 6.a. To be eligible to receive the exemption provided by
2214 subparagraph 1., subparagraph 2., or subparagraph 3., a
2215 qualifying business entity shall apply to Enterprise Florida,
2216 Inc. The application shall be developed by the Office of
2217 Tourism, Trade, and Economic Development in consultation with
2218 Enterprise Florida, Inc.

2219 b. Enterprise Florida, Inc., shall review each submitted
2220 application and information and determine whether or not the
2221 application is complete within 5 working days. Once an
2222 application is complete, Enterprise Florida, Inc., shall, within

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2223 | 10 working days, evaluate the application and recommend approval
 2224 | or disapproval of the application to the Office of Tourism,
 2225 | Trade, and Economic Development.

2226 | c. Upon receipt of the application and recommendation from
 2227 | Enterprise Florida, Inc., the Office of Tourism, Trade, and
 2228 | Economic Development shall certify within 5 working days those
 2229 | applicants who are found to meet the requirements of this
 2230 | section and notify the applicant, Enterprise Florida, Inc., and
 2231 | the department of the certification. If the Office of Tourism,
 2232 | Trade, and Economic Development finds that the applicant does
 2233 | not meet the requirements of this section, it shall notify the
 2234 | applicant and Enterprise Florida, Inc., within 10 working days
 2235 | that the application for certification has been denied and the
 2236 | reasons for denial. The Office of Tourism, Trade, and Economic
 2237 | Development has final approval authority for certification under
 2238 | this section.

2239 | 7.a. A business may apply once each year for the
 2240 | exemption.

2241 | b. The application must indicate, for program evaluation
 2242 | purposes only, the average number of full-time equivalent
 2243 | employees at the facility over the preceding calendar year, the
 2244 | average wage and benefits paid to those employees over the
 2245 | preceding calendar year, the total investment made in real and
 2246 | tangible personal property over the preceding calendar year, and
 2247 | the total value of tax-exempt purchases and taxes exempted
 2248 | during the previous year. The department shall assist the Office
 2249 | of Tourism, Trade, and Economic Development in evaluating and
 2250 | verifying information provided in the application for exemption.

2251 c. The Office of Tourism, Trade, and Economic Development
 2252 may use the information reported on the application for
 2253 evaluation purposes only and shall prepare an annual report on
 2254 the exemption program and its cost and impact. The annual report
 2255 for the preceding fiscal year shall be submitted to the
 2256 Governor, the President of the Senate, and the Speaker of the
 2257 House of Representatives by September 30 of each fiscal year.

2258 8. A business certified to receive this exemption may
 2259 elect to designate one or more state universities or community
 2260 colleges as recipients of up to 100 percent of the amount of the
 2261 exemption for which they may qualify. To receive these funds,
 2262 the institution must agree to match the funds so earned with
 2263 equivalent cash, programs, services, or other in-kind support on
 2264 a one-to-one basis in the pursuit of research and development
 2265 projects as requested by the certified business. The rights to
 2266 any patents, royalties, or real or intellectual property must be
 2267 vested in the business unless otherwise agreed to by the
 2268 business and the university or community college.

2269 9. As used in this paragraph, the term:

2270 a. "Predominately" means at least 50 percent of the time
 2271 in qualifying research and development.

2272 b. "Research and development" means basic and applied
 2273 research in the science or engineering, as well as the design,
 2274 development, and testing, of prototypes or processes of new or
 2275 improved products, including the design, development, and
 2276 testing of space launch vehicles, space flight vehicles,
 2277 missiles, satellites, or research payloads, avionics, and
 2278 associated control systems and processing systems, and

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2279 | components of any of the foregoing. Research and development
 2280 | does not include market research, routine consumer product
 2281 | testing, sales research, research in the social sciences or
 2282 | psychology, or similar nontechnological activities, ~~or technical~~
 2283 | services.

2284 | c. "Semiconductor technology products" means raw
 2285 | semiconductor wafers or semiconductor thin films that are
 2286 | transformed into semiconductor memory or logic wafers, including
 2287 | wafers containing mixed memory and logic circuits; related
 2288 | assembly and test operations; active-matrix flat panel displays;
 2289 | semiconductor chips; semiconductor lasers; optoelectronic
 2290 | elements; and related semiconductor technology products as
 2291 | determined by the Office of Tourism, Trade, and Economic
 2292 | Development.

2293 | d. "Clean rooms" means manufacturing facilities enclosed
 2294 | in a manner that meets the clean manufacturing requirements
 2295 | necessary for high-technology semiconductor-manufacturing
 2296 | environments.

2297 | e. "Defense technology products" means products that have
 2298 | a military application, including, but not limited to, weapons,
 2299 | weapons systems, guidance systems, surveillance systems,
 2300 | communications or information systems, munitions, aircraft,
 2301 | vessels, or boats, or components thereof, which are intended for
 2302 | military use and manufactured in performance of a contract with
 2303 | the United States Department of Defense or the military branch
 2304 | of a recognized foreign government or a subcontract thereunder
 2305 | which relates to matters of national defense.

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2306 f. "Space technology products" means products that are
 2307 specifically designed or manufactured for application in space
 2308 activities, including, but not limited to, space launch
 2309 vehicles, space flight vehicles, missiles, satellites or
 2310 research payloads, avionics, and associated control systems and
 2311 processing systems and components of any of the foregoing. The
 2312 term does not include products that are designed or manufactured
 2313 for general commercial aviation or other uses even though those
 2314 products may also serve an incidental use in space applications.

2315 Section 60. Section 1004.86, Florida Statutes, is created
 2316 to read:

2317 1004.86 Florida Center for Mathematics and Science
 2318 Education Research.--

2319 (1) The Department of Education shall establish at a
 2320 public state university the Florida Center for Mathematics and
 2321 Science Education Research to increase student achievement in
 2322 science and mathematics. The center shall:

2323 (a) Provide technical assistance and support to school
 2324 districts and schools in the development and implementation of
 2325 mathematics and science instruction.

2326 (b) Conduct applied research on policy and practices
 2327 related to mathematics and science instruction and assessment in
 2328 the state.

2329 (c) Conduct or compile basic research regarding student
 2330 acquisition of mathematics and science knowledge and skills.

2331 (d) Develop comprehensive course frameworks for
 2332 mathematics and science courses that emphasize rigor and
 2333 relevance at the elementary, middle, and high school levels.

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2334 (e) Disseminate information regarding research-based
2335 teaching practices in mathematics and science to teachers and
2336 teacher educators in the state.

2337 (f) Collect, manage, and report on assessment information
2338 regarding student achievement in mathematics and science.

2339 (g) Establish partnerships with state universities,
2340 community colleges, and school districts.

2341 (h) Collaborate with the Florida Center for Reading
2342 Research in order to provide research-based practices that
2343 integrate the teaching of reading within mathematics and
2344 sciences courses.

2345 (2) The department shall monitor the center through the
2346 Division of K-12 Public Schools.

2347 Section 61. Sections 331.314, 331.367, 331.368, 331.401,
2348 331.403, 331.405, 331.407, 331.409, 331.411, 331.415, 331.417,
2349 and 331.419, Florida Statutes, are repealed.

2350 Section 62. The Florida Space Authority, the Florida Space
2351 Research Institute, and the Florida Aerospace Finance
2352 Corporation are dissolved effective September 1, 2006. Space
2353 Florida, as created by this act, is the successor organization
2354 to, and as such shall assume the records, property, obligations,
2355 and unexpended balances of appropriations, allocations, or other
2356 funds of, the Florida Space Authority, the Florida Space
2357 Research Institute, and the Florida Aerospace Finance
2358 Corporation.

2359 Section 63. The Governor, the President of the Senate, and
2360 the Speaker of the House of Representatives shall appoint the
2361 board of directors of Space Florida no later than July 1, 2006.

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2362 The board of directors of Space Florida shall hold its first
 2363 meeting no later than August 1, 2006. The board of directors of
 2364 Space Florida shall appoint a president no later than September
 2365 1, 2006. The Executive Office of the Governor shall provide
 2366 staffing and transitional support to Space Florida until
 2367 December 31, 2006.

2368 Section 64. Subsection (12) is added to section 288.1224,
 2369 Florida Statutes, to read:

2370 288.1224 Powers and duties.--The commission:

2371 (12) Shall advise and cooperate with Space Florida, when
 2372 appropriate and beneficial.

2373 Section 65. Subsection (7) is added to section 288.9015,
 2374 Florida Statutes, to read:

2375 288.9015 Enterprise Florida, Inc.; purpose; duties.--

2376 (7) Enterprise Florida, Inc., shall advise and cooperate
 2377 with Space Florida, when appropriate and beneficial, related to
 2378 issues of aerospace business retention, expansion, attraction,
 2379 and creation, and other related activities.

2380 Section 66. Subsection (12) is added to section 445.004,
 2381 Florida Statutes, to read:

2382 445.004 Workforce Florida, Inc.; creation; purpose;
 2383 membership; duties and powers.--

2384 (12) Workforce Florida, Inc., shall advise and cooperate
 2385 with Space Florida, when appropriate and beneficial, for the
 2386 furtherance of aerospace workforce development.

2387 Section 67. Subsection (17) is added to section 1001.10,
 2388 Florida Statutes, read:

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2389 | 1001.10 Commissioner of Education; general powers and
 2390 | duties.--The Commissioner of Education is the chief educational
 2391 | officer of the state, and is responsible for giving full
 2392 | assistance to the State Board of Education in enforcing
 2393 | compliance with the mission and goals of the seamless K-20
 2394 | education system. To facilitate innovative practices and to
 2395 | allow local selection of educational methods, the State Board of
 2396 | Education may authorize the commissioner to waive, upon the
 2397 | request of a district school board, State Board of Education
 2398 | rules that relate to district school instruction and school
 2399 | operations, except those rules pertaining to civil rights, and
 2400 | student health, safety, and welfare. The Commissioner of
 2401 | Education is not authorized to grant waivers for any provisions
 2402 | in rule pertaining to the allocation and appropriation of state
 2403 | and local funds for public education; the election,
 2404 | compensation, and organization of school board members and
 2405 | superintendents; graduation and state accountability standards;
 2406 | financial reporting requirements; reporting of out-of-field
 2407 | teaching assignments under s. 1012.42; public meetings; public
 2408 | records; or due process hearings governed by chapter 120. No
 2409 | later than January 1 of each year, the commissioner shall report
 2410 | to the Legislature and the State Board of Education all approved
 2411 | waiver requests in the preceding year. Additionally, the
 2412 | commissioner has the following general powers and duties:
 2413 | (17) To advise and cooperate with Space Florida, when
 2414 | appropriate and beneficial.
 2415 |

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2416 The commissioner's office shall operate all statewide functions
 2417 necessary to support the State Board of Education and the K-20
 2418 education system, including strategic planning and budget
 2419 development, general administration, and assessment and
 2420 accountability.

2421 Section 68. The following appropriations are made to the
 2422 Governor's Office of Tourism, Trade, and Economic Development:

2423 (1) From nonrecurring general revenue for fiscal year
 2424 2006-2007:

2425 (a) The sum of \$35 million is appropriated to be used for
 2426 infrastructure needs related to the development of the National
 2427 Aeronautics and Space Administration's Crew Exploration Vehicle.

2428 (b) The sum of \$8 million is appropriated for
 2429 implementation of recommendations made by the Governor's
 2430 Commission on the Future of Space and Aeronautics in Florida,
 2431 including, but not limited to, commercial launch assistance and
 2432 spaceport development.

2433 (2) From recurring general revenue for fiscal year 2006-
 2434 2007 and annually thereafter:

2435 (a) The sum of \$3 million is appropriated for operational
 2436 needs of Space Florida.

2437 (b) The sum of \$4 million is appropriated for
 2438 implementation of innovative education programs and financing
 2439 assistance for aerospace business development projects.

2440 Section 69. This act shall take effect upon becoming a
 2441 law.