

CHAMBER ACTION

1 The State Infrastructure 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; amending s. 331.302, F.S.;
10 establishing and creating Space Florida as an independent
11 special district, a body politic and corporate, for
12 certain purposes; providing purposes and duties and
13 responsibilities of Space Florida; providing definitions;
14 revising and consolidating the roles, purposes,
15 responsibilities, assets, and duties of the Florida Space
16 Authority as those of Space Florida; deleting authority to
17 establish facilities and complementary activities;
18 providing additional powers and duties of Space Florida;
19 prohibiting Space Florida from endorsing political
20 candidates or making campaign contributions;
21 characterizing certain property as Space Florida
22 territory; creating s. 331.3051, F.S.; providing
23 additional powers and responsibilities of Space Florida

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24 relating to the state's aerospace industry; deleting
25 authority to exercise eminent domain powers; requiring
26 Space Florida to create a business plan and a marketing
27 campaign; directing Space Florida to enter into agreements
28 with the Department of Education, the Department of
29 Transportation, Enterprise Florida, Inc., and Workforce
30 Florida, Inc., for certain purposes; requiring Space
31 Florida to coordinate its activities with federal and
32 state agencies; amending s. 331.308, F.S.; replacing
33 provisions providing for a board of supervisors with
34 provisions providing for a board of directors of Space
35 Florida; providing for designation and appointment of
36 members; providing requirements of board members;
37 providing for terms, removal of members, and filling of
38 vacancies; providing for board meetings; specifying
39 service without compensation; providing for reimbursement
40 of certain expenses; providing financial disclosure
41 requirements; revising powers and duties of the board;
42 amending ss. 331.301, 331.303, 331.305, 331.306, 331.309,
43 331.310, 331.3101, 331.311, 331.312, 331.313, 331.316,
44 331.317, 331.318, 331.319, 331.320, 331.321, 331.322,
45 331.323, 331.324, 331.325, 331.326, 331.327, 331.328,
46 331.329, 331.331, 331.333, 331.334, 331.335, 331.336,
47 331.337, 331.338, 331.339, 331.340, 331.343, 331.345,
48 331.346, 331.347, 331.348, 331.349, 331.350, 331.351,
49 331.354, 331.355, 331.360, and 331.369, F.S., to conform;
50 amending ss. 14.2015, 74.011, 196.012, 212.02, 288.063,
51 288.075, 288.35, and 288.9415, F.S., to conform; amending

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52 | s. 212.08, F.S.; revising the exemption from the sales and
53 | use tax on certain machinery and equipment; creating s.
54 | 1004.86, F.S.; requiring the Department of Education to
55 | contract for the establishment of the Florida Center for
56 | Mathematics and Science Education Research at a public or
57 | private university; specifying requirements for the
58 | center; repealing s. 331.314, F.S., relating to the
59 | exclusive authority of the Florida Space Authority to
60 | regulate spaceports; repealing s. 331.315, F.S., relating
61 | to maintenance of projects across rights-of-way; repealing
62 | s. 331.367, F.S., relating to the Spaceport Management
63 | Council; repealing s. 331.368, F.S., relating to the
64 | Florida Space Research Institute; repealing ss. 331.401,
65 | 331.403, 331.405, 331.407, 331.409, 331.411, 331.415,
66 | 331.417, and 331.419, F.S., relating to the Florida
67 | Aerospace Finance Corporation; requiring the Florida Space
68 | Authority, the Florida Space Research Institute, and the
69 | Florida Aerospace Finance Corporation to submit articles
70 | of dissolution to the Department of State by a specified
71 | date; providing that Space Florida assumes the records,
72 | property, and unexpended balances of appropriations,
73 | allocations, and other funds from the dissolved entities;
74 | requiring the Governor, the President of the Senate, and
75 | the Speaker of the House of Representatives to appoint the
76 | board of directors of Space Florida by a specified date;
77 | requiring the board of directors of Space Florida to hold
78 | its first meeting by a specified date; amending s.
79 | 228.1224, F.S.; requiring the Florida Commission on

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80 Tourism to advise and cooperate with Space Florida under
 81 certain circumstances; amending ss. 288.9015, 334.044,
 82 445.004, and 1001.10, F.S.; requiring Enterprise Florida,
 83 Inc., the Department of Transportation, Workforce Florida,
 84 Inc., and the Commissioner of Education to enter into
 85 agreement with Space Florida for certain purposes;
 86 providing appropriations; providing an effective date.
 87

88 Be It Enacted by the Legislature of the State of Florida:
 89

90 Section 1. Section 331.301, Florida Statutes, is amended
 91 to read:

92 331.301 Short title.--This act may be cited as the "Space
 93 Florida ~~Space Authority~~ Act."

94 Section 2. Section 331.3011, Florida Statutes, is created
 95 to read:

96 331.3011 Legislative findings and intent.--

97 (1) The Legislature finds and declares that the aerospace
 98 industry of this state is integral to the state's long-term
 99 success in diversifying its economy and building a knowledge-
 100 based economy that is able to support the creation of high
 101 value-added businesses and jobs. Further, under the direction of
 102 Space Florida, this state has the opportunity to strengthen its
 103 existing leadership in civil and military aerospace activity and
 104 emerge as a leader in the nation's new vision for space
 105 exploration and commercial aerospace opportunities, including
 106 the integration of space, aeronautics, and aviation
 107 technologies. As the leading location for talent, research,

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108 advanced technologies and systems development, launch, and other
109 aerospace-based industry activities, this state can position
110 itself for sustainable economic growth and prosperity.

111 (2) The Legislature finds that attaining this vision
112 requires a strong public and private commitment to a world class
113 aerospace industry. It is the intent of the Legislature that
114 Space Florida will encourage the public and private sectors to
115 work together to implement an aggressive strategy that enhances
116 the state's workforce, education, and research capabilities,
117 with emphasis on mathematics, science, engineering, and related
118 fields; will focus on the state's economic development efforts
119 in order to capture a larger share of activity in aerospace
120 research, technology, production, and commercial operations,
121 while maintaining the state's historical leadership in space
122 launch activities; and will preserve the unique national role
123 served by the Cape Canaveral Air Force Station and John F.
124 Kennedy Space Center by reducing costs and improving the
125 regulatory flexibility for commercial sector launches while
126 pursuing the development of sites for commercial horizontal
127 launches.

128 (3) It is the intent of the Legislature that aerospace
129 activities be highly visible and coordinated within this state.
130 To that end, it is the intent of the Legislature that Space
131 Florida provide a single point of contact for state aerospace-
132 related activities with federal agencies, the military, state
133 agencies, businesses, and the private sector.

134 Section 3. Section 331.302, Florida Statutes, is amended
135 to read:

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136 (Substantial rewording of section. See
137 s. 331.302, F.S., for present text.)
138 331.302 Space Florida; creation; purpose.--
139 (1) There is established, formed, and created Space
140 Florida, which is created as an independent special district, a
141 body politic and corporate, to foster the growth and development
142 of a sustainable and world-leading aerospace industry in this
143 state. Space Florida shall promote aerospace business
144 development by facilitating business financing, spaceport
145 operations, research and development, workforce development, and
146 innovative education programs. Space Florida has all the powers,
147 rights, privileges, and authority as provided under the laws of
148 this state.
149 (2) In carrying out its duties and responsibilities, Space
150 Florida shall advise, coordinate, cooperate, and, when
151 necessary, enter into memoranda of agreement with
152 municipalities, counties, regional authorities, state agencies
153 and organizations, appropriate federal agencies and
154 organizations, and other interested persons and groups.
155 (3) Space Florida may not endorse any candidate for any
156 elected public office or contribute money to the campaign of any
157 candidate for public office.
158 (4) Space Florida is not an agency as defined in ss.
159 216.011 and 287.012.
160 Section 4. Section 331.303, Florida Statutes, is amended
161 to read:
162 331.303 Definitions.--

163 (1) "Aerospace" means the industry that designs and
 164 manufactures aircraft, rockets, missiles, spacecraft,
 165 satellites, space vehicles, space stations, space facilities or
 166 components thereof, and equipment, systems, facilities,
 167 simulators, programs, and related activities, including, but not
 168 limited to, the application of aerospace technologies in air-
 169 based, land-based, and sea-based platforms for commercial,
 170 civil, and defense purposes. ~~"Authority" means the Florida Space~~
 171 Authority created by this act.

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

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

177 (4) "Business client" means any person, other than a state
 178 official or state employee, who receives the services of, or is
 179 the subject of solicitation by, representatives of Space Florida
 180 ~~the authority~~ in connection with the performance of its
 181 statutory duties, including purchasers or prospective purchasers
 182 of Space Florida ~~authority~~ services, persons or representatives
 183 of firms considering or being solicited for investment in Space
 184 Florida ~~authority~~ projects, persons or representatives of firms
 185 considering or being solicited for location, relocation, or
 186 expansion of an aerospace-related ~~a space-related~~ business
 187 within the state, and business, financial, or other persons
 188 connected with the aerospace ~~space~~ industry.

189 ~~(5) "Complementary activity" means any space business~~
 190 ~~incubator, space tourism activity, educational involvement in an~~

191 ~~incubator, or space tourism and space-related research and~~
192 ~~development.~~

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

196 (5)~~(7)~~ "Cost" means all costs, fees, charges, expenses,
197 and amounts associated with the development of projects by Space
198 Florida ~~the authority.~~

199 (6)~~(8)~~ "Entertainment expenses" means the actual,
200 necessary, and reasonable costs of providing hospitality for
201 business clients or guests, which costs are defined and
202 prescribed by rules adopted by Space Florida ~~the authority,~~
203 subject to approval by the Chief Financial Officer.

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

207 (7)~~(10)~~ "Financing agreement" means a lease, lease-
208 purchase agreement, lease with option to purchase, sale or
209 installment sale agreement, whether title passes in whole or in
210 part at any time before ~~prior to~~, at, or after completion of the
211 project, loan agreement, or other agreement forming the basis
212 for the financing under this act, including any agreements,
213 guarantees, or security instruments forming part of or related
214 to providing assurance of payment of the obligations under the
215 ~~such~~ financing agreement.

216 (8)~~(11)~~ "Guest" means a person, other than a state
217 official or state employee, authorized by the board or its
218 designee to receive the hospitality of Space Florida ~~the~~

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219 | ~~authority~~ in connection with the performance of its statutory
220 | duties.

221 | (9)~~(12)~~ "Landing area" means the geographical area
222 | designated by Space Florida ~~the authority~~ within the spaceport
223 | territory for or intended for the landing and surface
224 | maneuvering of any launch or other space vehicle.

225 | (10)~~(13)~~ "Launch pad" means any launch pad, runway,
226 | airstrip, or similar facility used ~~by the spaceport or spaceport~~
227 | ~~user~~ for launching ~~of~~ space vehicles.

228 | (11)~~(14)~~ "Payload" means any property or cargo to be
229 | transported aboard any vehicle launched by or from the
230 | spaceport.

231 | (12)~~(15)~~ "Person" means any individual, child, community
232 | college, college, university, firm, association, joint venture,
233 | partnership, estate, trust, business trust, syndicate,
234 | fiduciary, corporation, nation, government (federal, state, or
235 | local), agency (government or other), subdivision of the state,
236 | municipality, county, business entity, or any other group or
237 | combination.

238 | (13)~~(16)~~ "Project" means any activity associated with any
239 | development, improvement, property, launch, utility, facility,
240 | system, works, road, sidewalk, enterprise, service, or
241 | convenience, which may include coordination with federal and
242 | state partners or agencies ~~Enterprise Florida, Inc., the Board~~
243 | ~~of Education, the Florida Aerospace Finance Corporation, and the~~
244 | ~~Florida Space Research Institute~~; any rocket, capsule, module,
245 | launch facility, assembly facility, operations or control
246 | facility, tracking facility, administrative facility, or any

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247 | other type of aerospace-related ~~space-related~~ transportation
 248 | vehicle, station, or facility; any type of equipment or
 249 | instrument to be used or useful in connection with any of the
 250 | foregoing; any type of intellectual property and intellectual
 251 | property protection in connection with any of the foregoing
 252 | including, without limitation, any patent, copyright, trademark,
 253 | and service mark for, among other things, computer software; any
 254 | water, wastewater, gas, or electric utility system, plant, or
 255 | distribution or collection system; any small business incubator
 256 | initiative, including any startup aerospace company, and any
 257 | aerospace business proposing to expand or locate its business in
 258 | this state, research and development company, research and
 259 | development facility, education and workforce training facility,
 260 | storage facility, and consulting service; or any tourism
 261 | initiative, including any space experience attraction,
 262 | microgravity flight program, aerospace launch-related ~~space-~~
 263 | ~~launch-related~~ activity, and space museum sponsored or promoted
 264 | by Space Florida ~~the authority~~.

265 | (14) ~~(17)~~ "Range" means the geographical area designated by
 266 | Space Florida ~~the authority~~ or other appropriate body as the
 267 | area for the launching of rockets, missiles, launch vehicles,
 268 | and other vehicles designed to reach high altitude.

269 | (15) ~~(18)~~ "Recovery" means the recovery of space vehicles
 270 | and payloads which have been launched from or by a ~~the~~
 271 | spaceport.

272 | (16) ~~(19)~~ "Spaceport" means any area of land or water, or
 273 | any manmade object or facility located therein, developed by
 274 | Space Florida ~~the authority~~ under this act, which area is

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275 intended for public use or for the launching, takeoff, and
 276 landing of spacecraft and aircraft, and includes any appurtenant
 277 areas which are used or intended for public use, for spaceport
 278 buildings, or for other spaceport facilities, spaceport
 279 projects, or rights-of-way.

280 ~~(20) "Spaceport Florida" means the authority or its~~
 281 ~~facilities and projects.~~

282 (17)~~(21)~~ "Spaceport launch facilities" means ~~shall be~~
 283 ~~defined as~~ industrial facilities as described ~~in accordance with~~
 284 s. 380.0651(3)(c) and include any launch pad, launch control
 285 center, and fixed launch-support equipment.

286 ~~(22) "Spaceport system" means the programs, organizations,~~
 287 ~~and infrastructure developed by the authority for the~~
 288 ~~development of facilities or activities to enhance and provide~~
 289 ~~commercial space related development opportunities for business,~~
 290 ~~education, and government within the state.~~

291 (18)~~(23)~~ "Spaceport territory" means the geographical area
 292 designated in s. 331.304 and as amended or changed in accordance
 293 with s. 331.329.

294 (19)~~(24)~~ "Spaceport user" means any person who uses the
 295 facilities or services of any spaceport; and, for the purposes
 296 of any exemptions or rights granted under this act, the said
 297 spaceport user shall be deemed a spaceport user only during the
 298 time period in which the ~~such~~ person has in effect a contract,
 299 memorandum of understanding, or agreement with the spaceport,
 300 and such rights and exemptions shall be granted with respect to
 301 transactions relating only to spaceport projects.

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302 ~~(20)-(25)~~ "Travel expenses" means the actual, necessary,
303 and reasonable costs of transportation, meals, lodging, and
304 incidental expenses normally incurred by a traveler, which costs
305 are defined and prescribed by rules adopted by Space Florida ~~the~~
306 ~~authority~~, subject to approval by the Chief Financial Officer.

307 ~~(21)-(26)~~ "Spaceport discretionary capacity improvement
308 projects" means capacity improvements that enhance space
309 transportation capacity at spaceports that have had one or more
310 orbital or suborbital flights during the previous calendar year
311 or have an agreement in writing for installation of one or more
312 regularly scheduled orbital or suborbital flights upon the
313 commitment of funds for stipulated spaceport capital
314 improvements.

315 Section 5. Section 331.305, Florida Statutes, is amended
316 to read:

317 331.305 Powers of Space Florida ~~the authority~~.--Space
318 Florida may ~~The authority shall have the power to:~~

319 ~~(1) Exercise all powers granted to corporations under the~~
320 ~~Florida Business Corporation Act, chapter 607.~~

321 ~~(1)-(2)~~ Sue and be sued by its name in any court of law or
322 in equity.

323 ~~(2)-(3)~~ Adopt and use a corporate seal and alter the same
324 at pleasure.

325 (3) Conduct its affairs, carry on its operations, and have
326 offices and exercise the powers granted by this act in any
327 state, territory, district, or possession of the United States
328 or any foreign country.

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329 (4) Acquire, enjoy, use, and dispose of patents,
330 copyrights, and trademarks and any licenses and other rights or
331 interests under or in such licenses.

332 (5) Purchase, take, receive, subscribe for, or otherwise
333 acquire, own, hold, vote, use, employ, sell, mortgage, lend,
334 pledge, or otherwise dispose of and otherwise use and deal in
335 and with shares and other interests in, or obligations of, other
336 domestic or foreign corporations, whether for profit or not for
337 profit, associations, partnerships, or individuals, or direct or
338 indirect obligations of the United States, or of any other
339 government, state, territory, governmental district,
340 municipality, or of any instrumentality of such governmental
341 units.

342 (6) Lend money for its purposes, invest and reinvest its
343 funds, and take and hold real and personal property as security
344 for the payment of funds loaned.

345 (7) Have and exercise all powers necessary or convenient
346 to effect any or all of the purposes for which it is organized.

347 ~~(4) Review and make recommendations with respect to a~~
348 ~~strategy to guide and facilitate the future of space related~~
349 ~~educational and commercial development. The authority shall in~~
350 ~~coordination with the Federal Government, private industry, and~~
351 ~~Florida universities develop a business plan which shall address~~
352 ~~the expansion of Spaceport Florida locations, space launch~~
353 ~~capacity, spaceport projects, and complementary activities,~~
354 ~~which shall include, but not be limited to, a detailed analysis~~
355 ~~of:~~

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

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357 ~~(b) Products, services description potential,~~
358 ~~technologies, skills.~~

359 ~~(c) Market research and evaluation customers,~~
360 ~~competition, economics.~~

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

362 ~~(e) Design and development plan tasks, difficulties,~~
363 ~~costs.~~

364 ~~(f) Manufacturing locations, facilities, and operations~~
365 ~~plan.~~

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

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

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

369 ~~(j) Community impact economic, human development,~~
370 ~~community development.~~

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

373 ~~(l) Proposed authority offering financing,~~
374 ~~capitalization, use of funds.~~

375 (8)~~(5)~~ Acquire property, real, personal, intangible,
376 tangible, or mixed, within or without its territorial limits, in
377 fee simple or any lesser interest or estate, by purchase, gift,
378 devise, or lease, on such terms and conditions as the board may
379 deem necessary or desirable, and sell or otherwise dispose of
380 the same and of any of the assets and properties of Space
381 Florida ~~the authority.~~

382 (9)~~(6)~~ Make and execute any and all contracts and other
383 instruments necessary or convenient to the exercise of its
384 powers, including financing agreements with persons or spaceport

385 users to facilitate the financing, construction, leasing, or
386 sale of any project.

387 ~~(10)(7)~~ Whenever deemed necessary by the board, lease as
388 lessor or lessee to or from any person, public or private, any
389 facilities or property for the use of Space Florida ~~the~~
390 ~~authority~~ and carry out any of the purposes of Space Florida ~~the~~
391 ~~authority~~.

392 ~~(8)~~ ~~Appoint, through its board of supervisors, an~~
393 ~~executive director.~~

394 ~~(11)(9)~~ Own, acquire, construct, develop, create,
395 reconstruct, equip, operate, maintain, extend, and improve
396 launch pads, landing areas, ranges, payload assembly buildings,
397 payload processing facilities, laboratories, aerospace ~~space~~
398 business incubators, launch vehicles, payloads, space flight
399 hardware, facilities and equipment for the construction of
400 payloads, space flight hardware, rockets, and other launch
401 vehicles, and other spaceport facilities and other aerospace-
402 related ~~space-related~~ systems, including educational, cultural,
403 and parking facilities and aerospace-related ~~space-related~~
404 initiatives.

405 ~~(10)~~ ~~Undertake a program of advertising to the public~~
406 ~~promoting space-related businesses or any spaceport projects of~~
407 ~~the authority, and expend moneys and undertake such activities~~
408 ~~to carry out such advertising and promotional program as the~~
409 ~~board from time to time may determine.~~

410 ~~(12)(11)~~ Own, acquire, construct, reconstruct, equip,
411 operate, maintain, extend, or ~~and~~ improve transportation
412 facilities appropriate to meet the transportation requirements

413 | of Space Florida ~~the authority~~ and activities conducted within
414 | ~~the~~ spaceport territory.

415 | (13)~~(12)~~ Own, acquire, construct, reconstruct, equip,
416 | operate, maintain, extend, or ~~and~~ improve electric power plants,
417 | transmission lines and related facilities, gas mains and
418 | facilities of any nature for the production or distribution of
419 | natural gas, transmission lines and related facilities and
420 | plants and facilities for the generation and transmission of
421 | power through traditional and new and experimental sources of
422 | power and energy; purchase electric power, natural gas, and
423 | other sources of power for distribution within any spaceport
424 | territory; develop and operate water and sewer systems and waste
425 | collection and disposal consistent with chapter 88-130, Laws of
426 | Florida; and develop and operate such new and experimental
427 | public utilities, including, but not limited to, centrally
428 | distributed heating and air-conditioning facilities and
429 | services, closed-circuit television systems, and computer
430 | services and facilities, as the board may from time to time
431 | determine. However, Space Florida may ~~the authority shall~~ not
432 | construct any system, work, project, or utility authorized to be
433 | constructed under this paragraph in the event that a system,
434 | work, project, or utility of a similar character is being
435 | actually operated by a municipality or private company in the
436 | municipality or territory adjacent thereto, unless such
437 | municipality or private company consents to such construction.

438 | (14)~~(13)~~ Designate, set aside, and maintain lands and
439 | areas within or without the territorial limits of any spaceport
440 | territory as conservation areas or bird and wildlife

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441 sanctuaries; stock such areas with animal and plant life and
 442 stock water areas with fish and other aquatic life; adopt
 443 pursuant to ss. 120.536(1) and 120.54 ~~promulgate~~ and enforce
 444 rules ~~and regulations~~ with respect thereto and protect and
 445 preserve the natural beauty thereof; and do all acts necessary
 446 or desirable in order to qualify such lands and areas as
 447 conservation areas and sanctuaries under any of the laws of the
 448 state or under federal law.

449 ~~(15)(14)~~ Establish a program for the control, abatement,
 450 and elimination of mosquitoes and other noxious insects,
 451 rodents, reptiles, and other pests throughout the spaceport
 452 territory and undertake such works and construct such facilities
 453 within or without the spaceport territory as may be determined
 454 by the board to be needed to effectuate such program; abate and
 455 suppress mosquitoes and other arthropods, whether disease-
 456 bearing or pestiferous, within any spaceport territory when in
 457 the judgment of the board such action is necessary or desirable
 458 for the health and welfare of the inhabitants of or visitors to
 459 any spaceport; and take any and all temporary or permanent
 460 eliminative measures that the board may deem advisable. The
 461 Legislature hereby finds and declares Space Florida ~~the~~
 462 ~~authority~~ eligible to receive state funds, supplies, services,
 463 and equipment available or that may in the future become
 464 available to mosquito or pest control districts, the provisions
 465 of s. 388.021 notwithstanding.

466 ~~(16)(15)~~ Subject to the rules and regulations of the
 467 appropriate water management district, own, acquire, construct,
 468 reconstruct, equip, maintain, operate, extend, and improve water

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469 and flood control facilities. The Legislature hereby finds and
470 declares Space Florida ~~the authority~~ eligible to receive moneys,
471 disbursements, and assistance from the state available to flood
472 control or water management districts and navigation districts
473 or agencies.

474 ~~(17)~~ (16) Own, acquire, construct, reconstruct, equip,
475 maintain, operate, extend, and improve public safety facilities
476 for the spaceport, including security stations, security
477 vehicles, fire stations, water mains and plugs, and fire trucks
478 and other vehicles and equipment; hire employees, security
479 officers, and firefighters; and undertake such works and
480 construct such facilities determined by the board to be
481 necessary or desirable to promote and ensure public safety
482 within the spaceport territory.

483 ~~(18)~~ (17) Hire, through its president ~~executive director~~, a
484 safety officer with substantial experience in public safety
485 procedures and programs for space vehicle launching and related
486 hazardous operations. The safety officer shall monitor and
487 report on the safety and hazards of ground-based space
488 operations to the president ~~executive director~~.

489 ~~(18)~~ ~~Establish a personnel management system for hiring~~
490 ~~employees and setting employee benefit packages. The personnel~~
491 ~~of the authority shall not be considered to be within the state~~
492 ~~employment system.~~

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

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497 | ~~331.3101, such rules are subject to provisions of state law or~~
 498 | ~~rules pertaining to per diem and travel expenses of public~~
 499 | ~~officers, employees, or other persons authorized by an agency~~
 500 | ~~head to incur such expenses.~~

501 | (19)~~(20)~~ Examine, develop, and use ~~utilize~~ new concepts,
 502 | designs, and ideas; own, acquire, construct, reconstruct, equip,
 503 | operate, maintain, extend, and improve experimental spaceport
 504 | facilities and services; and otherwise undertake, sponsor,
 505 | finance, and maintain such research activities, experimentation,
 506 | and development as the board may from time to time determine, in
 507 | connection with any of the projects that Space Florida ~~the~~
 508 | ~~authority~~ is authorized to undertake pursuant to the powers and
 509 | authority vested in it by this act, and in order to promote the
 510 | development and utilization of new concepts, designs, and ideas
 511 | in the fields of space exploration, commercialization of the
 512 | space industry, and spaceport facilities.

513 | (20)~~(21)~~ Issue revenue bonds, assessment bonds, or any
 514 | other bonds or obligations authorized by the provisions of this
 515 | act or any other law, or any combination of the foregoing, and
 516 | pay all or part of the cost of the acquisition, construction,
 517 | reconstruction, extension, repair, improvement, or maintenance
 518 | of any project or combination of projects, including payloads
 519 | and space flight hardware, and equipment for research,
 520 | development, and educational activities, to provide for any
 521 | facility, service, or other activity of Space Florida ~~the~~
 522 | ~~authority~~, and provide for the retirement or refunding of any
 523 | bonds or obligations of Space Florida ~~the authority~~, or for any
 524 | combination of the foregoing purposes. Space Florida ~~The~~

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525 | ~~authority~~ must provide 14 days' notice to the presiding officers
 526 | and appropriations chairs of both houses of the Legislature
 527 | prior to presenting a bond proposal to the Governor and Cabinet.
 528 | If either presiding officer or appropriations chair objects to
 529 | the bonding proposal within the 14-day-notice period, the bond
 530 | issuance may be approved only by a vote of three-fourths ~~two-~~
 531 | ~~thirds~~ of the members of the Governor and Cabinet.

532 | ~~(21)-(22)~~ Make expenditures for entertainment and travel
 533 | expenses and business clients, guests, and other authorized
 534 | persons as provided in this act.

535 | ~~(22)-(23)~~ In connection with any financing agreement, fix
 536 | and collect fees, loan payments, rental payments, and other
 537 | charges for the use of any project in such amount as to provide
 538 | sufficient moneys to pay the principal of and interest on bonds
 539 | as the same shall become due and payable, if so provided in the
 540 | bond resolution or trust agreement, and to create reserves for
 541 | such purposes. The fees, rents, payments, and charges and all
 542 | other revenues and proceeds derived from the project in
 543 | connection with which the bonds of any issue shall have been
 544 | issued, except such part thereof as may be necessary for such
 545 | reserves or any expenditures as may be provided in the
 546 | resolution authorizing the issuance of the bonds or in the trust
 547 | agreement securing the same, shall be set aside, at the time as
 548 | may be specified in the resolution or trust agreement, in a
 549 | sinking fund which may be pledged to and charged with the
 550 | payment of the principal of and the interest on such bonds as
 551 | the same shall become due and the redemption price or the
 552 | purchase price of bonds retired by call or purchase as therein

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553 | provided. Such pledge is ~~shall be~~ valid and binding from the
554 | time the pledge is made. The fees, rents, charges, and other
555 | revenues and moneys so pledged and thereafter received by or on
556 | behalf of Space Florida ~~the authority~~ shall immediately be
557 | subject to the lien of any such pledge without any physical
558 | delivery thereof or further act, and the lien of any such pledge
559 | is ~~shall be~~ valid and binding as against all parties having
560 | claims of any kind in tort, contract, or otherwise against Space
561 | Florida ~~the authority~~, irrespective of whether such parties have
562 | notice thereof. Neither the resolution nor any trust agreement
563 | by which a pledge is created need be filed or recorded, except
564 | in the records of Space Florida ~~the authority~~. The use and
565 | disposition of money to the credit of the sinking fund shall be
566 | subject to the provisions of the resolution authorizing the
567 | issuance of such bonds or the provisions of such trust
568 | agreement.

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

573 | Section 6. Section 331.3051, Florida Statutes, is created
574 | to read:

575 | 331.3051 Duties of Space Florida.--Space Florida shall:

576 | (1) Create a business plan to foster the growth and
577 | development of the aerospace industry. The business plan must
578 | address business development; finance; spaceport operations;
579 | research and development; workforce development; and education.

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

582 (2) Enter into agreement with the Department of Education,
583 the Department of Transportation, Enterprise Florida, Inc., and
584 Workforce Florida, Inc., for the purpose of implementing this
585 act.

586 (3) In cooperation with Enterprise Florida, Inc., develop
587 a plan to retain, expand, attract, and create aerospace industry
588 entities, public or private, which results in the creation of
589 high-value-added businesses and jobs in this state.

590 (4) Create a marketing campaign to help attract, develop,
591 and retain aerospace businesses, aerospace research and
592 technology, and other related activities in this state. Space
593 Florida shall attempt to coordinate the campaign with existing
594 economic-development-promotion efforts in this state and may use
595 private resources. Marketing strategies may include developing
596 promotional materials, Internet and print advertising, public
597 relations and media placement, trade show attendance, and other
598 activities.

599 (5) Consult with the Florida Commission on Tourism in
600 developing a space tourism marketing plan. Space Florida and the
601 Florida Commission on Tourism may enter into a mutually
602 beneficial agreement that provides funding to the commission for
603 its services to implement this subsection.

604 (6) Develop, in cooperation with Enterprise Florida, Inc.,
605 a plan to provide financing assistance to aerospace businesses.
606 The plan may include the following activities:

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607 (a) Assembling, publishing, and disseminating information
608 concerning financing opportunities and techniques for aerospace
609 projects, programs, and activities; sources of public and
610 private aerospace financing assistance; and sources of
611 aerospace-related financing.

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

615 (c) Coordinating with programs and goals of the Department
616 of Defense, the National Aeronautics and Space Administration,
617 the Export-Import Bank of the United States, the International
618 Trade Administration of the United States Department of
619 Commerce, the Foreign Credit Insurance Association, and other
620 private and public programs and organizations, domestic and
621 foreign.

622 (d) Establishing a network of contacts among those
623 domestic and foreign public and private organizations that
624 provide information, technical assistance, and financial support
625 to the aerospace industry.

626 (e) Financing aerospace business development projects or
627 initiatives using funds provided by the Legislature.

628 (7) Carry out its responsibilities for spaceport
629 operations by:

630 (a) Seeking federal support and developing partnerships to
631 renew and upgrade the infrastructure and technologies at the
632 Cape Canaveral Air Force Station, the John F. Kennedy Space
633 Center, and the Eastern Range that will enhance space and

634 military programs of the Federal Government, and improve access
 635 for commercial launch activities.

636 (b) Supporting federal efforts to clarify roles and
 637 responsibilities of federal agencies and eliminate duplicative
 638 federal rules and policies, in an effort to streamline access
 639 for commercial launch users.

640 (c) Pursuing the development of commercial spaceports in
 641 the state, in addition to those defined in s. 331.304, through a
 642 competitive request for proposals in partnership with counties
 643 or municipalities, the Federal Government, or private entities.

644 (d) Promoting and facilitating launch activity within the
 645 state by supporting and assisting commercial launch operators in
 646 completing and submitting required documentation and gaining
 647 approvals and authorization from the required federal agencies
 648 for launching from Florida.

649 (e) Consulting, as necessary, with the appropriate
 650 federal, state, and local authorities, including the National
 651 Aeronautics and Space Administration, the Federal Aviation
 652 Administration, the Department of Defense, the Department of
 653 Transportation, the Florida National Guard, and industry on all
 654 aspects of establishing and operating spaceport infrastructure
 655 and related facilities within the state.

656 (8) Carry out its responsibility for research and
 657 development by:

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

660 (b) Working in collaboration with one or more public or
 661 private universities and other public or private entities to

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662 develop a proposal for a Center of Excellence for Aerospace that
663 will foster and promote the research necessary to develop
664 commercially promising, advanced, and innovative science and
665 technology and will transfer those discoveries to the commercial
666 sector.

667 (9) Carry out its responsibility for workforce development
668 by coordinating with Workforce Florida, Inc., community
669 colleges, colleges, public and private universities, and other
670 public and private partners to develop a plan to retain, train,
671 and retrain workers, from entry-level skills training through to
672 technician-level, and 4-year degrees and higher, with the skills
673 most relevant to aerospace employers.

674 (10) Carry out its responsibility for creating innovative
675 education programs by funding programs developed in conjunction
676 with the Department of Education that target grades K-20 in an
677 effort to promote mathematics and science education programs,
678 which may include the Florida-NASA Matching Grant Program,
679 aerospace-focused education programs for teachers, education-
680 oriented microgravity flight programs for teachers and students,
681 and Internet-based aerospace education. Funds appropriated and
682 any in-kind or private-sector contributions may be used to carry
683 out innovative education programs. Funding levels shall be
684 determined by the Space Florida board of directors. In its
685 annual report, Space Florida shall include, at a minimum, a
686 description of programs funded, the number of students served,
687 and private-sector support.

688 (11) Annually report on its performance with respect to
689 its business plan, to include finance, spaceport operations,

690 research and development, workforce development, and education.
 691 The report shall be submitted to the Governor, the President of
 692 the Senate, and the Speaker of the House of Representatives no
 693 later than September 1 for the prior fiscal year.

694 Section 7. Section 331.306, Florida Statutes, is amended
 695 to read:

696 331.306 Federal airspace notification.--In accordance
 697 ~~coordination~~ with Federal Aviation Administration procedures the
 698 ~~Florida Department of Transportation, Space Florida~~ the
 699 ~~authority~~ shall ~~develop and~~ file the appropriate federal
 700 ~~airspace~~ notification to activate special-use airspace in
 701 support of its launch operations ~~required for priority airspace~~
 702 ~~use.~~

703 Section 8. Section 331.308, Florida Statutes, is amended
 704 to read:

705 331.308 Board of directors ~~supervisors~~.--

706 (1) Space Florida shall be governed by a board of
 707 directors. Designees of appointed members do not have voting
 708 authority. The board of directors shall consist of the following
 709 members:

710 (a) The Governor.

711 (b) The Secretary of Transportation or the secretary's
 712 designee.

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

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

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717 (e) The Commissioner of Education or the commissioner's
718 designee.

719 (f) Twelve members from the private sector, one of whom
720 shall be a representative of organized labor with professional
721 experience in the aerospace industry, appointed by the Governor.
722 In making these appointments, the Governor shall ensure that the
723 composition of the board reflects the diversity of the aerospace
724 industry community of this state and, to the greatest degree
725 possible, that the composition of the board includes, but is not
726 limited to, at least one individual from each of the industries
727 of business, finance, marketing, space, aerospace, aviation,
728 defense, research and development, and education. The Governor
729 shall also consider whether the current members of the board,
730 together with potential appointees, reflect the racial, ethnic,
731 and gender diversity, as well as the geographic distribution, of
732 the population of the state.

733 (g) Two ex officio, nonvoting members, one of whom shall
734 be a member of the Senate, selected by the President of the
735 Senate, and one of whom shall be a member of the House of
736 Representatives, selected by the Speaker of the House of
737 Representatives.

738 (2) (a) Vacancies on the board shall be filled for the
739 unexpired term in the same manner as the original appointments
740 to the board.

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

744 1. The Governor shall appoint two members for a 1-year
 745 term, four members for 2-year terms, and six members for 4-year
 746 terms.

747 2. The appointments made by the President of the Senate
 748 and the Speaker of the House of Representatives shall be for 2-
 749 year terms.

750 (c) Any member is eligible for reappointment.

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

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

756 (5) The Governor shall serve as chair of the board of
 757 directors. The board of directors shall biennially elect one of
 758 its private sector members as vice chair to serve in the absence
 759 of the Governor and to perform such other duties as may be
 760 designated. The president shall keep a record of the proceedings
 761 of the board of directors and shall be the custodian of all
 762 books, documents, and papers filed with the board of directors,
 763 the minutes of the board of directors, and the official seal of
 764 Space Florida.

765 (6) The board of directors shall meet at least four times
 766 each year, upon the call of the chair, at the request of the
 767 vice chair, or at the request of a majority of the membership. A
 768 majority of the total number of current voting directors shall
 769 constitute a quorum. The board of directors may take official
 770 action by a majority vote of the members present at any meeting
 771 at which a quorum is present.

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772 (7) Members of the board of directors shall serve without
773 compensation, but members, the president, and staff may be
774 reimbursed for all reasonable, necessary, and actual expenses,
775 as determined by the board of directors of Space Florida
776 pursuant to s. 112.061.

777 (8) Each member of the board of directors of Space Florida
778 who is not otherwise required to file financial disclosure
779 pursuant to s. 8, Art. II of the State Constitution or s.
780 112.3144, shall file disclosure of financial interests pursuant
781 to s. 112.3145. There is created within the Florida Space
782 Authority a board of supervisors consisting of eight regular
783 members, who shall be appointed by the Governor, and two ex
784 officio nonvoting members, one of whom shall be a state senator
785 selected by the President of the Senate and one of whom shall be
786 a state representative selected by the Speaker of the House of
787 Representatives. The Lieutenant Governor, who is the state's
788 space policy leader, shall serve as chair of the board of
789 supervisors, and shall cast the deciding vote if the votes of
790 the eight regular members result in a tie. The board shall elect
791 a vice chair to preside in the absence of the Lieutenant
792 Governor and to perform such other duties as may be designated.
793 All regular members shall be subject to confirmation by the
794 Senate at the next regular session of the Legislature. Existing
795 board members are not prohibited from reappointment. Each of the
796 regular board members must be a resident of the state and must
797 have experience in the aerospace or commercial space industry or
798 in finance or have other significant relevant experience. A
799 private sector legal entity may not have more than one person

800 ~~serving on the board at any one time. One regular member shall~~
801 ~~represent organized labor interests, one regular member shall~~
802 ~~represent minority interests, and four regular members must~~
803 ~~represent space industry, at least one of whom must also be from~~
804 ~~a small business, as defined in s. 288.703. For the purpose of~~
805 ~~this section, "space industry" includes private sector entities~~
806 ~~engaged in space flight business, as defined in s. 212.031,~~
807 ~~research and technology development of space-based products and~~
808 ~~services, space station commercialization, development of~~
809 ~~spaceport and range technology, remote sensing products and~~
810 ~~services, space biotechnology, measurement and calibration of~~
811 ~~space assets, space-related software and information technology~~
812 ~~development, design and architecture of space-based assets and~~
813 ~~facilities for manufacturing and other purposes, space-related~~
814 ~~nanotechnology, space tourism, and other commercial enterprises~~
815 ~~utilizing uniquely space-based capabilities.~~

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

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

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

826 ~~(5) The board shall appoint an executive director.~~

827 ~~Meetings shall be held quarterly or more frequently at the call~~

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828 ~~of the chair. A majority of the regular members of the board~~
 829 ~~shall constitute a quorum, and a majority vote of such members~~
 830 ~~present is necessary for any action taken by the board.~~

831 ~~(6) The Governor has the authority to remove from the~~
 832 ~~board any regular member in the manner and for cause as defined~~
 833 ~~by the laws of this state and applicable to situations that may~~
 834 ~~arise before the board. Unless excused by the chair of the~~
 835 ~~board, a regular member's absence from two or more consecutive~~
 836 ~~board meetings creates a vacancy in the office to which the~~
 837 ~~member was appointed.~~

838 Section 9. Section 331.309, Florida Statutes, is amended
 839 to read:

840 331.309 Treasurer; depositories; fiscal agent.--

841 (1) The board shall designate an individual who is a
 842 resident of the state, or a qualified public depository as
 843 defined in s. 280.02, as treasurer of Space Florida ~~the~~
 844 ~~authority~~, who shall have charge of the funds of Space Florida
 845 ~~the authority~~. Such funds shall be disbursed only upon the order
 846 of or pursuant to the resolution of the board by warrant, check,
 847 authorization, or direct deposit pursuant to s. 215.85, signed
 848 or authorized by the treasurer or his or her representative or
 849 by such other persons as may be authorized by the board. The
 850 board may give the treasurer such other or additional powers and
 851 duties as the board may deem appropriate and shall establish the
 852 treasurer's compensation. The board may require the treasurer to
 853 give a bond in such amount, on such terms, and with such
 854 sureties as may be deemed satisfactory to the board to secure
 855 the performance by the treasurer of his or her powers and

856 | duties. The board shall audit or have audited the books of the
857 | treasurer at least once a year.

858 | (2) The board is authorized to select as depositories in
859 | which the funds of the board and of Space Florida ~~the authority~~
860 | shall be deposited any qualified public depository as defined in
861 | s. 280.02, upon such terms and conditions as to the payment of
862 | interest by such depository upon the funds so deposited as the
863 | board may deem just and reasonable. ~~Funds of the authority may~~
864 | ~~also be deposited with the Florida Commercial Space Financing~~
865 | ~~Corporation created by s. 331.407.~~ The funds of Space Florida
866 | ~~the authority~~ may be kept in or removed from the State Treasury
867 | upon written notification from the chair of the board to the
868 | Chief Financial Officer.

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

873 | Section 10. Section 331.310, Florida Statutes, is amended
874 | to read:

875 | 331.310 Powers and duties of the board of directors
876 | ~~supervisors. -- Except as otherwise provided in this act, all of~~
877 | ~~the powers and duties of the authority shall be exercised by and~~
878 | ~~through the board of supervisors, including the power and duty~~
879 | ~~to:~~

880 | (1) The board of directors may: ~~Adopt bylaws, rules,~~
881 | ~~resolutions, and orders prescribing the powers, duties, and~~
882 | ~~functions of the officers of the authority, the conduct of the~~
883 | ~~business of the authority, the maintenance of records, and the~~

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884 ~~form of all documents and records of the authority. The board~~
885 ~~may adopt administrative rules and regulations with respect to~~
886 ~~any of the projects of the authority, with notice and public~~
887 ~~hearing.~~

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

890 (a)(3) Enter, and authorize any agent or employee of Space
891 Florida ~~the authority~~ to enter, upon any lands, waters, and
892 premises, upon giving reasonable notice and due process to the
893 land owner, for the purposes of making surveys, soundings,
894 drillings, appraisals, and examinations necessary to perform its
895 duties and functions. Any such entry shall not be deemed a
896 trespass or an entry that would constitute a taking in an
897 eminent domain proceeding. Space Florida ~~The authority~~ shall
898 make reimbursement for any actual damages to such lands, waters,
899 and premises as a result of such activity.

900 (b)(4) Execute all contracts and other documents, adopt
901 all proceedings, and perform all acts determined by the board to
902 be necessary or desirable to carry out the purposes of this act.
903 The board may authorize one or more members of the board to
904 execute contracts and other documents on behalf of the board or
905 Space Florida ~~the authority~~.

906 (c)(5) Establish and create such departments, committees,
907 or other entities ~~agencies~~ as from time to time the board may
908 deem necessary or desirable in the performance of any acts or
909 other things necessary to the exercise of the powers provided in
910 this act, and delegate to such departments, boards, or other

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911 entities ~~agencies~~ such administrative duties and other powers as
912 the board may deem necessary or desirable.

913 (d) Provide financial services to support aerospace-
914 related business development within the state. Financial
915 services may include, but are not limited to, insuring,
916 coinsuring, or originating for sale direct aerospace-related
917 loans; direct lending; guaranteeing and collateralizing loans;
918 creating accounts; capitalizing, underwriting, leasing, selling,
919 or securing funding for aerospace-related infrastructure;
920 investing in permissible securities; organizing financial
921 institutions and international bank syndicates; and acquiring,
922 accepting, or administering grants, contracts, and fees from
923 other organizations to perform activities that are consistent
924 with the purposes of Space Florida's business plan. If the board
925 deems a financial services entity is necessary, the board may
926 contract with such entity.

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

930 (e) ~~(7)~~ Examine, and authorize any officer or agent of
931 Space Florida ~~the authority~~ to examine, the county tax rolls
932 with respect to the assessed valuation of the real and personal
933 property within any spaceport territory.

934 (f) ~~(8)~~ Engage in the planning and implementation of space-
935 related economic and educational development within the state.

936 (g) Provide the strategic direction for the aerospace-
937 related research priorities of the state and its aerospace-
938 related businesses.

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939 (h)~~(9)~~ Execute intergovernmental agreements and
 940 development agreements consistent with prevailing statutory
 941 provisions, including, but not limited to, special benefits or
 942 tax increment financing initiatives.

943 (i)~~(10)~~ Establish reserve funds for future board
 944 operations.

945 (j)~~(11)~~ Adopt rules pursuant to chapter 120 to carry out
 946 the purposes of this act.

947 (2) The board of directors shall:

948 (a) Adopt rules and orders to conduct the business of
 949 Space Florida, the maintenance of records, and the form of all
 950 documents and records of Space Florida. The board may adopt
 951 rules with respect to any of the projects of Space Florida with
 952 notice and a public hearing.

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

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

958 (d)~~(12)~~ Abide by all applicable federal labor laws in the
 959 construction and day-to-day operations of Space Florida ~~the~~
 960 ~~authority~~ and any spaceport. Further, the board shall establish,
 961 by rule and regulation, pursuant to chapter 120, policies and
 962 procedures for the construction and operation of Space Florida
 963 ~~the authority~~ and any spaceport. The said policies and
 964 procedures shall be such that when Space Florida ~~the authority~~
 965 expends federal funds for construction or operation of any
 966 spaceport project, Space Florida ~~the authority~~ will be subject

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967 | to the federal labor laws observed at the John F. Kennedy Space
 968 | Center and Cape Canaveral Air Force Station, Florida, applicable
 969 | as a result of such federal expenditures.

970 | ~~(e)-(13)~~ Prepare an annual report of operations. The said
 971 | report shall include, but not be limited to, a balance sheet, an
 972 | income statement, a statement of changes in financial position,
 973 | a reconciliation of changes in equity accounts, a summary of
 974 | significant accounting principles, the auditor's report, a
 975 | summary of the status of existing and proposed bonding projects,
 976 | comments from management about the year's business, and
 977 | prospects for the next year, which shall be submitted each year
 978 | by November 30 to the Governor, the President of the Senate, the
 979 | Speaker of the House of Representatives, the minority leader of
 980 | the Senate, and the minority leader of the House of
 981 | Representatives.

982 | (f) Establish a personnel management system.

983 | ~~(14) Change the name of the authority.~~

984 | Section 11. Section 331.3101, Florida Statutes, is amended
 985 | to read:

986 | 331.3101 Space Florida ~~Space Authority~~; travel and
 987 | entertainment expenses.--

988 | (1) Notwithstanding the provisions of s. 112.061, Space
 989 | Florida ~~the authority~~ shall adopt rules by which it may make
 990 | expenditures by advancement or reimbursement, or a combination
 991 | thereof, to Space Florida ~~authority~~ officers and employees;
 992 | reimburse business clients, guests, and authorized persons as
 993 | defined in s. 112.061(2)(e); and make direct payments to third-
 994 | party vendors:

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995 (a) For travel expenses of such business clients, guests,
996 and authorized persons incurred by Space Florida ~~the authority~~
997 in connection with the performance of its statutory duties, and
998 for travel expenses incurred by state officials and state
999 employees while accompanying such business clients, guests, or
1000 authorized persons or when authorized by the board or its
1001 designee.

1002 (b) For entertainment expenses of such guests, business
1003 clients, and authorized persons incurred by Space Florida ~~the~~
1004 ~~authority~~ in connection with the performance of its statutory
1005 duties, and for entertainment expenses incurred for Space
1006 Florida ~~authority~~ officials and employees when such expenses are
1007 incurred while in the physical presence of such business
1008 clients, guests, or authorized persons.

1009 (2) The rules shall be subject to approval by the Chief
1010 Financial Officer before adoption ~~prior to promulgation~~. The
1011 rules shall require the submission of paid receipts, or other
1012 proof prescribed by the Chief Financial Officer, with any claim
1013 for reimbursement, and shall require, as a condition for any
1014 advancement, an agreement to submit paid receipts or other proof
1015 and to refund any unused portion of the advancement within 15
1016 days after the expense is incurred or, if the advancement is
1017 made in connection with travel, within 15 days after completion
1018 of the travel. However, with respect to an advancement made
1019 solely for travel expenses, the rules may allow paid receipts or
1020 other proof to be submitted, and any unused portion of the
1021 advancement to be refunded, within 30 days after completion of
1022 the travel.

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1023 (3) An annual report shall be made to the Legislature not
 1024 later than November 30 of each year for the previous fiscal
 1025 year, which shall consist of a synopsis concisely summarizing
 1026 all travel, entertainment, and incidental expenses incurred
 1027 within the United States and, separately, all travel,
 1028 entertainment, and incidental expenses incurred outside the
 1029 United States.

1030 (4) A ~~No~~ claim submitted under this section is not shall
 1031 ~~be~~ required to be sworn to before a notary public or other
 1032 officer authorized to administer oaths, but any claim authorized
 1033 or required to be made under any provision of this section must
 1034 ~~shall~~ contain a statement that the expenses were actually
 1035 incurred as necessary travel or entertainment expenses in the
 1036 performance of official duties of Space Florida ~~the authority~~
 1037 and shall be verified by written declaration that it is true and
 1038 correct as to every material matter. Any person who willfully
 1039 makes and subscribes to any such claim which the person does not
 1040 believe to be true and correct as to every material matter or
 1041 who willfully aids or assists in, or procures, counsels, or
 1042 advises, the preparation or presentation of a claim pursuant to
 1043 this section, which claim is fraudulent or false as to any
 1044 material matter, whether or not such falsity or fraud is with
 1045 the knowledge or consent of the person authorized or required to
 1046 present such claim, commits a misdemeanor of the second degree,
 1047 punishable as provided in s. 775.082 or s. 775.083. Whoever
 1048 receives an advancement or reimbursement by means of a false
 1049 claim is civilly liable, in the amount of the overpayment, for

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1050 the reimbursement of the public fund from which the claim was
1051 paid.

1052 Section 12. Section 331.311, Florida Statutes, is amended
1053 to read:

1054 331.311 Exercise by Space Florida ~~authority~~ of its powers
1055 within municipalities and other political subdivisions.--Space
1056 Florida may ~~The authority shall have the power to~~ exercise any
1057 of its rights, powers, privileges, and authority in any and all
1058 portions of any spaceport territory lying within the boundaries
1059 of any municipal corporation or other political subdivision,
1060 heretofore or hereafter created or organized, whose boundaries
1061 lie wholly or partly within the geographical limits of the
1062 spaceport territory, to the same extent and in the same manner
1063 as in areas of the spaceport territory not incorporated as part
1064 of a municipality or other political subdivision. With respect
1065 to any municipal corporation or other political subdivision
1066 whose boundaries lie partly within and partly without the
1067 geographical limits of the spaceport territory, Space Florida
1068 may ~~the authority shall have the power to~~ exercise its rights,
1069 powers, privileges, and authority only within the portion of the
1070 ~~such~~ municipal corporation or other political subdivision lying
1071 within the boundaries of the spaceport territory.

1072 Section 13. Section 331.312, Florida Statutes, is amended
1073 to read:

1074 331.312 Furnishing facilities and services within the
1075 spaceport territory.--Space Florida may ~~The authority shall have~~
1076 ~~the power to~~ construct, develop, create, maintain, and operate
1077 its projects within the geographical limits of the spaceport

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1078 | territory, including any portions of the spaceport territory
 1079 | located inside the boundaries of any incorporated municipality
 1080 | or other political subdivision, and to offer, supply, and
 1081 | furnish the facilities and services provided for in this act to,
 1082 | and to establish and collect fees, rentals, and other charges
 1083 | from, persons, public or private, within the geographical limits
 1084 | of the spaceport territory and for the use of Space Florida ~~the~~
 1085 | ~~authority~~ itself.

1086 | Section 14. Section 331.313, Florida Statutes, is amended
 1087 | to read:

1088 | 331.313 Power of Space Florida ~~the authority~~ with respect
 1089 | to roads.--Within the territorial limits of any spaceport
 1090 | territory, Space Florida may ~~the authority has the right to~~
 1091 | acquire, through purchase or interagency agreement, or as
 1092 | otherwise provided in law, and to construct, control, and
 1093 | maintain, roads deemed necessary by Space Florida ~~the authority~~
 1094 | and connections thereto and extensions thereof now or hereafter
 1095 | acquired, constructed, or maintained in accordance with
 1096 | established highway safety standards; provided that, in the
 1097 | event a road being addressed by Space Florida ~~the authority~~ is
 1098 | owned by another agency or jurisdiction, Space Florida ~~the~~
 1099 | ~~authority~~, before ~~prior to~~ proceeding with the proposed project
 1100 | or work activity, shall have either coordinated the desired work
 1101 | with the owning agency or jurisdiction or shall have
 1102 | successfully executed an interagency agreement with the owning
 1103 | agency or jurisdiction.

1104 | Section 15. Section 331.316, Florida Statutes, is amended
 1105 | to read:

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1106 331.316 Rates, fees, rentals, tolls, fares, and charges;
1107 procedure for adoption and modification; minimum revenue
1108 requirements.--

1109 (1) To recover the costs of the spaceport facility or
1110 system, Space Florida ~~may~~ ~~the authority shall have the power to~~
1111 prescribe, fix, establish, and collect rates, fees, rentals,
1112 tolls, fares, or other charges (hereinafter referred to as
1113 "revenues"), and to revise the same from time to time, for the
1114 facilities and services furnished or to be furnished by Space
1115 Florida ~~the authority~~ and the spaceport, including, but not
1116 limited to, launch pads, ranges, payload assembly and processing
1117 facilities, visitor and tourist facilities, transportation
1118 facilities, and parking and other related facilities, and may
1119 ~~shall have the power to~~ provide for reasonable penalties against
1120 any user or property for any such rates, fees, rentals, tolls,
1121 fares, or other charges that are delinquent.

1122 (2) The board may ~~shall have the power to~~ enter into
1123 contracts for the use of the projects of Space Florida ~~the~~
1124 ~~authority~~ and for the services and facilities furnished or to be
1125 furnished by Space Florida ~~the authority~~, including, but not
1126 limited to, launch services, payload assembly and processing,
1127 and other aerospace-related ~~space-related~~ services, for such
1128 consideration and on such other terms and conditions as the
1129 board may approve. Such contracts, and revenues or service
1130 charges received or to be received by Space Florida ~~the~~
1131 ~~authority~~ thereunder, may be pledged as security for any of the
1132 bonds of Space Florida ~~the authority~~.

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1133 Section 16. Section 331.317, Florida Statutes, is amended
1134 to read:

1135 331.317 Recovery of delinquent charges.--In the event that
1136 any of the rates, fees, rentals, tolls, fares, other charges, or
1137 delinquent penalties shall not be paid as and when due and shall
1138 be in default for 30 days or more, the unpaid balance thereof
1139 and all interest accrued thereon, together with attorney's fees
1140 and costs, may be recovered by Space Florida ~~the authority~~ in a
1141 civil action.

1142 Section 17. Section 331.318, Florida Statutes, is amended
1143 to read:

1144 331.318 Discontinuance of service.--In the event that the
1145 rates, fees, rentals, tolls, fares, or other charges for the
1146 services and facilities of any project are not paid when due,
1147 the board may ~~shall have the power to~~ discontinue and shut off
1148 the same until such rates, fees, rentals, tolls, fares, or other
1149 charges, including interest, penalties, and charges for the
1150 shutting off and discontinuance and the restoration of such
1151 services and facilities, are fully paid. Such delinquent rates,
1152 fees, rentals, tolls, fares, or other charges, together with
1153 interest, penalties, and charges for the shutting off and
1154 discontinuance and the restoration of such services and
1155 facilities, and reasonable attorney's fees and other expenses,
1156 may be recovered by Space Florida ~~the authority~~ by suit in any
1157 court of competent jurisdiction. Space Florida ~~The authority~~ may
1158 also enforce payment of such delinquent rates, fees, rentals,
1159 tolls, fares, or other charges by any other lawful method of
1160 enforcement.

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1161 Section 18. Section 331.319, Florida Statutes, is amended
1162 to read:

1163 331.319 Comprehensive planning; building and safety
1164 codes.--The board of directors may ~~supervisors shall have the~~
1165 ~~power to~~:

1166 (1) Adopt, and from time to time review, amend,
1167 supplement, or repeal, a comprehensive general plan for the
1168 physical development of the area within the spaceport territory
1169 in accordance with the objectives and purposes of this act and
1170 consistent with the comprehensive plans of the applicable county
1171 or counties and municipality or municipalities adopted pursuant
1172 to the Local Government Comprehensive Planning and Land
1173 Development Regulation Act, part II of chapter 163.

1174 (2) Prohibit within the spaceport territory the
1175 construction, alteration, repair, removal, or demolition, or the
1176 commencement of the construction, alteration, repair (except
1177 emergency repairs), removal, or demolition, of any building or
1178 structure, including, but not by way of limitation, public
1179 utility poles, lines, pipes, and facilities, without first
1180 obtaining a permit from the board or such other officer or
1181 agency as the board may designate, and to prescribe the
1182 procedure with respect to the obtaining of such permit.

1183 Section 19. Section 331.320, Florida Statutes, is amended
1184 to read:

1185 331.320 Additional powers of board.--The board of of
1186 directors may ~~shall have the power~~ within any spaceport
1187 territory ~~to~~:

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1188 (1) Adopt regulations to prohibit or control the pollution
1189 of air and water, and require certain location and placement of
1190 electrical power, telephone, and other utility lines, cables,
1191 pipes, and ducts.

1192 (2) Divide the spaceport territory into zones or districts
1193 of such number, shape, and area as the board may deem best
1194 suited to carry out the purposes of this act, and within and for
1195 each such district make regulations and restrictions as provided
1196 for in subsection (1).

1197 Section 20. Section 331.321, Florida Statutes, is amended
1198 to read:

1199 331.321 Federal and other funds and aid.--Space Florida
1200 may ~~The authority is authorized to~~ accept, receive, and receipt
1201 for federal moneys, property, and other moneys or properties,
1202 either public or private, for the acquisition, planning,
1203 operation, construction, enlargement, improvement, maintenance,
1204 equipment, or development of programs, facilities, and sites
1205 therefor, and ~~to~~ comply with the provisions of the laws of the
1206 United States and any rules and regulations made thereunder for
1207 the expenditure of federal moneys.

1208 Section 21. Section 331.322, Florida Statutes, is amended
1209 to read:

1210 331.322 Agreements with municipalities within any
1211 spaceport territory.--The board of directors and the governing
1212 body or bodies of any one or more municipalities located wholly
1213 or partly within any spaceport territory, whether now in
1214 existence or hereafter created, may ~~are authorized to~~ enter into
1215 and carry into effect contracts and agreements relating to the

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1216 common powers, duties, and functions of the board and other
 1217 officers, agents, and employees of Space Florida ~~the authority~~,
 1218 and the respective governing body or bodies of one or more such
 1219 municipalities, and their respective officers, agents, and
 1220 employees, to the end that there may be effective cooperation
 1221 between and coordination of the efforts of such municipality or
 1222 municipalities and Space Florida ~~the authority~~ in discharging
 1223 their common functions, powers, and duties and in rendering
 1224 services to the respective residents and property owners of such
 1225 municipality or municipalities and Space Florida ~~the authority~~.
 1226 The board and the governing body or bodies of one or more such
 1227 municipalities are further authorized to enter into and carry
 1228 into effect contracts and agreements for the performance of any
 1229 of their common functions, powers, and duties by a central
 1230 agency or common agent of the contracting parties.

1231 Section 22. Section 331.323, Florida Statutes, is amended
 1232 to read:

1233 331.323 Cooperative agreements with the state, counties,
 1234 and municipalities.--

1235 (1) The state and the counties, municipalities, and other
 1236 political subdivisions, public bodies, and agencies thereof, or
 1237 any of them, whether now existing or hereafter created, are
 1238 authorized to aid and cooperate with Space Florida ~~the authority~~
 1239 in carrying out any of the purposes and projects of Space
 1240 Florida ~~the authority~~, to enter into cooperative agreements with
 1241 Space Florida ~~the authority~~, to provide in any such cooperative
 1242 agreement for the making of loans, gifts, grants, or
 1243 contributions to Space Florida ~~the authority~~ and the granting

1244 and conveyance to Space Florida ~~the authority~~ of real or
 1245 personal property of any kind or nature, or any interest
 1246 therein, for the carrying out of the purpose and projects of
 1247 Space Florida ~~the authority~~; to covenant in any such cooperative
 1248 agreement to pay all or any part of the costs of acquisition,
 1249 planning, development, construction, reconstruction, extension,
 1250 improvement, operation, and maintenance of any projects of Space
 1251 Florida ~~the authority~~; and to pay all or any part of the
 1252 principal and interest on any bonds of Space Florida ~~the~~
 1253 ~~authority~~.

1254 (2) The state and the counties, municipalities, and other
 1255 political subdivisions, public bodies, and agencies thereof, or
 1256 any of them, whether now existing or hereafter created, and
 1257 Space Florida ~~the authority created by this act~~, are further
 1258 authorized to enter into cooperative agreements to provide for
 1259 the furnishing by Space Florida ~~the authority~~ to the state or
 1260 any county, municipality, or other political subdivision, public
 1261 body, or agency thereof of any of the facilities and services of
 1262 Space Florida ~~the authority~~, or by the state or any county,
 1263 municipality, or other political subdivision, public body, or
 1264 agency thereof to Space Florida ~~the authority~~ and to persons
 1265 within the spaceport territory of facilities and services of the
 1266 type that Space Florida ~~the authority~~ is authorized to furnish
 1267 or undertake, or such other facilities and services as may be
 1268 determined necessary or desirable by the board for the carrying
 1269 out of the purposes of this act. Without limitation of the
 1270 foregoing, such cooperative agreements may provide for the
 1271 furnishing by any county, municipality, or other political

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1272 subdivision of fire and police protection for Space Florida ~~the~~
 1273 ~~authority~~ and persons and property within Space Florida ~~the~~
 1274 ~~authority~~, and for the providing to Space Florida ~~the authority~~
 1275 of any services deemed necessary or desirable by the board for
 1276 the proper functioning of Space Florida ~~the authority~~.

1277 (3) Without limitation of the foregoing, the board may
 1278 undertake and finance any of the projects of Space Florida ~~the~~
 1279 ~~authority~~, in whole or in part, jointly with any municipality or
 1280 municipalities, now existing or hereafter created, or in any
 1281 other manner combine the projects of Space Florida ~~the authority~~
 1282 with the projects of such municipality or municipalities.

1283 (4) Any agreement of the type authorized by this section
 1284 may be made and entered into under ~~pursuant to~~ this act for such
 1285 time or times, not exceeding 40 years.

1286 Section 23. Section 331.324, Florida Statutes, is amended
 1287 to read:

1288 331.324 Contracts, grants, and contributions.--Space
 1289 Florida may ~~The authority shall have the power to~~ make and enter
 1290 all contracts and agreements necessary or incidental to the
 1291 performance of the functions of Space Florida ~~the authority~~ and
 1292 the execution of its powers, and to contract with, and to accept
 1293 and receive grants or loans of money, material, or property
 1294 from, any person, private or public, as the board shall
 1295 determine to be necessary or desirable to carry out the purposes
 1296 of this act, and in connection with any such contract, grant, or
 1297 loan to stipulate and agree to such covenants, terms, and
 1298 conditions as the board shall deem appropriate.

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1299 Section 24. Section 331.325, Florida Statutes, is amended
1300 to read:

1301 331.325 Environmental permits.--Space Florida ~~The~~
1302 ~~authority~~ shall obtain required environmental permits in
1303 accordance with federal and state law and shall comply with the
1304 provisions of chapter 380.

1305 Section 25. Section 331.326, Florida Statutes, is amended
1306 to read:

1307 331.326 Information relating to trade secrets
1308 confidential.--The records of Space Florida ~~the authority~~
1309 regarding matters encompassed by this act are public records
1310 subject to the provisions of chapter 119. Any information held
1311 by Space Florida ~~the authority~~ which is a trade secret, as
1312 defined in s. 812.081, including trade secrets of Space Florida
1313 ~~the authority~~, any spaceport user, or the space industry
1314 business, is confidential and exempt from the provisions of s.
1315 119.07(1) and s. 24(a), Art. I of the State Constitution and may
1316 not be disclosed. If Space Florida ~~the authority~~ determines that
1317 any information requested by the public will reveal a trade
1318 secret, it shall, in writing, inform the person making the
1319 request of that determination. The determination is a final
1320 order as defined in s. 120.52. Any meeting or portion of a
1321 meeting of Space Florida's ~~the authority's~~ board of ~~supervisors~~
1322 is exempt from the provisions of s. 286.011 and s. 24(b), Art. I
1323 of the State Constitution when the board is discussing trade
1324 secrets. Any public record generated during the closed portions
1325 of the ~~such~~ meetings, such as minutes, tape recordings, and

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1326 notes, is confidential and exempt from the provisions of s.
1327 119.07(1) and s. 24(a), Art. I of the State Constitution.

1328 Section 26. Section 331.327, Florida Statutes, is amended
1329 to read:

1330 331.327 Foreign trade zone.--Space Florida may ~~The~~
1331 ~~authority shall have the power to~~ apply to the Federal
1332 Government for a grant allowing the designation of any spaceport
1333 territory as a foreign trade zone pursuant to ss. 288.36 and
1334 288.37. However, the designation of any spaceport territory as a
1335 foreign trade zone does ~~shall not be deemed to~~ authorize an
1336 exemption from any tax imposed by the state or by any political
1337 subdivision, agency, or instrumentality thereof.

1338 Section 27. Section 331.328, Florida Statutes, is amended
1339 to read:

1340 331.328 Sovereign immunity.--As an independent special
1341 district, Space Florida has ~~The authority shall be granted~~
1342 sovereign immunity in the same manner as the state under the
1343 laws and Constitution of the State of Florida. The state, by
1344 this section, hereby waives the sovereign immunity granted to
1345 the same extent as waived by the state under state law.

1346 Section 28. Section 331.329, Florida Statutes, is amended
1347 to read:

1348 331.329 Changing boundary lines; annexation and exclusion
1349 of lands; creation of municipalities within the geographical
1350 limits of any spaceport territory; limitations on the furnishing
1351 of services within annexed areas.--

1352 (1) The board of directors may at any time strike out or
1353 correct the description of any land within or claimed to be

1354 within the boundary lines of any spaceport territory upon the
 1355 written consent of the owners of all the land that would be
 1356 included or excluded from the boundary lines of any spaceport
 1357 territory or otherwise affected by the taking of such action,
 1358 and of the owners of not less than the majority in acreage of
 1359 all lands within any spaceport territory.

1360 (a) The board may enlarge the geographical limits of any
 1361 spaceport territory to include any lands not then within any
 1362 spaceport territory:

1363 1. Upon the written consent of the owners of all the land
 1364 to be included in any spaceport territory and of the owners of
 1365 not less than a majority in acreage of all the land then within
 1366 any spaceport territory; or

1367 2. By resolution of the board approved at a special
 1368 election called for such purpose, by vote of a majority of
 1369 freeholders residing within the area to be annexed and a
 1370 majority of freeholders residing within any spaceport territory.

1371 (b) The board of directors may contract the geographical
 1372 limits of any spaceport territory so as to exclude from any
 1373 spaceport territory any land then within any spaceport
 1374 territory:

1375 1. Upon the written consent of the owners of all the land
 1376 to be so excluded and of the owners of not less than a majority
 1377 in acreage of all the land then within any spaceport territory;
 1378 or

1379 2. By resolution of the board approved at a special
 1380 election called for such purpose, by vote of a majority of
 1381 freeholders residing within the area to be excluded and a

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1382 majority of the freeholders residing within any spaceport
1383 territory.

1384 (2) Land, including property situated thereon, added to
1385 any spaceport territory in the manner provided in subsection (1)
1386 shall from the time of its inclusion within such spaceport
1387 territory be subject to all assessments thereafter levied and
1388 assessed on all other land or property of any spaceport
1389 territory similarly situated. Land, including property situated
1390 thereon, excluded from any spaceport territory in the manner
1391 provided in subsection (1) shall from the date of such exclusion
1392 be exempt from assessments thereafter imposed by Space Florida
1393 ~~the authority~~ but shall not be exempt from assessments
1394 theretofore levied or due with respect to such land or property,
1395 or from subsequent installments of assessments theretofore
1396 levied or assessed with respect thereto, and such assessments
1397 may be enforced and collected by or on behalf of Space Florida
1398 ~~the authority~~ in the same manner as if such land or property
1399 continued to be within the geographical limits of any spaceport
1400 territory.

1401 (3) In the event that the geographical limits of any
1402 spaceport territory as set forth in s. 331.304 are revised so as
1403 to include within any spaceport territory any areas not
1404 presently contained within any spaceport territory, Space
1405 Florida may ~~the authority shall~~ not engage in the business of
1406 furnishing electric power for sale in such annexed area, unless
1407 Space Florida ~~the authority~~ shall offer to purchase from any
1408 person who is at the time engaged in the business of making,
1409 generating, or distributing electricity for sale within such

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1410 annexed area, such portion of its electric plant and property
 1411 suitable and used for such business in connection therewith as
 1412 lies within the limits of such annexed area, in a manner
 1413 consistent with law.

1414 (4) Space Florida ~~The authority~~ shall designate new launch
 1415 pads outside the present designated spaceport territories by
 1416 statutory amendment of s. 331.304.

1417 Section 29. Section 331.331, Florida Statutes, is amended
 1418 to read:

1419 331.331 Revenue bonds.--

1420 (1) Revenue bonds issued by Space Florida ~~the authority~~
 1421 shall not be deemed revenue bonds issued by the state or its
 1422 agencies for purposes of s. 11, Art. VII of the State
 1423 Constitution and ss. 215.57-215.83. Space Florida ~~The authority~~
 1424 shall include in its annual report to the Governor and
 1425 Legislature, as provided in s. 331.310, a summary of the status
 1426 of existing and proposed bonding projects.

1427 (2) The issuance of revenue bonds may be secured by or
 1428 payable from the gross or net pledge of the revenues to be
 1429 derived from any project or combination of projects, from the
 1430 rates, fees, rentals, tolls, fares, or other charges to be
 1431 collected from the users of any project or projects; from any
 1432 revenue-producing undertaking or activity of Space Florida ~~the~~
 1433 ~~authority~~; or from any source of pledged security. Such bonds
 1434 shall not constitute an indebtedness of Space Florida ~~the~~
 1435 ~~authority~~ unless such bonds are additionally secured by the full
 1436 faith and credit of Space Florida ~~the authority~~. Bonds issued by
 1437 Space Florida ~~the authority~~ are not secured by the full faith

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1438 and credit of the State of Florida and do not constitute an
1439 obligation, either general or special, thereof.

1440 (3) Any two or more projects may be combined and
1441 consolidated into a single project, and may thereafter be
1442 operated and maintained as a single project. The revenue bonds
1443 authorized herein may be issued to finance any one or more such
1444 projects separately, or to finance two or more such projects,
1445 regardless whether or not such projects have been combined and
1446 consolidated into a single project. If the board deems it
1447 advisable, the proceedings authorizing such revenue bonds may
1448 provide that Space Florida ~~the authority~~ may thereafter combine
1449 the projects then being financed or theretofore financed with
1450 other projects to be subsequently financed by Space Florida ~~the~~
1451 ~~authority~~ shall be on a parity with the revenue bonds then being
1452 issued, all on such terms, conditions, and limitations as shall
1453 be provided, and may further provide that the revenues to be
1454 derived from the subsequent projects shall at the time of the
1455 issuance of such parity revenue bonds be also pledged to the
1456 holders of any revenue bonds theretofore issued to finance the
1457 revenue undertakings which are later combined with such
1458 subsequent projects. Space Florida ~~The authority~~ may pledge for
1459 the security of the revenue bonds a fixed amount, without regard
1460 to any fixed proportion of the gross revenues of any project.

1461 Section 30. Section 331.333, Florida Statutes, is amended
1462 to read:

1463 331.333 Refunding bonds.--Space Florida ~~The authority~~
1464 through its board may ~~shall have the power to~~ issue bonds to
1465 provide for the retirement or refunding of any bonds or

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1466 obligations of Space Florida ~~the authority~~ that at the time of
 1467 such issuance are or subsequently thereto become due and
 1468 payable, or that at the time of issuance have been called or are
 1469 or will be subject to call for redemption within 10 years
 1470 thereafter, or the surrender of which can be procured from the
 1471 holders thereof at prices satisfactory to the board. Refunding
 1472 bonds may be issued at any time when in the judgment of the
 1473 board such issuance will be advantageous to Space Florida ~~the~~
 1474 ~~authority~~. The provisions of this act pertaining to bonds of
 1475 Space Florida ~~the authority~~ shall, unless the context otherwise
 1476 requires, govern the issuance of refunding bonds, the form and
 1477 other details thereof, the rights of the holders thereof, and
 1478 the duties of the board with respect to the same.

1479 Section 31. Section 331.334, Florida Statutes, is amended
 1480 to read:

1481 331.334 Pledging assessments and other revenues and
 1482 properties as additional security on bonds.--Space Florida ~~The~~
 1483 ~~authority~~ may pledge as additional security for the payment of
 1484 any of the bonds of Space Florida ~~the authority~~ its full faith
 1485 and credit, and provide that such bonds shall be payable as to
 1486 both principal and interest, and as to any reserve or other
 1487 funds provided therefor, to the full extent that any revenues as
 1488 defined in this act, assessments, or other funds, or any
 1489 combination thereof, pledged therefor are insufficient for the
 1490 full payment of the same, and provided further that no bonds
 1491 shall be issued to the payment of which the full faith and
 1492 credit of Space Florida ~~the authority~~ is pledged unless approved
 1493 at an election in the manner provided by law. Space Florida ~~The~~

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1494 ~~authority~~ by resolution of the board may also pledge as
 1495 additional security for said bonds the revenues from any project
 1496 of Space Florida ~~the authority~~, utility service, assessments,
 1497 and any other sources of revenue or funds, or any combination of
 1498 the foregoing, and may pledge or mortgage any of the properties,
 1499 rights, interest, or other assets of Space Florida ~~the~~
 1500 ~~authority~~. Bonds issued by Space Florida ~~the authority~~ are not
 1501 secured by the full faith and credit of the State of Florida and
 1502 do not constitute an obligation, either general or special,
 1503 thereof. The board may also provide with respect to any bonds of
 1504 Space Florida ~~the authority~~ that such bonds shall be payable, in
 1505 whole or in part, as to principal amount or interest, or both,
 1506 out of rates, fees, rentals, tolls, fares, or other charges
 1507 collected with respect to any of the projects of Space Florida
 1508 ~~the authority~~.

1509 Section 32. Section 331.335, Florida Statutes, is amended
 1510 to read:

1511 331.335 Lien of pledges.--All pledges of revenues and
 1512 assessments made pursuant to the provisions of this act shall be
 1513 valid and binding from the time when such pledges are made. All
 1514 such revenues and assessments so pledged and thereafter
 1515 collected shall immediately be subject to the lien of such
 1516 pledges without any physical delivery thereof or further action,
 1517 and the lien of such pledges shall be valid and binding as
 1518 against all parties having claims of any kind in tort, contract,
 1519 or otherwise against Space Florida ~~the authority~~, irrespective
 1520 of whether such parties have notice thereof.

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1521 Section 33. Section 331.336, Florida Statutes, is amended
1522 to read:

1523 331.336 Issuance of bond anticipation notes.--In addition
1524 to the other powers provided for in this act and not in
1525 limitation thereof, Space Florida may ~~the authority shall have~~
1526 ~~the power~~, at any time from time to time after the issuance of
1527 any bonds of Space Florida ~~the authority shall~~ have been
1528 authorized, ~~to~~ borrow money for the purposes for which such
1529 bonds are to be issued in anticipation of the receipt of the
1530 proceeds of the sale of such bonds and ~~to~~ issue bond
1531 anticipation notes in a principal amount not in excess of the
1532 authorized maximum amount of such bond issue. Such notes shall
1533 be in such denomination or denominations, bear interest at such
1534 rate or rates, mature at such time or times, be renewable for
1535 such additional term or terms, and be in such form and executed
1536 in such manner as the board shall prescribe. Such notes may be
1537 sold at public sale, or if such notes shall be renewable notes,
1538 may be exchanged for notes then outstanding on such terms as the
1539 board shall determine. Such notes shall be paid from the
1540 proceeds of such bonds when issued. The board may in its
1541 discretion, in lieu of retiring the notes by means of bonds,
1542 retire them by means of current revenues or from any assessments
1543 levied for the payment of such bonds, but in such event a like
1544 amount of the bonds authorized shall not be issued.

1545 Section 34. Section 331.337, Florida Statutes, is amended
1546 to read:

1547 331.337 Short-term borrowing.--Space Florida ~~The authority~~
1548 at any time may obtain loans, in such amount and on such terms

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1549 | and conditions as the board may approve, for the purpose of
 1550 | paying any of the expenses of Space Florida ~~the authority~~ or any
 1551 | costs incurred or that may be incurred in connection with any of
 1552 | the projects of Space Florida ~~the authority~~, which loans shall
 1553 | have such term or terms, be renewable for such term or terms,
 1554 | bear interest at such rate or rates, and be payable from and
 1555 | secured by a pledge of such funds, revenues, and assessments as
 1556 | the board may determine. For the purpose of defraying such costs
 1557 | and expenses, Space Florida ~~the authority~~ may issue negotiable
 1558 | notes, warrants, or other evidences of debt signed on behalf of
 1559 | Space Florida ~~the authority~~ by any one of the board, such notes
 1560 | or other evidences of indebtedness to be payable at such time or
 1561 | times, to bear interest at such rate or rates, and to be sold or
 1562 | discounted at such price or prices and on such term or terms as
 1563 | the board may deem advisable. The board may ~~shall have the right~~
 1564 | ~~to~~ provide for the payment thereof by pledging the whole or any
 1565 | part of the funds, revenues, and assessments of Space Florida
 1566 | ~~the authority~~.

1567 | Section 35. Section 331.338, Florida Statutes, is amended
 1568 | to read:

1569 | 331.338 Trust agreements.--In the discretion of the board,
 1570 | any issue of bonds may be secured by a trust agreement by and
 1571 | between Space Florida ~~the authority~~ and a corporate trustee
 1572 | which may be any trust company or bank having the powers of a
 1573 | trust company within or without the state. The resolution
 1574 | authorizing the issuance of the bonds or such trust agreement
 1575 | may pledge the revenues to be received from any projects of
 1576 | Space Florida ~~the authority~~ and any other authorized moneys to

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1577 | be used for the repayment of bonds, and may contain such
 1578 | provisions for protecting and enforcing the rights and remedies
 1579 | of the bondholders as the board may approve, including without
 1580 | limitation covenants setting forth the duties of Space Florida
 1581 | ~~the authority~~ in relation to the acquisition, planning,
 1582 | development, construction, reconstruction, improvement,
 1583 | maintenance, repair, operation, and insurance of any projects,
 1584 | the fixing and revision of the rates, fees, rentals, tolls,
 1585 | fares, and charges, and the custody, safeguarding, and
 1586 | application of all moneys, and for the employment of consulting
 1587 | engineers in connection with such acquisition, planning,
 1588 | development, construction, reconstruction, improvement,
 1589 | maintenance, repair, or operation. It shall be lawful for any
 1590 | bank or trust company incorporated under the laws of the state
 1591 | or the United States which may act as a depository of the
 1592 | proceeds of bonds or of revenues to furnish such indemnifying
 1593 | bonds or to pledge such securities as may be required by Space
 1594 | Florida ~~the authority~~. Such resolution or trust agreement may
 1595 | set forth the rights and remedies of the bondholders and of the
 1596 | trustee, if any, and may restrict the individual right of action
 1597 | by bondholders. The board may provide for the payment of the
 1598 | proceeds of the sale of the bonds and the revenues of any
 1599 | project to such officer, board, or depository as it may
 1600 | designate for the custody thereof, and for the method of
 1601 | disbursement thereof, with such safeguards and restrictions as
 1602 | it may determine. All expenses incurred in carrying out the
 1603 | provisions of such resolution or trust agreement may be treated

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1604 as part of the cost of the project to which such trust agreement
1605 pertains.

1606 Section 36. Section 331.339, Florida Statutes, is amended
1607 to read:

1608 331.339 Sale of bonds.--Bonds may be sold in blocks or
1609 installments at different times, or an entire issue or series
1610 may be sold at one time. Bonds may only be sold at public sale
1611 after being advertised and publicly noticed, unless Space
1612 Florida ~~the authority~~ has previously complied with the
1613 provisions of s. 218.385. Bonds may be sold or exchanged for
1614 refunding bonds. Special assessment and revenue bonds may be
1615 delivered as payment by Space Florida ~~the authority~~ of the
1616 purchase price or lease of any project or part thereof, or a
1617 combination of projects or parts thereof, or as the purchase
1618 price of, or exchange for, any property, real, personal, or
1619 mixed, including franchises, or services rendered by any
1620 contractor, engineer, or other person, all at one time or in
1621 blocks from time to time, in such manner and upon such terms as
1622 the board in its discretion shall determine. The price or prices
1623 for any bonds sold, exchanged, or delivered may be:

1624 (1) The money paid for the bonds.

1625 (2) The principal amount, plus accrued interest to date of
1626 redemption or exchange, of outstanding obligations exchanged for
1627 refunding bonds.

1628 (3) In the case of special assessment or revenue bonds,
1629 the amount of any indebtedness to contractors or other persons
1630 paid with such bonds, or the fair value of any properties
1631 exchanged for the bonds, as determined by the board.

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1632 Section 37. Section 331.340, Florida Statutes, is amended
1633 to read:

1634 331.340 Authorization and form of bonds.--Bonds may be
1635 authorized by resolution or resolutions of the board which shall
1636 be adopted by a majority of all of the members thereof then in
1637 office and present at the meeting at which the resolution or
1638 resolutions are adopted and shall be approved as provided in s.
1639 331.305. The resolution or resolutions of the board may be
1640 adopted at the same meeting at which they are introduced, and
1641 shall be published and noticed. The board may by resolution
1642 authorize the issuance of bonds, fix the aggregate amount of
1643 bonds to be issued, the purpose or purposes for which the moneys
1644 derived therefrom shall be expended, the rate or rates of
1645 interest, the denomination of the bonds, whether or not the
1646 bonds are to be issued in one or more series, the date or dates
1647 thereof, the date or dates of maturity, which shall not exceed
1648 40 years from their respective dates of issuance, the medium of
1649 payment, the place or places within or without the state where
1650 payment shall be made, registration privileges, redemption terms
1651 and privileges (whether with or without premium), the manner of
1652 execution, the form of the bonds including any interest coupons
1653 to be attached thereto, the manner of execution of bonds and
1654 coupons, and any and all other terms, covenants, and conditions
1655 thereof, and the establishment of reserve or other funds. Such
1656 authorizing resolution may further provide that such bonds may
1657 be executed manually or by engraved, lithographed, or facsimile
1658 signature, provided that where signatures are engraved,
1659 lithographed, or facsimile no bond shall be valid unless

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1660 countersigned by a registrar or other officer designated by
 1661 appropriate resolution of the board. The seal of Space Florida
 1662 ~~the authority~~ may be affixed, lithographed, engraved, or
 1663 otherwise reproduced in facsimile on such bonds. In case any
 1664 officer whose signature or a facsimile of whose signature shall
 1665 appear on any bonds or coupons shall cease to be such officer
 1666 before the delivery of such bonds, such signature or facsimile
 1667 shall nevertheless be valid and sufficient for all purposes the
 1668 same as if the officer had remained in office until such
 1669 delivery.

1670 Section 38. Section 331.343, Florida Statutes, is amended
 1671 to read:

1672 331.343 Defeasance.--The board may make such provision
 1673 with respect to the defeasance of the right, title, and interest
 1674 of the holders of any of the bonds and obligations of Space
 1675 Florida ~~the authority~~ in any revenues, funds, or other
 1676 properties by which such bonds are secured as the board deems
 1677 appropriate and, without limitation on the foregoing, may
 1678 provide that when such bonds or obligations become due and
 1679 payable or shall have been called for redemption, and the whole
 1680 amount of the principal and the interest and premium, if any,
 1681 due and payable upon the bonds or obligations when outstanding
 1682 shall be paid, or sufficient moneys or direct obligations of the
 1683 United States Government the principal of and the interest on
 1684 which when due will provide sufficient moneys, shall be held or
 1685 deposited in trust for such purpose, and provision shall also be
 1686 made for paying all other sums payable in connection with such
 1687 bonds or other obligations, then and in such event the right,

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1688 title, and interest of the holders of the bonds in any revenues,
 1689 funds, or other properties by which such bonds are secured shall
 1690 thereupon cease, terminate, and become void; and the board may
 1691 apply any surplus in any sinking fund established in connection
 1692 with such bonds or obligations and all balances remaining in all
 1693 other funds or accounts other than money held for the redemption
 1694 or payment of the bonds or other obligations to any lawful
 1695 purpose of Space Florida ~~the authority~~ as the board shall
 1696 determine.

1697 Section 39. Section 331.345, Florida Statutes, is amended
 1698 to read:

1699 331.345 Covenants.--Any resolution authorizing the
 1700 issuance of bonds may contain such covenants as the board may
 1701 deem advisable and all such covenants shall constitute valid and
 1702 legally binding and enforceable contracts between Space Florida
 1703 ~~the authority~~ and the bondholders, regardless of the time of
 1704 issuance thereof. Such covenants may include, without
 1705 limitation, covenants concerning the disposition of the bond
 1706 proceeds, the use and disposition of project revenues, the
 1707 pledging of revenues, and assessments, the obligations of Space
 1708 Florida ~~the authority~~ with respect to the operation of the
 1709 project and the maintenance of adequate project revenues, the
 1710 issuance of additional bonds, the appointment, powers, and
 1711 duties of trustees and receivers, the acquisition of outstanding
 1712 bonds and obligations, restrictions on the establishing of
 1713 competing projects or facilities, restrictions on the sale or
 1714 disposal of the assets and property of Space Florida ~~the~~
 1715 ~~authority~~, the priority of assessment liens, the priority of

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1716 | claims by bondholders on the taxing power of Space Florida ~~the~~
1717 | ~~authority~~, the maintenance of deposits to assure the payment of
1718 | revenues by users of spaceport facilities and services, the
1719 | discontinuance of Space Florida ~~authority~~ services by reason of
1720 | delinquent payments, acceleration upon default, the execution of
1721 | necessary instruments, the procedure for amending or abrogating
1722 | covenants with the bondholders, and such other covenants as may
1723 | be deemed necessary or desirable for the security of the
1724 | bondholders.

1725 | Section 40. Section 331.346, Florida Statutes, is amended
1726 | to read:

1727 | 331.346 Validity of bonds; validation proceedings.--Any
1728 | bonds issued by Space Florida ~~the authority~~ shall be
1729 | incontestable in the hands of bona fide purchasers or holders
1730 | for value and shall not be invalid because of any irregularity
1731 | or defect in the proceedings for the issue and sale thereof.
1732 | Prior to the issuance of any bonds, Space Florida ~~the authority~~
1733 | shall publish a notice at least once in a newspaper or
1734 | newspapers published or of general circulation in the
1735 | appropriate counties in the state, stating the date of adoption
1736 | of the resolution authorizing such obligations, the amount,
1737 | maximum rate of interest, and maturity of such obligations, and
1738 | the purpose in general terms for which such obligations are to
1739 | be issued, and further stating that no action or proceeding
1740 | questioning the validity of such obligations or of the
1741 | proceedings authorizing the issuance thereof, or of any
1742 | covenants made therein, must be instituted within 20 days after
1743 | the first publication of such notice, or the validity of such

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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1744 obligations, proceedings, and covenants shall not be thereafter
 1745 questioned in any court whatsoever. If no such action or
 1746 proceeding is so instituted within such 20-day period, then the
 1747 validity of such obligations, proceedings, and covenants shall
 1748 be conclusive, and all persons or parties whatsoever shall be
 1749 forever barred from questioning the validity of such
 1750 obligations, proceedings, or covenants in any court whatsoever.

1751 Section 41. Section 331.347, Florida Statutes, is amended
 1752 to read:

1753 331.347 Act furnishes full authority for issuance of
 1754 bonds.--This act constitutes full and complete authority for the
 1755 issuance of bonds and the exercise of the powers of Space
 1756 Florida ~~the authority~~ provided herein. Any and all bonds issued
 1757 by Space Florida ~~the authority~~ shall not be secured by the full
 1758 faith and credit of the State of Florida and do not constitute
 1759 an obligation, either general or special, thereof.

1760 Section 42. Section 331.348, Florida Statutes, is amended
 1761 to read:

1762 331.348 Investment of funds.--The board may in its
 1763 discretion invest funds of Space Florida ~~the authority~~ through
 1764 the Chief Financial Officer or in:

1765 (1) Direct obligations of or obligations guaranteed by the
 1766 United States or for the payment of the principal and interest
 1767 of which the faith and credit of the United States is pledged;

1768 (2) Bonds or notes issued by any of the following federal
 1769 agencies: Bank for Cooperatives; federal intermediate credit
 1770 banks; federal home loan bank system; federal land banks; or the

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1771 Federal National Mortgage Association (including debentures or
1772 participating certificates issued by such association);

1773 (3) Public housing bonds issued by public housing
1774 authorities and secured by a pledge or annual contributions
1775 under an annual contribution contract or contracts with the
1776 United States;

1777 (4) Bonds or other interest-bearing obligations of any
1778 county, district, city, or town located in the state for which
1779 the full faith and credit of such political subdivision is
1780 pledged;

1781 (5) Any investment authorized for insurers by ss. 625.306-
1782 625.316 and amendments thereto; or

1783 (6) Any investment authorized under s. 17.57 and
1784 amendments thereto.

1785 Section 43. Section 331.349, Florida Statutes, is amended
1786 to read:

1787 331.349 Fiscal year of Space Florida ~~the authority~~.--The
1788 board may ~~has the power to~~ establish and from time to time
1789 redetermine the fiscal year of Space Florida ~~the authority~~.
1790 Unless the board otherwise provides, Space Florida's ~~the~~
1791 ~~authority's~~ fiscal year shall be July 1 through June 30.

1792 Section 44. Section 331.350, Florida Statutes, is amended
1793 to read:

1794 331.350 Insurance coverage of Space Florida ~~the authority~~;
1795 safety program.--

1796 (1) Notwithstanding any other provision of law, the State
1797 Risk Management Trust Fund established under s. 284.30 may ~~shall~~

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1798 | not insure buildings and property owned or leased by Space
1799 | Florida ~~the authority~~.

1800 | (2) Notwithstanding any other provision of law, the State
1801 | Risk Management Trust Fund established under s. 284.30 ~~may shall~~
1802 | not insure against any liability of Space Florida ~~the authority~~.

1803 | (3) Space Florida ~~The authority~~ shall establish a safety
1804 | program. The safety program shall include:

1805 | (a) The development and implementation of a loss
1806 | prevention program which shall consist of a comprehensive
1807 | ~~authority wide~~ safety program for all of Space Florida,
1808 | including a statement, established by the board of directors
1809 | ~~supervisors~~, of safety policy and responsibility.

1810 | (b) Provision for regular and periodic facility and
1811 | equipment inspections.

1812 | (c) Investigation of job-related employee accidents and
1813 | other accidents occurring on the premises of Space Florida ~~the~~
1814 | ~~authority~~ or within areas of its jurisdiction.

1815 | (d) Establishment of a program to promote increased safety
1816 | awareness among employees, agents, and subcontractors of Space
1817 | Florida ~~the authority~~.

1818 | (4) (a) Space Florida ~~The authority~~ shall, if available,
1819 | secure insurance coverage within reasonable limits for liability
1820 | which may arise as a consequence of its responsibilities.

1821 | (b) Space Florida ~~The authority~~ shall, if available, and
1822 | if cost-effective, secure insurance coverage on its buildings,
1823 | facilities, and property at reasonable levels.

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1824 (c) Space Florida ~~The authority~~, with respect to the
 1825 purchase of insurance, shall be subject to the applicable
 1826 provisions of chapter 287 and other applicable law.

1827 Section 45. Section 331.351, Florida Statutes, is amended
 1828 to read:

1829 331.351 Participation by women, minorities, and socially
 1830 and economically disadvantaged business enterprises
 1831 encouraged.--It is the intent of the Legislature and the public
 1832 policy of this state that women, minorities, and socially and
 1833 economically disadvantaged business enterprises be encouraged to
 1834 participate fully in all phases of economic and community
 1835 development. Accordingly, to achieve such purpose, Space Florida
 1836 ~~the authority~~ shall, in accordance with applicable state and
 1837 federal law, involve and utilize women, minorities, and socially
 1838 and economically disadvantaged business enterprises in all
 1839 phases of the design, development, construction, maintenance,
 1840 and operation of spaceports developed under this act.

1841 Section 46. Section 331.354, Florida Statutes, is amended
 1842 to read:

1843 331.354 Tax exemption.--The exercise of the powers granted
 1844 by this act in all respects shall be for the benefit of the
 1845 people of the state, for the increase of their industry and
 1846 prosperity, for the improvement of their health and living
 1847 conditions, and for the provision of gainful employment and
 1848 shall constitute the performance of essential public functions.
 1849 Space Florida ~~is The authority shall~~ not be required to pay any
 1850 taxes on any project or any other property owned by Space
 1851 Florida ~~the authority~~ under ~~the provisions of~~ this act or upon

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1852 the income therefrom. The bonds issued under ~~the provisions of~~
 1853 this act or upon the income therefrom (including any profit made
 1854 on the sale thereof), and all notes, mortgages, security
 1855 agreements, letters of credit, or other instruments which arise
 1856 out of or are given to secure the repayment of bonds issued in
 1857 connection with a project financed under this act, shall at all
 1858 times be free from taxation by the state or any local unit,
 1859 political subdivision, or other instrumentality of the state.
 1860 ~~Nothing in~~ This section, however, does not exempt ~~shall be~~
 1861 ~~construed as exempting~~ from taxation or assessments the
 1862 leasehold interest of a lessee in any project or any other
 1863 property or interest owned by the lessee. The exemption granted
 1864 by this section is ~~shall~~ not be applicable to any tax imposed by
 1865 chapter 220 on interest, income, or profits on debt obligations
 1866 owned by corporations.

1867 Section 47. Section 331.355, Florida Statutes, is amended
 1868 to read:

1869 331.355 Use of name; ownership rights to intellectual
 1870 property.--

1871 (1) (a) The corporate name of a corporation incorporated or
 1872 authorized to transact business in this state, or the name of
 1873 any person or business entity transacting business in this
 1874 state, may not use the words "Space Florida," "Florida Space
 1875 Authority," "Florida Aerospace Finance Corporation," "Florida
 1876 Space Research Institute," "spaceport Florida," or "Florida
 1877 spaceport" in its name unless the Space Florida board of
 1878 directors ~~the authority~~ gives written approval for such use.

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1879 (b) The Department of State may dissolve, pursuant to s.
1880 607.1421, any corporation that violates paragraph (a).

1881 (2) Notwithstanding any provision of chapter 286, the
1882 legal title and every right, interest, claim, or demand of any
1883 kind in and to any patent, trademark, copyright, certification
1884 mark, or other right acquired under the patent and trademark
1885 laws of the United States or this state or any foreign country,
1886 or the application for the same, as is owned or held, acquired,
1887 or developed by Space Florida ~~the authority~~, under the authority
1888 and directions given it by this part, is vested in Space Florida
1889 ~~the authority~~ for the use, benefit, and purposes provided in
1890 this part. Space Florida ~~The authority~~ is vested with and is
1891 authorized to exercise any and all of the normal incidents of
1892 such ownership, including the receipt and disposition of
1893 royalties. Any sums received as royalties from any such rights
1894 are hereby appropriated to Space Florida ~~the authority~~ for any
1895 and all of the purposes and uses provided in this part.

1896 Section 48. Section 331.360, Florida Statutes, is amended
1897 to read:

1898 331.360 Joint participation ~~project~~ agreement or
1899 assistance; spaceport master plan.--

1900 (1) It shall be the duty, function, and responsibility of
1901 the Department of Transportation to promote the further
1902 development and improvement of aerospace transportation
1903 facilities; to address intermodal requirements and impacts of
1904 the launch ranges, spaceports, and other space transportation
1905 facilities; to assist in the development of joint-use facilities
1906 and technology that support aviation and aerospace operations;

1907 | to coordinate and cooperate in the development of spaceport
 1908 | infrastructure and related transportation facilities contained
 1909 | in the Strategic Intermodal System Plan; to encourage, where
 1910 | appropriate, the cooperation and integration of airports and
 1911 | spaceports in order to meet transportation-related needs; and to
 1912 | facilitate and promote cooperative efforts between federal and
 1913 | state government entities to improve space transportation
 1914 | capacity and efficiency. In carrying out this duty and
 1915 | responsibility, the department may assist and advise, cooperate
 1916 | with, and coordinate with federal, state, local, or private
 1917 | organizations and individuals. The department may
 1918 | administratively house its space transportation responsibilities
 1919 | within an existing division or office.

1920 | (2) Notwithstanding any other provision of law, the
 1921 | Department of Transportation shall ~~may~~ enter into a joint
 1922 | participation ~~project~~ agreement with, or otherwise assist, ~~the~~
 1923 | ~~Florida Space~~ Florida ~~Authority~~ as necessary to effectuate the
 1924 | provisions of this chapter and may allocate funds for such
 1925 | purposes in its 5-year work program. However, the department may
 1926 | not fund the administrative or operational costs of Space
 1927 | Florida ~~the authority~~.

1928 | (3) Space Florida ~~The authority~~ shall develop a spaceport
 1929 | master plan for expansion and modernization of space
 1930 | transportation facilities within spaceport territories as
 1931 | defined in s. 331.303~~(23)~~. The plan shall contain recommended
 1932 | projects to meet current and future commercial, national, and
 1933 | state space transportation requirements. Space Florida ~~The~~
 1934 | ~~authority~~ shall submit the plan to any appropriate metropolitan

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1935 | planning organization ~~M.P.O.~~ for review of intermodal impacts.
 1936 | Space Florida ~~The authority~~ shall submit the spaceport master
 1937 | plan to the Department of Transportation, and such plan may be
 1938 | included within the department's 5-year work program of
 1939 | qualifying aerospace discretionary capacity improvement under
 1940 | subsection (4). The plan shall identify appropriate funding
 1941 | levels and include recommendations on appropriate sources of
 1942 | revenue that may be developed to contribute to the State
 1943 | Transportation Trust Fund.

1944 | (4) Subject to the availability of appropriated funds, the
 1945 | department may participate in the capital cost of eligible
 1946 | spaceport discretionary capacity improvement projects. The
 1947 | annual legislative budget request shall be based on the proposed
 1948 | funding requested for approved spaceport discretionary capacity
 1949 | improvement projects.

1950 | Section 49. Section 331.369, Florida Statutes, is amended
 1951 | to read:

1952 | 331.369 Space Industry Workforce Initiative.--

1953 | (1) The Legislature finds that the aerospace ~~space~~
 1954 | industry is critical to the economic future of the state and
 1955 | that the competitiveness of the industry in the state depends
 1956 | upon the development and maintenance of a qualified workforce.
 1957 | The Legislature further finds that the aerospace ~~space~~ industry
 1958 | in this state has diverse and complex workforce needs,
 1959 | including, but not limited to, the need for qualified entry-
 1960 | level workers, the need to upgrade the skills of technician-
 1961 | level incumbent workers, and the need to ensure continuing
 1962 | education opportunities for workers with advanced educational

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1963 | degrees. It is the intent of the Legislature to support programs
 1964 | designed to address the workforce development needs of the
 1965 | aerospace ~~space~~ industry in this state.

1966 | (2) The Workforce Development Board of Enterprise Florida,
 1967 | Inc., or its successor entity, shall coordinate development of a
 1968 | Space Industry Workforce Initiative in partnership with Space
 1969 | Florida, ~~the Florida Space Research Institute, the institute's~~
 1970 | ~~consortium~~ of public and private universities, community
 1971 | colleges, and other training providers approved by the board.
 1972 | The purpose of the initiative is to use or revise existing
 1973 | programs and to develop innovative new programs to address the
 1974 | workforce needs of the aerospace ~~space~~ industry.

1975 | (3) The initiative shall emphasize:

1976 | (a) Curricula content and timeframes developed with
 1977 | industry participation and endorsed by the industry;

1978 | (b) Programs that certify persons completing training as
 1979 | meeting industry-approved standards or competencies;

1980 | (c) Use of distance-learning and computer-based training
 1981 | modules as appropriate and feasible;

1982 | (d) Industry solicitation of public and private
 1983 | universities to develop continuing education programs at the
 1984 | master's and doctoral levels;

1985 | (e) Agreements with the National Aeronautics and Space
 1986 | Administration to replicate on a national level successful
 1987 | training programs developed through the initiative; and

1988 | (f) Leveraging of state and federal workforce funds.

1989 | (4) The Workforce Development Board of Enterprise Florida,
 1990 | Inc., or its successor entity, with the assistance of Space

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1991 | Florida ~~the Florida Space Research Institute~~, shall convene
 1992 | representatives from the aerospace ~~space~~ industry to identify
 1993 | the priority training and education needs of the industry and to
 1994 | appoint a team to design programs to meet the ~~such~~ priority
 1995 | needs.

1996 | (5) The Workforce Development Board of Enterprise Florida,
 1997 | Inc., or its successor entity, as part of its statutorily
 1998 | prescribed annual report to the Legislature, shall provide
 1999 | recommendations for policies, programs, and funding to enhance
 2000 | the workforce needs of the aerospace ~~space~~ industry.

2001 | Section 50. Paragraph (g) of subsection (2) of section
 2002 | 14.2015, Florida Statutes, is amended to read:

2003 | 14.2015 Office of Tourism, Trade, and Economic
 2004 | Development; creation; powers and duties.--

2005 | (2) The purpose of the Office of Tourism, Trade, and
 2006 | Economic Development is to assist the Governor in working with
 2007 | the Legislature, state agencies, business leaders, and economic
 2008 | development professionals to formulate and implement coherent
 2009 | and consistent policies and strategies designed to provide
 2010 | economic opportunities for all Floridians. To accomplish such
 2011 | purposes, the Office of Tourism, Trade, and Economic Development
 2012 | shall:

2013 | (g) Serve as contract administrator for the state with
 2014 | respect to contracts with Enterprise Florida, Inc., the Florida
 2015 | Commission on Tourism, Space Florida, and all direct-support
 2016 | organizations under this act, excluding those relating to
 2017 | tourism. To accomplish the provisions of this act and applicable
 2018 | provisions of chapter 288, and notwithstanding the provisions of

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2019 | part I of chapter 287, the office shall enter into specific
 2020 | contracts with Enterprise Florida, Inc., the Florida Commission
 2021 | on Tourism, Space Florida, and other appropriate direct-support
 2022 | organizations. Such contracts may be multiyear and shall include
 2023 | specific performance measures for each year.

2024 | Section 51. Section 74.011, Florida Statutes, is amended
 2025 | to read:

2026 | 74.011 Scope.--In any eminent domain action, properly
 2027 | instituted by and in the name of the state; the Department of
 2028 | Transportation; any county, school board, municipality,
 2029 | expressway authority, regional water supply authority,
 2030 | transportation authority, flood control district, or drainage or
 2031 | subdrainage district; the ship canal authority; any lawfully
 2032 | constituted housing, port, or aviation authority; ~~the Florida~~
 2033 | ~~Space Authority~~; or any rural electric cooperative, telephone
 2034 | cooperative corporation, or public utility corporation, the
 2035 | petitioner may avail itself of the provisions of this chapter to
 2036 | take possession and title in advance of the entry of final
 2037 | judgment.

2038 | Section 52. Subsection (6) of section 196.012, Florida
 2039 | Statutes, is amended to read:

2040 | 196.012 Definitions.--For the purpose of this chapter, the
 2041 | following terms are defined as follows, except where the context
 2042 | clearly indicates otherwise:

2043 | (6) Governmental, municipal, or public purpose or function
 2044 | shall be deemed to be served or performed when the lessee under
 2045 | any leasehold interest created in property of the United States,
 2046 | the state or any of its political subdivisions, or any

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2047 | municipality, agency, special district, authority, or other
 2048 | public body corporate of the state is demonstrated to perform a
 2049 | function or serve a governmental purpose which could properly be
 2050 | performed or served by an appropriate governmental unit or which
 2051 | is demonstrated to perform a function or serve a purpose which
 2052 | would otherwise be a valid subject for the allocation of public
 2053 | funds. For purposes of the preceding sentence, an activity
 2054 | undertaken by a lessee which is permitted under the terms of its
 2055 | lease of real property designated as an aviation area on an
 2056 | airport layout plan which has been approved by the Federal
 2057 | Aviation Administration and which real property is used for the
 2058 | administration, operation, business offices and activities
 2059 | related specifically thereto in connection with the conduct of
 2060 | an aircraft full service fixed base operation which provides
 2061 | goods and services to the general aviation public in the
 2062 | promotion of air commerce shall be deemed an activity which
 2063 | serves a governmental, municipal, or public purpose or function.
 2064 | Any activity undertaken by a lessee which is permitted under the
 2065 | terms of its lease of real property designated as a public
 2066 | airport as defined in s. 332.004(14) by municipalities,
 2067 | agencies, special districts, authorities, or other public bodies
 2068 | corporate and public bodies politic of the state, a spaceport as
 2069 | defined in s. 331.303(~~19~~), or which is located in a deepwater
 2070 | port identified in s. 403.021(9)(b) and owned by one of the
 2071 | foregoing governmental units, subject to a leasehold or other
 2072 | possessory interest of a nongovernmental lessee that is deemed
 2073 | to perform an aviation, airport, aerospace, maritime, or port
 2074 | purpose or operation shall be deemed an activity that serves a

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2075 governmental, municipal, or public purpose. The use by a lessee,
 2076 licensee, or management company of real property or a portion
 2077 thereof as a convention center, visitor center, sports facility
 2078 with permanent seating, concert hall, arena, stadium, park, or
 2079 beach is deemed a use that serves a governmental, municipal, or
 2080 public purpose or function when access to the property is open
 2081 to the general public with or without a charge for admission. If
 2082 property deeded to a municipality by the United States is
 2083 subject to a requirement that the Federal Government, through a
 2084 schedule established by the Secretary of the Interior, determine
 2085 that the property is being maintained for public historic
 2086 preservation, park, or recreational purposes and if those
 2087 conditions are not met the property will revert back to the
 2088 Federal Government, then such property shall be deemed to serve
 2089 a municipal or public purpose. The term "governmental purpose"
 2090 also includes a direct use of property on federal lands in
 2091 connection with the Federal Government's Space Exploration
 2092 Program or spaceport activities as defined in s. 212.02(22).
 2093 Real property and tangible personal property owned by the
 2094 Federal Government or Space Florida ~~the Florida Space Authority~~
 2095 and used for defense and space exploration purposes or which is
 2096 put to a use in support thereof shall be deemed to perform an
 2097 essential national governmental purpose and shall be exempt.
 2098 "Owned by the lessee" as used in this chapter does not include
 2099 personal property, buildings, or other real property
 2100 improvements used for the administration, operation, business
 2101 offices and activities related specifically thereto in
 2102 connection with the conduct of an aircraft full service fixed

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2103 | based operation which provides goods and services to the general
 2104 | aviation public in the promotion of air commerce provided that
 2105 | the real property is designated as an aviation area on an
 2106 | airport layout plan approved by the Federal Aviation
 2107 | Administration. For purposes of determination of "ownership,"
 2108 | buildings and other real property improvements which will revert
 2109 | to the airport authority or other governmental unit upon
 2110 | expiration of the term of the lease shall be deemed "owned" by
 2111 | the governmental unit and not the lessee. Providing two-way
 2112 | telecommunications services to the public for hire by the use of
 2113 | a telecommunications facility, as defined in s. 364.02(15), and
 2114 | for which a certificate is required under chapter 364 does not
 2115 | constitute an exempt use for purposes of s. 196.199, unless the
 2116 | telecommunications services are provided by the operator of a
 2117 | public-use airport, as defined in s. 332.004, for the operator's
 2118 | provision of telecommunications services for the airport or its
 2119 | tenants, concessionaires, or licensees, or unless the
 2120 | telecommunications services are provided by a public hospital.
 2121 | However, property that is being used to provide such
 2122 | telecommunications services on or before October 1, 1997, shall
 2123 | remain exempt, but such exemption expires October 1, 2004.

2124 | Section 53. Subsection (22) of section 212.02, Florida
 2125 | Statutes, is amended to read:

2126 | 212.02 Definitions.--The following terms and phrases when
 2127 | used in this chapter have the meanings ascribed to them in this
 2128 | section, except where the context clearly indicates a different
 2129 | meaning:

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2130 (22) "Spaceport activities" means activities directed or
 2131 sponsored by Space Florida ~~the Florida Space Authority~~ on
 2132 spaceport territory pursuant to its powers and responsibilities
 2133 under the Space Florida Act ~~Florida Space Authority Act~~.

2134 Section 54. Subsection (7) of section 288.063, Florida
 2135 Statutes, is amended to read:

2136 288.063 Contracts for transportation projects.--

2137 (7) For the purpose of this section, Space Florida ~~the~~
 2138 ~~Florida Space Authority~~ may serve as the local government or as
 2139 the contracting agency for transportation projects within
 2140 spaceport territory as defined by s. 331.304.

2141 Section 55. Subsection (1) of section 288.075, Florida
 2142 Statutes, is amended to read:

2143 288.075 Confidentiality of records.--

2144 (1) As used in this section, the term "economic
 2145 development agency" means the Office of Tourism, Trade, and
 2146 Economic Development, any industrial development authority
 2147 created in accordance with part III of chapter 159 or by special
 2148 law, Space Florida ~~the Florida Space Authority~~ created in part
 2149 II of chapter 331, ~~the Florida Aerospace Finance Corporation~~
 2150 ~~created in part III of chapter 331~~, the public economic
 2151 development agency of a county or municipality, or any research
 2152 and development authority created in accordance with part V of
 2153 chapter 159. The term also includes any private agency, person,
 2154 partnership, corporation, or business entity when authorized by
 2155 the state, a municipality, or a county to promote the general
 2156 business interests or industrial interests of the state or that
 2157 municipality or county.

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2158 Section 56. Subsection (2) of section 288.35, Florida
2159 Statutes, is amended to read:

2160 288.35 Definitions.--The following terms, wherever used or
2161 referred to in this part, shall have the following meanings:

2162 (2) "Government agency" means the state or any county or
2163 political subdivision thereof; any state agency; any
2164 consolidated government of a county, and some or all of the
2165 municipalities located within the ~~said~~ county; any chartered
2166 municipality in the state; and any of the institutions of such
2167 consolidated governments, counties, or municipalities.
2168 Specifically included are airports, port authorities, industrial
2169 authorities, and Space Florida ~~the Florida Space Authority~~.

2170 Section 57. Subsection (2) of section 288.9415, Florida
2171 Statutes, is amended to read:

2172 288.9415 International Trade Grants.--

2173 (2) A county, municipality, economic development council,
2174 Space Florida ~~the Florida Space Authority~~, or a not-for-profit
2175 association of businesses organized to assist in the promotion
2176 of international trade may apply for a grant of state funds for
2177 the promotion of international trade.

2178 Section 58. Paragraph (j) of subsection (5) of section
2179 212.08, Florida Statutes, is amended to read:

2180 212.08 Sales, rental, use, consumption, distribution, and
2181 storage tax; specified exemptions.--The sale at retail, the
2182 rental, the use, the consumption, the distribution, and the
2183 storage to be used or consumed in this state of the following
2184 are hereby specifically exempt from the tax imposed by this
2185 chapter.

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2186 (5) EXEMPTIONS; ACCOUNT OF USE.--

2187 (j) Machinery and equipment used in semiconductor,
2188 defense, or space technology production and research and
2189 development.--

2190 1.a. Industrial machinery and equipment used in
2191 semiconductor technology facilities certified under subparagraph
2192 6. to manufacture, process, compound, or produce semiconductor
2193 technology products for sale or for use by these facilities are
2194 exempt from the tax imposed by this chapter. For purposes of
2195 this paragraph, industrial machinery and equipment includes
2196 molds, dies, machine tooling, other appurtenances or accessories
2197 to machinery and equipment, testing equipment, test beds,
2198 computers, and software, whether purchased or self-fabricated,
2199 and, if self-fabricated, includes materials and labor for
2200 design, fabrication, and assembly.

2201 b. Industrial machinery and equipment used in defense or
2202 space technology facilities certified under subparagraph 6. to
2203 design, manufacture, assemble, process, compound, or produce
2204 defense technology products or space technology products for
2205 sale or for use by these facilities are exempt from ~~25 percent~~
2206 ~~of~~ the tax imposed by this chapter.

2207 2.a. Machinery and equipment are exempt from the tax
2208 imposed by this chapter if used predominately in semiconductor
2209 wafer research and development activities in a semiconductor
2210 technology research and development facility certified under
2211 subparagraph 6. For purposes of this paragraph, machinery and
2212 equipment includes molds, dies, machine tooling, other
2213 appurtenances or accessories to machinery and equipment, testing

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2214 equipment, test beds, computers, and software, whether purchased
2215 or self-fabricated, and, if self-fabricated, includes materials
2216 and labor for design, fabrication, and assembly.

2217 b. Machinery and equipment are exempt from ~~25 percent of~~
2218 the tax imposed by this chapter if used predominately in defense
2219 or space research and development activities in a defense or
2220 space technology research and development facility certified
2221 under subparagraph 6.

2222 3. Building materials purchased for use in manufacturing
2223 or expanding clean rooms in semiconductor-manufacturing
2224 facilities are exempt from the tax imposed by this chapter.

2225 4. In addition to meeting the criteria mandated by
2226 subparagraph 1., subparagraph 2., or subparagraph 3., a business
2227 must be certified by the Office of Tourism, Trade, and Economic
2228 Development as authorized in this paragraph in order to qualify
2229 for exemption under this paragraph.

2230 5. For items purchased tax exempt pursuant to this
2231 paragraph, possession of a written certification from the
2232 purchaser, certifying the purchaser's entitlement to exemption
2233 pursuant to this paragraph, relieves the seller of the
2234 responsibility of collecting the tax on the sale of such items,
2235 and the department shall look solely to the purchaser for
2236 recovery of tax if it determines that the purchaser was not
2237 entitled to the exemption.

2238 6.a. To be eligible to receive the exemption provided by
2239 subparagraph 1., subparagraph 2., or subparagraph 3., a
2240 qualifying business entity shall initially apply to Enterprise
2241 Florida, Inc. The original certification shall be valid for a

2242 | period of 2 years. In lieu of submitting a new application, the
 2243 | original certification may be renewed biennially by submitting
 2244 | to the Office of Tourism, Trade, and Economic Development a
 2245 | statement, certified under oath, that there has been no material
 2246 | change in the conditions or circumstances entitling the business
 2247 | entity to the original certification. The initial application
 2248 | and certification renewal statement shall be developed by the
 2249 | Office of Tourism, Trade, and Economic Development in
 2250 | consultation with Enterprise Florida, Inc.

2251 | b. Enterprise Florida, Inc., shall review each submitted
 2252 | initial application and information and determine whether or not
 2253 | the application is complete within 5 working days. Once an
 2254 | application is complete, Enterprise Florida, Inc., shall, within
 2255 | 10 working days, evaluate the application and recommend approval
 2256 | or disapproval of the application to the Office of Tourism,
 2257 | Trade, and Economic Development.

2258 | c. Upon receipt of the initial application and
 2259 | recommendation from Enterprise Florida, Inc., or upon receipt of
 2260 | a certification renewal statement, the Office of Tourism, Trade,
 2261 | and Economic Development shall certify within 5 working days
 2262 | those applicants who are found to meet the requirements of this
 2263 | section and notify the applicant, Enterprise Florida, Inc., and
 2264 | the department of the original certification or certification
 2265 | renewal. If the Office of Tourism, Trade, and Economic
 2266 | Development finds that the applicant does not meet the
 2267 | requirements of this section, it shall notify the applicant and
 2268 | Enterprise Florida, Inc., within 10 working days that the
 2269 | application for certification has been denied and the reasons

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2270 | for denial. The Office of Tourism, Trade, and Economic
2271 | Development has final approval authority for certification under
2272 | this section.

2273 | ~~7.a. A business may apply once each year for the~~
2274 | ~~exemption.~~

2275 | ~~d.b.~~ The initial application and certification renewal
2276 | statement must indicate, for program evaluation purposes only,
2277 | the average number of full-time equivalent employees at the
2278 | facility over the preceding calendar year, the average wage and
2279 | benefits paid to those employees over the preceding calendar
2280 | year, the total investment made in real and tangible personal
2281 | property over the preceding calendar year, and the total value
2282 | of tax-exempt purchases and taxes exempted during the previous
2283 | year. The department shall assist the Office of Tourism, Trade,
2284 | and Economic Development in evaluating and verifying information
2285 | provided in the application for exemption.

2286 | ~~d.e.~~ The Office of Tourism, Trade, and Economic
2287 | Development may use the information reported on the initial
2288 | application and certification renewal statement for evaluation
2289 | purposes only and shall prepare an annual report on the
2290 | exemption program and its cost and impact. The annual report for
2291 | the preceding fiscal year shall be submitted to the Governor,
2292 | the President of the Senate, and the Speaker of the House of
2293 | Representatives by September 30 of each fiscal year.

2294 | ~~7.g.~~ A business certified to receive this exemption may
2295 | elect to designate one or more state universities or community
2296 | colleges as recipients of up to 100 percent of the amount of the
2297 | exemption for which they may qualify. To receive these funds,

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2298 | the institution must agree to match the funds so earned with
 2299 | equivalent cash, programs, services, or other in-kind support on
 2300 | a one-to-one basis in the pursuit of research and development
 2301 | projects as requested by the certified business. The rights to
 2302 | any patents, royalties, or real or intellectual property must be
 2303 | vested in the business unless otherwise agreed to by the
 2304 | business and the university or community college.

2305 | ~~8.9.~~ As used in this paragraph, the term:

2306 | a. "Predominately" means at least 50 percent of the time
 2307 | in qualifying research and development.

2308 | b. "Research and development" means basic and applied
 2309 | research in the science or engineering, as well as the design,
 2310 | development, and testing, of prototypes or processes of new or
 2311 | improved products, including the design, development, and
 2312 | testing of space launch vehicles, space flight vehicles,
 2313 | missiles, satellites, or research payloads, avionics, and
 2314 | associated control systems and processing systems, and
 2315 | components of any of the foregoing. Research and development
 2316 | does not include market research, routine consumer product
 2317 | testing, sales research, research in the social sciences or
 2318 | psychology, or similar nontechnological activities, ~~or technical~~
 2319 | services.

2320 | c. "Semiconductor technology products" means raw
 2321 | semiconductor wafers or semiconductor thin films that are
 2322 | transformed into semiconductor memory or logic wafers, including
 2323 | wafers containing mixed memory and logic circuits; related
 2324 | assembly and test operations; active-matrix flat panel displays;
 2325 | semiconductor chips; semiconductor lasers; optoelectronic

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2326 elements; and related semiconductor technology products as
2327 determined by the Office of Tourism, Trade, and Economic
2328 Development.

2329 d. "Clean rooms" means manufacturing facilities enclosed
2330 in a manner that meets the clean manufacturing requirements
2331 necessary for high-technology semiconductor-manufacturing
2332 environments.

2333 e. "Defense technology products" means products that have
2334 a military application, including, but not limited to, weapons,
2335 weapons systems, guidance systems, surveillance systems,
2336 communications or information systems, munitions, aircraft,
2337 vessels, or boats, or components thereof, which are intended for
2338 military use and manufactured in performance of a contract with
2339 the United States Department of Defense or the military branch
2340 of a recognized foreign government or a subcontract thereunder
2341 which relates to matters of national defense.

2342 f. "Space technology products" means products that are
2343 specifically designed or manufactured for application in space
2344 activities, including, but not limited to, space launch
2345 vehicles, space flight vehicles, missiles, satellites or
2346 research payloads, avionics, and associated control systems and
2347 processing systems and components of any of the foregoing. The
2348 term does not include products that are designed or manufactured
2349 for general commercial aviation or other uses even though those
2350 products may also serve an incidental use in space applications.

2351 Section 59. Section 1004.86, Florida Statutes, is created
2352 to read:

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2353 | 1004.86 Florida Center for Mathematics and Science
2354 | Education Research.--
2355 | (1) The Department of Education shall contract with a
2356 | competitively selected public or private university to create
2357 | and operate the Florida Center for Mathematics and Science
2358 | Education Research. The purpose of the center is increasing
2359 | student achievement in mathematics and science, with an emphasis
2360 | on K-12 education. The center shall:
2361 | (a) Provide technical assistance and support to school
2362 | districts and schools in the development and implementation of
2363 | mathematics and science instruction.
2364 | (b) Conduct applied research on policy and practices
2365 | related to mathematics and science instruction and assessment in
2366 | the state.
2367 | (c) Conduct or compile basic research regarding student
2368 | acquisition of mathematics and science knowledge and skills.
2369 | (d) Develop comprehensive course frameworks for
2370 | mathematics and science courses that emphasize rigor and
2371 | relevance at the elementary, middle, and high school levels.
2372 | Student achievement data should be used to aid in the
2373 | development of course frameworks for low-performing schools,
2374 | special needs students, females, and minorities.
2375 | (e) Disseminate information regarding research-based
2376 | teaching practices in mathematics and science to teachers and
2377 | teacher educators in the state.
2378 | (f) Collect, manage, and report on assessment information
2379 | regarding student achievement in mathematics and science. The
2380 | report shall include student achievement by ethnic group.

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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2381 (g) Establish partnerships with public and private
 2382 universities, community colleges, school districts, and other
 2383 appropriate entities to further increase student achievement in
 2384 mathematics and science.

2385 (h) Develop a comprehensive plan, with input from school
 2386 districts, to increase the number and percentage of females and
 2387 minority students enrolling in and successfully completing
 2388 mathematics and science courses.

2389 (2) The department shall monitor the center through the
 2390 Division of K-12 Public Schools.

2391 Section 60. Sections 331.314, 331.315, 331.367, 331.368,
 2392 331.401, 331.403, 331.405, 331.407, 331.409, 331.411, 331.415,
 2393 331.417, and 331.419, Florida Statutes, are repealed.

2394 Section 61. No later than September 1, 2006, the Florida
 2395 Space Authority, the Florida Space Research Institute, and the
 2396 Florida Aerospace Finance Corporation shall submit articles of
 2397 dissolution to the Department of State in accordance with s.
 2398 607.1403, Florida Statutes, or s. 617.1403, Florida Statutes, as
 2399 applicable. The Florida Space Authority shall also comply with
 2400 the dissolution procedures provided s. 189.4042, Florida
 2401 Statutes. Space Florida, as created by this act, is the
 2402 successor organization to the Florida Space Authority, the
 2403 Florida Space Research Institute, and the Florida Aerospace
 2404 Finance Corporation. The Florida Space Authority, the Florida
 2405 Space Research Institute, and the Florida Aerospace Finance
 2406 Corporation shall transfer and Space Florida shall receive all
 2407 records, property, obligations, and unexpended balances of
 2408 appropriations, allocations, or other funds of the dissolved

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2409 entities. To ensure compliance with 26 U.S.C. 501(c)(3), Space
 2410 Florida shall use the assets and funds transferred to it from
 2411 the Florida Space Research Institute and the Florida Aerospace
 2412 Finance Corporation in a manner consistent with the purposes for
 2413 which the originating entity received such assets and funds.

2414 Section 62. The Governor, the President of the Senate, and
 2415 the Speaker of the House of Representatives shall appoint the
 2416 board of directors of Space Florida no later than July 1, 2006.
 2417 The board of directors of Space Florida shall hold its first
 2418 meeting no later than August 1, 2006. The board of directors of
 2419 Space Florida shall appoint a president no later than September
 2420 1, 2006. The Executive Office of the Governor shall provide
 2421 staffing and transitional support to Space Florida until
 2422 December 31, 2006.

2423 Section 63. Subsection (12) is added to section 288.1224,
 2424 Florida Statutes, to read:

2425 288.1224 Powers and duties.--The commission:

2426 (12) Shall advise and cooperate with Space Florida
 2427 regarding space tourism marketing, when appropriate and
 2428 beneficial.

2429 Section 64. Subsection (7) is added to section 288.9015,
 2430 Florida Statutes, to read:

2431 288.9015 Enterprise Florida, Inc.; purpose; duties.--

2432 (7) Enterprise Florida, Inc., shall enter into an
 2433 agreement with Space Florida to:

2434 (a) Develop a plan to retain, expand, attract, and create
 2435 aerospace industry entities, public or private, which result in

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2436 | the creation of high-value-added businesses and jobs in this
 2437 | state.

2438 | (b) Develop a plan to assist in the financing of aerospace
 2439 | businesses.

2440 | Section 65. Subsection (33) is added to section 334.044,
 2441 | Florida Statutes, to read:

2442 | 334.044 Department; powers and duties.--The department
 2443 | shall have the following general powers and duties:

2444 | (33) To enter into agreement with Space Florida to
 2445 | coordinate and cooperate in the development of spaceport
 2446 | infrastructure and related transportation facilities contained
 2447 | in the Strategic Intermodal System Plan and, where appropriate,
 2448 | encourage the cooperation and integration of airports and
 2449 | spaceports in order to meet transportation-related needs.

2450 | Section 66. Subsection (12) is added to section 445.004,
 2451 | Florida Statutes, to read:

2452 | 445.004 Workforce Florida, Inc.; creation; purpose;
 2453 | membership; duties and powers.--

2454 | (12) Workforce Florida, Inc., shall enter into agreement
 2455 | with Space Florida and collaborate with vocational institutes,
 2456 | community colleges, colleges, and universities in this state, to
 2457 | develop a workforce development strategy to implement the
 2458 | workforce provisions of s. 331.3051.

2459 | Section 67. Subsection (17) is added to section 1001.10,
 2460 | Florida Statutes, read:

2461 | 1001.10 Commissioner of Education; general powers and
 2462 | duties.--The Commissioner of Education is the chief educational
 2463 | officer of the state, and is responsible for giving full

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2464 assistance to the State Board of Education in enforcing
 2465 compliance with the mission and goals of the seamless K-20
 2466 education system. To facilitate innovative practices and to
 2467 allow local selection of educational methods, the State Board of
 2468 Education may authorize the commissioner to waive, upon the
 2469 request of a district school board, State Board of Education
 2470 rules that relate to district school instruction and school
 2471 operations, except those rules pertaining to civil rights, and
 2472 student health, safety, and welfare. The Commissioner of
 2473 Education is not authorized to grant waivers for any provisions
 2474 in rule pertaining to the allocation and appropriation of state
 2475 and local funds for public education; the election,
 2476 compensation, and organization of school board members and
 2477 superintendents; graduation and state accountability standards;
 2478 financial reporting requirements; reporting of out-of-field
 2479 teaching assignments under s. 1012.42; public meetings; public
 2480 records; or due process hearings governed by chapter 120. No
 2481 later than January 1 of each year, the commissioner shall report
 2482 to the Legislature and the State Board of Education all approved
 2483 waiver requests in the preceding year. Additionally, the
 2484 commissioner has the following general powers and duties:

2485 (17) To enter into agreement with Space Florida to develop
 2486 innovative aerospace-related education programs that promote
 2487 mathematics and science education for grades K-20.

2488
 2489 The commissioner's office shall operate all statewide functions
 2490 necessary to support the State Board of Education and the K-20
 2491 education system, including strategic planning and budget

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2492 development, general administration, and assessment and
2493 accountability.

2494 Section 68. The following appropriations are made to the
2495 Governor's Office of Tourism, Trade, and Economic Development:

2496 (1) From nonrecurring general revenue for fiscal year
2497 2006-2007:

2498 (a) The sum of \$35 million is appropriated to be used for
2499 infrastructure needs related to the development of the National
2500 Aeronautics and Space Administration's Crew Exploration Vehicle.

2501 (b) The sum of \$8 million is appropriated for
2502 implementation of recommendations made by the Governor's
2503 Commission on the Future of Space and Aeronautics in Florida,
2504 including, but not limited to, commercial launch assistance and
2505 spaceport development.

2506 (2) From recurring general revenue for fiscal year 2006-
2507 2007 and annually thereafter:

2508 (a) The sum of \$3 million is appropriated for operational
2509 needs of Space Florida. For fiscal year 2006-2007, funds may be
2510 used for operating and transition expenses of the Florida Space
2511 Authority, the Florida Aerospace Finance Corporation, and the
2512 Florida Space Research Institute, not to exceed an amount equal
2513 to one-quarter of their fiscal year 2005-2006 appropriated
2514 budgets.

2515 (b) The sum of \$4 million is appropriated for
2516 implementation of innovative education programs and financing
2517 assistance for aerospace business development projects.

2518 Section 69. This act shall take effect upon becoming a
2519 law.