

1 A bill to be entitled
2 An act relating to the state's aerospace industry;
3 redesignating the "Florida Space Authority" as "Space
4 Florida"; creating s. 331.3011, F.S.; providing
5 legislative intent; amending s. 331.302, F.S.;
6 establishing and creating Space Florida as an independent
7 special district, a body politic and corporate, for
8 certain purposes; providing purposes and duties and
9 responsibilities of Space Florida; providing definitions;
10 revising and consolidating the roles, purposes,
11 responsibilities, assets, and duties of the Florida Space
12 Authority as those of Space Florida; deleting authority to
13 establish facilities and complementary activities;
14 providing additional powers and duties of Space Florida;
15 prohibiting Space Florida from endorsing political
16 candidates or making campaign contributions;
17 characterizing certain property as Space Florida
18 territory; creating s. 331.3051, F.S.; providing
19 additional powers and responsibilities of Space Florida
20 relating to the state's aerospace industry; deleting
21 authority to exercise eminent domain powers; requiring
22 Space Florida to create a business plan and a marketing
23 campaign; directing Space Florida to enter into agreements
24 with the Department of Education, the Department of
25 Transportation, Enterprise Florida, Inc., and Workforce
26 Florida, Inc., for certain purposes; requiring Space
27 Florida to coordinate its activities with federal and

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

55 | exclusive authority of the Florida Space Authority to
56 | regulate spaceports; repealing s. 331.315, F.S., relating
57 | to maintenance of projects across rights-of-way; repealing
58 | s. 331.367, F.S., relating to the Spaceport Management
59 | Council; repealing s. 331.368, F.S., relating to the
60 | Florida Space Research Institute; repealing ss. 331.401,
61 | 331.403, 331.405, 331.407, 331.409, 331.411, 331.415,
62 | 331.417, and 331.419, F.S., relating to the Florida
63 | Aerospace Finance Corporation; requiring the Florida Space
64 | Authority, the Florida Space Research Institute, and the
65 | Florida Aerospace Finance Corporation to submit articles
66 | of dissolution to the Department of State by a specified
67 | date; providing that Space Florida assumes the records,
68 | property, and unexpended balances of appropriations,
69 | allocations, and other funds from the dissolved entities;
70 | requiring the Governor, the President of the Senate, and
71 | the Speaker of the House of Representatives to appoint the
72 | board of directors of Space Florida by a specified date;
73 | requiring the board of directors of Space Florida to hold
74 | its first meeting by a specified date; amending s.
75 | 228.1224, F.S.; requiring the Florida Commission on
76 | Tourism to advise and cooperate with Space Florida under
77 | certain circumstances; amending ss. 288.9015, 334.044,
78 | 445.004, and 1001.10, F.S.; requiring Enterprise Florida,
79 | Inc., the Department of Transportation, Workforce Florida,
80 | Inc., and the Commissioner of Education to enter into

81 agreement with Space Florida for certain purposes;
 82 providing appropriations; providing an effective date.
 83

84 Be It Enacted by the Legislature of the State of Florida:
 85

86 Section 1. Section 331.301, Florida Statutes, is amended
 87 to read:

88 331.301 Short title.--This act may be cited as the "Space
 89 Florida ~~Space Authority~~ Act."

90 Section 2. Section 331.3011, Florida Statutes, is created
 91 to read:

92 331.3011 Legislative findings and intent.--

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

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

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

130 Section 3. Section 331.302, Florida Statutes, is amended
131 to read:

132 (Substantial rewording of section. See
133 s. 331.302, F.S., for present text.)

134 331.302 Space Florida; creation; purpose.--

135 (1) There is established, formed, and created Space
136 Florida, which is created as an independent special district, a
137 body politic and corporate, to foster the growth and development
138 of a sustainable and world-leading aerospace industry in this
139 state. Space Florida shall promote aerospace business
140 development by facilitating business financing, spaceport
141 operations, research and development, workforce development, and
142 innovative education programs. Space Florida has all the powers,
143 rights, privileges, and authority as provided under the laws of
144 this state.

145 (2) In carrying out its duties and responsibilities, Space
146 Florida shall advise, coordinate, cooperate, and, when
147 necessary, enter into memoranda of agreement with
148 municipalities, counties, regional authorities, state agencies
149 and organizations, appropriate federal agencies and
150 organizations, and other interested persons and groups.

151 (3) Space Florida may not endorse any candidate for any
152 elected public office or contribute money to the campaign of any
153 candidate for public office.

154 (4) Space Florida is not an agency as defined in ss.
155 216.011 and 287.012.

156 (5) Space Florida is subject to applicable provisions of
157 chapter 189. To the extent that any provisions of chapter 189
158 conflict with this act, this act shall prevail.

159 Section 4. Section 331.303, Florida Statutes, is amended
160 to read:

161 331.303 Definitions.--

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

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

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

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

188 ~~(5) "Complementary activity" means any space business~~
 189 ~~incubator, space tourism activity, educational involvement in an~~
 190 ~~incubator, or space tourism and space-related research and~~
 191 ~~development.~~

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

195 (5)~~(7)~~ "Cost" means all costs, fees, charges, expenses,
 196 and amounts associated with the development of projects by Space
 197 Florida ~~the authority.~~

198 (6)~~(8)~~ "Entertainment expenses" means the actual,
 199 necessary, and reasonable costs of providing hospitality for
 200 business clients or guests, which costs are defined and
 201 prescribed by rules adopted by Space Florida ~~the authority,~~
 202 subject to approval by the Chief Financial Officer.

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

206 (7)~~(10)~~ "Financing agreement" means a lease, lease-
 207 purchase agreement, lease with option to purchase, sale or
 208 installment sale agreement, whether title passes in whole or in
 209 part at any time before ~~prior to~~, at, or after completion of the
 210 project, loan agreement, or other agreement forming the basis
 211 for the financing under this act, including any agreements,
 212 guarantees, or security instruments forming part of or related
 213 to providing assurance of payment of the obligations under the
 214 ~~such~~ financing agreement.

215 (8)~~(11)~~ "Guest" means a person, other than a state
 216 official or state employee, authorized by the board or its
 217 designee to receive the hospitality of Space Florida ~~the~~
 218 ~~authority~~ in connection with the performance of its statutory
 219 duties.

220 (9)~~(12)~~ "Landing area" means the geographical area
 221 designated by Space Florida ~~the authority~~ within the spaceport
 222 territory for or intended for the landing and surface
 223 maneuvering of any launch or other space vehicle.

224 (10)~~(13)~~ "Launch pad" means any launch pad, runway,
 225 airstrip, or similar facility used ~~by the spaceport or spaceport~~
 226 ~~user~~ for launching of space vehicles.

227 (11)~~(14)~~ "Payload" means any property or cargo to be
 228 transported aboard any vehicle launched by or from the
 229 spaceport.

230 (12)~~(15)~~ "Person" means any individual, child, community
 231 college, college, university, firm, association, joint venture,
 232 partnership, estate, trust, business trust, syndicate,
 233 fiduciary, corporation, nation, government (federal, state, or
 234 local), agency (government or other), subdivision of the state,
 235 municipality, county, business entity, or any other group or
 236 combination.

237 (13)~~(16)~~ "Project" means any activity associated with any
 238 development, improvement, property, launch, utility, facility,
 239 system, works, road, sidewalk, enterprise, service, or
 240 convenience, which may include coordination with federal and
 241 state partners or agencies ~~Enterprise Florida, Inc., the Board~~

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

264 (14) ~~(17)~~ "Range" means the geographical area designated by
 265 Space Florida ~~the authority~~ or other appropriate body as the
 266 area for the launching of rockets, missiles, launch vehicles,
 267 and other vehicles designed to reach high altitude.

268 ~~(15)-(18)~~ "Recovery" means the recovery of space vehicles
 269 and payloads which have been launched from or by a ~~the~~
 270 spaceport.

271 ~~(16)-(19)~~ "Spaceport" means any area of land or water, or
 272 any manmade object or facility located therein, developed by
 273 Space Florida ~~the authority~~ under this act, which area is
 274 intended for public use or for the launching, takeoff, and
 275 landing of spacecraft and aircraft, and includes any appurtenant
 276 areas which are used or intended for public use, for spaceport
 277 buildings, or for other spaceport facilities, spaceport
 278 projects, or rights-of-way.

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

281 ~~(17)-(21)~~ "Spaceport launch facilities" means ~~shall be~~
 282 ~~defined as~~ industrial facilities as described ~~in accordance with~~
 283 s. 380.0651(3)(c) and include any launch pad, launch control
 284 center, and fixed launch-support equipment.

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

290 ~~(18)-(23)~~ "Spaceport territory" means the geographical area
 291 designated in s. 331.304 and as amended or changed in accordance
 292 with s. 331.329.

293 ~~(19)-(24)~~ "Spaceport user" means any person who uses the
 294 facilities or services of any spaceport; and, for the purposes

295 of any exemptions or rights granted under this act, the said
 296 spaceport user shall be deemed a spaceport user only during the
 297 time period in which the ~~such~~ person has in effect a contract,
 298 memorandum of understanding, or agreement with the spaceport,
 299 and such rights and exemptions shall be granted with respect to
 300 transactions relating only to spaceport projects.

301 ~~(20)-(25)~~ "Travel expenses" means the actual, necessary,
 302 and reasonable costs of transportation, meals, lodging, and
 303 incidental expenses normally incurred by a traveler, which costs
 304 are defined and prescribed by rules adopted by Space Florida ~~the~~
 305 ~~authority~~, subject to approval by the Chief Financial Officer.

306 ~~(21)-(26)~~ "Spaceport discretionary capacity improvement
 307 projects" means capacity improvements that enhance space
 308 transportation capacity at spaceports that have had one or more
 309 orbital or suborbital flights during the previous calendar year
 310 or have an agreement in writing for installation of one or more
 311 regularly scheduled orbital or suborbital flights upon the
 312 commitment of funds for stipulated spaceport capital
 313 improvements.

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

316 331.305 Powers of Space Florida ~~the authority~~.--Space
 317 Florida may ~~The authority shall have the power to:~~

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

320 ~~(1)-(2)~~ Sue and be sued by its name in any court of law or
 321 in equity.

322 ~~(2)-(3)~~ Adopt and use a corporate seal and alter the same
323 at pleasure.

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

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

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

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

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

346 ~~(4) Review and make recommendations with respect to a~~
347 ~~strategy to guide and facilitate the future of space related~~
348 ~~educational and commercial development. The authority shall in~~

349 ~~coordination with the Federal Government, private industry, and~~
350 ~~Florida universities develop a business plan which shall address~~
351 ~~the expansion of Spaceport Florida locations, space launch~~
352 ~~capacity, spaceport projects, and complementary activities,~~
353 ~~which shall include, but not be limited to, a detailed analysis~~
354 ~~of:~~

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

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

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

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

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

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

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

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

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

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

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

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

374 (8)~~(5)~~ Acquire property, real, personal, intangible,
375 tangible, or mixed, within or without its territorial limits, in

376 fee simple or any lesser interest or estate, by purchase, gift,
377 devise, or lease, on such terms and conditions as the board may
378 deem necessary or desirable, and sell or otherwise dispose of
379 the same and of any of the assets and properties of Space
380 Florida ~~the authority~~.

381 (9)~~(6)~~ Make and execute any and all contracts and other
382 instruments necessary or convenient to the exercise of its
383 powers, including financing agreements with persons or spaceport
384 users to facilitate the financing, construction, leasing, or
385 sale of any project.

386 (10)~~(7)~~ Whenever deemed necessary by the board, lease as
387 lessor or lessee to or from any person, public or private, any
388 facilities or property for the use of Space Florida ~~the~~
389 ~~authority~~ and carry out any of the purposes of Space Florida ~~the~~
390 ~~authority~~.

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

393 (11)~~(9)~~ Own, acquire, construct, develop, create,
394 reconstruct, equip, operate, maintain, extend, and improve
395 launch pads, landing areas, ranges, payload assembly buildings,
396 payload processing facilities, laboratories, aerospace ~~space~~
397 business incubators, launch vehicles, payloads, space flight
398 hardware, facilities and equipment for the construction of
399 payloads, space flight hardware, rockets, and other launch
400 vehicles, and other spaceport facilities and other aerospace-
401 related ~~space-related~~ systems, including educational, cultural,

402 and parking facilities and aerospace-related ~~space-related~~
 403 initiatives.

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

409 (12)~~(11)~~ Own, acquire, construct, reconstruct, equip,
 410 operate, maintain, extend, or ~~and~~ improve transportation
 411 facilities appropriate to meet the transportation requirements
 412 of Space Florida ~~the authority~~ and activities conducted within
 413 the spaceport territory.

414 (13)~~(12)~~ Own, acquire, construct, reconstruct, equip,
 415 operate, maintain, extend, or ~~and~~ improve electric power plants,
 416 transmission lines and related facilities, gas mains and
 417 facilities of any nature for the production or distribution of
 418 natural gas, transmission lines and related facilities and
 419 plants and facilities for the generation and transmission of
 420 power through traditional and new and experimental sources of
 421 power and energy; purchase electric power, natural gas, and
 422 other sources of power for distribution within any spaceport
 423 territory; develop and operate water and sewer systems and waste
 424 collection and disposal consistent with chapter 88-130, Laws of
 425 Florida; and develop and operate such new and experimental
 426 public utilities, including, but not limited to, centrally
 427 distributed heating and air-conditioning facilities and
 428 services, closed-circuit television systems, and computer

429 services and facilities, as the board may from time to time
 430 determine. However, Space Florida may ~~the authority shall~~ not
 431 construct any system, work, project, or utility authorized to be
 432 constructed under this paragraph in the event that a system,
 433 work, project, or utility of a similar character is being
 434 actually operated by a municipality or private company in the
 435 municipality or territory adjacent thereto, unless such
 436 municipality or private company consents to such construction.

437 ~~(14)-(13)~~ (14) Designate, set aside, and maintain lands and
 438 areas within or without the territorial limits of any spaceport
 439 territory as conservation areas or bird and wildlife
 440 sanctuaries; stock such areas with animal and plant life and
 441 stock water areas with fish and other aquatic life; adopt
 442 pursuant to ss. 120.536(1) and 120.54 ~~promulgate~~ and enforce
 443 rules ~~and regulations~~ with respect thereto and protect and
 444 preserve the natural beauty thereof; and do all acts necessary
 445 or desirable in order to qualify such lands and areas as
 446 conservation areas and sanctuaries under any of the laws of the
 447 state or under federal law.

448 ~~(15)-(14)~~ (15) Establish a program for the control, abatement,
 449 and elimination of mosquitoes and other noxious insects,
 450 rodents, reptiles, and other pests throughout the spaceport
 451 territory and undertake such works and construct such facilities
 452 within or without the spaceport territory as may be determined
 453 by the board to be needed to effectuate such program; abate and
 454 suppress mosquitoes and other arthropods, whether disease-
 455 bearing or pestiferous, within any spaceport territory when in

456 | the judgment of the board such action is necessary or desirable
457 | for the health and welfare of the inhabitants of or visitors to
458 | any spaceport; and take any and all temporary or permanent
459 | eliminative measures that the board may deem advisable. The
460 | Legislature hereby finds and declares Space Florida ~~the~~
461 | ~~authority~~ eligible to receive state funds, supplies, services,
462 | and equipment available or that may in the future become
463 | available to mosquito or pest control districts, the provisions
464 | of s. 388.021 notwithstanding.

465 | ~~(15)~~ (16) Subject to the rules and regulations of the
466 | appropriate water management district, own, acquire, construct,
467 | reconstruct, equip, maintain, operate, extend, and improve water
468 | and flood control facilities. The Legislature hereby finds and
469 | declares Space Florida ~~the authority~~ eligible to receive moneys,
470 | disbursements, and assistance from the state available to flood
471 | control or water management districts and navigation districts
472 | or agencies.

473 | ~~(16)~~ (17) Own, acquire, construct, reconstruct, equip,
474 | maintain, operate, extend, and improve public safety facilities
475 | for the spaceport, including security stations, security
476 | vehicles, fire stations, water mains and plugs, and fire trucks
477 | and other vehicles and equipment; hire employees, security
478 | officers, and firefighters; and undertake such works and
479 | construct such facilities determined by the board to be
480 | necessary or desirable to promote and ensure public safety
481 | within the spaceport territory.

482 ~~(18)~~(17) Hire, through its president ~~executive director~~, a
483 safety officer with substantial experience in public safety
484 procedures and programs for space vehicle launching and related
485 hazardous operations. The safety officer shall monitor and
486 report on the safety and hazards of ground-based space
487 operations to the president ~~executive director~~.

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

492 ~~(19)~~ Establish procedures, rules, and rates governing per
493 diem and travel expenses of its employees, the members of the
494 board of supervisors, and other persons authorized by the board
495 to incur such expenses. Except as otherwise provided in s.
496 331.3101, such rules are subject to provisions of state law or
497 rules pertaining to per diem and travel expenses of public
498 officers, employees, or other persons authorized by an agency
499 head to incur such expenses.

500 ~~(19)~~(20) Examine, develop, and use ~~utilize~~ new concepts,
501 designs, and ideas; own, acquire, construct, reconstruct, equip,
502 operate, maintain, extend, and improve experimental spaceport
503 facilities and services; and otherwise undertake, sponsor,
504 finance, and maintain such research activities, experimentation,
505 and development as the board may from time to time determine, in
506 connection with any of the projects that Space Florida ~~the~~
507 ~~authority~~ is authorized to undertake pursuant to the powers and
508 authority vested in it by this act, and in order to promote the

509 development and utilization of new concepts, designs, and ideas
 510 in the fields of space exploration, commercialization of the
 511 space industry, and spaceport facilities.

512 ~~(20)-(21)~~ Issue revenue bonds, assessment bonds, or any
 513 other bonds or obligations authorized by the provisions of this
 514 act or any other law, or any combination of the foregoing, and
 515 pay all or part of the cost of the acquisition, construction,
 516 reconstruction, extension, repair, improvement, or maintenance
 517 of any project or combination of projects, including payloads
 518 and space flight hardware, and equipment for research,
 519 development, and educational activities, to provide for any
 520 facility, service, or other activity of Space Florida ~~the~~
 521 ~~authority~~, and provide for the retirement or refunding of any
 522 bonds or obligations of Space Florida ~~the authority~~, or for any
 523 combination of the foregoing purposes. Space Florida ~~The~~
 524 ~~authority~~ must provide 14 days' notice to the presiding officers
 525 and appropriations chairs of both houses of the Legislature
 526 prior to presenting a bond proposal to the Governor and Cabinet.
 527 If either presiding officer or appropriations chair objects to
 528 the bonding proposal within the 14-day-notice period, the bond
 529 issuance may be approved only by a vote of three-fourths ~~two-~~
 530 ~~thirds~~ of the members of the Governor and Cabinet.

531 ~~(21)-(22)~~ Make expenditures for entertainment and travel
 532 expenses and business clients, guests, and other authorized
 533 persons as provided in this act.

534 ~~(22)-(23)~~ In connection with any financing agreement, fix
 535 and collect fees, loan payments, rental payments, and other

536 | charges for the use of any project in such amount as to provide
537 | sufficient moneys to pay the principal of and interest on bonds
538 | as the same shall become due and payable, if so provided in the
539 | bond resolution or trust agreement, and to create reserves for
540 | such purposes. The fees, rents, payments, and charges and all
541 | other revenues and proceeds derived from the project in
542 | connection with which the bonds of any issue shall have been
543 | issued, except such part thereof as may be necessary for such
544 | reserves or any expenditures as may be provided in the
545 | resolution authorizing the issuance of the bonds or in the trust
546 | agreement securing the same, shall be set aside, at the time as
547 | may be specified in the resolution or trust agreement, in a
548 | sinking fund which may be pledged to and charged with the
549 | payment of the principal of and the interest on such bonds as
550 | the same shall become due and the redemption price or the
551 | purchase price of bonds retired by call or purchase as therein
552 | provided. Such pledge is ~~shall be~~ valid and binding from the
553 | time the pledge is made. The fees, rents, charges, and other
554 | revenues and moneys so pledged and thereafter received by or on
555 | behalf of Space Florida ~~the authority~~ shall immediately be
556 | subject to the lien of any such pledge without any physical
557 | delivery thereof or further act, and the lien of any such pledge
558 | is ~~shall be~~ valid and binding as against all parties having
559 | claims of any kind in tort, contract, or otherwise against Space
560 | Florida ~~the authority~~, irrespective of whether such parties have
561 | notice thereof. Neither the resolution nor any trust agreement
562 | by which a pledge is created need be filed or recorded, except

563 in the records of Space Florida ~~the authority~~. The use and
564 disposition of money to the credit of the sinking fund shall be
565 subject to the provisions of the resolution authorizing the
566 issuance of such bonds or the provisions of such trust
567 agreement.

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

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

574 331.3051 Duties of Space Florida.--Space Florida shall:

575 (1) Create a business plan to foster the growth and
576 development of the aerospace industry. The business plan must
577 address business development; finance; spaceport operations;
578 research and development; workforce development; and education.
579 The business plan must be completed by March 1, 2007, and be
580 revised when determined as necessary by the board.

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

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

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

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

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

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

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

614 (c) Coordinating with programs and goals of the Department
 615 of Defense, the National Aeronautics and Space Administration,

616 the Export-Import Bank of the United States, the International
617 Trade Administration of the United States Department of
618 Commerce, the Foreign Credit Insurance Association, and other
619 private and public programs and organizations, domestic and
620 foreign.

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

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

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

629 (a) Seeking federal support and developing partnerships to
630 renew and upgrade the infrastructure and technologies at the
631 Cape Canaveral Air Force Station, the John F. Kennedy Space
632 Center, and the Eastern Range that will enhance space and
633 military programs of the Federal Government, and improve access
634 for commercial launch activities.

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

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

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

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

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

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

659 (b) Working in collaboration with one or more public or
660 private universities and other public or private entities to
661 develop a proposal for a Center of Excellence for Aerospace that
662 will foster and promote the research necessary to develop
663 commercially promising, advanced, and innovative science and
664 technology and will transfer those discoveries to the commercial
665 sector.

666 (9) Carry out its responsibility for workforce development
667 by coordinating with Workforce Florida, Inc., community
668 colleges, colleges, public and private universities, and other
669 public and private partners to develop a plan to retain, train,

670 and retrain workers, from entry-level skills training through to
671 technician-level, and 4-year degrees and higher, with the skills
672 most relevant to aerospace employers.

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

687 (11) Annually report on its performance with respect to
688 its business plan, to include finance, spaceport operations,
689 research and development, workforce development, and education.
690 The report shall be submitted to the Governor, the President of
691 the Senate, and the Speaker of the House of Representatives no
692 later than September 1 for the prior fiscal year.

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

695 331.306 Federal airspace notification.--In accordance
696 ~~coordination~~ with Federal Aviation Administration procedures the

697 ~~Florida Department of Transportation, Space Florida the~~
698 ~~authority shall develop and file the appropriate federal~~
699 ~~airspace notification to activate special-use airspace in~~
700 ~~support of its launch operations required for priority airspace~~
701 ~~use.~~

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

704 331.308 Board of directors ~~supervisors~~---

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

709 (a) The Governor.

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

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

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

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

718 (f) Twelve members from the private sector, one of whom
719 shall be a representative of organized labor with professional
720 experience in the aerospace industry, appointed by the Governor.
721 In making these appointments, the Governor shall ensure that the
722 composition of the board reflects the diversity of the aerospace
723 industry community of this state and, to the greatest degree

724 possible, that the composition of the board includes, but is not
725 limited to, at least one individual from each of the industries
726 of business, finance, marketing, space, aerospace, aviation,
727 defense, research and development, and education. The Governor
728 shall also consider whether the current members of the board,
729 together with potential appointees, reflect the racial, ethnic,
730 and gender diversity, as well as the geographic distribution, of
731 the population of the state.

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

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

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

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

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

749 (c) Any member is eligible for reappointment.

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

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

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

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

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

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

803 ~~a small business, as defined in s. 288.703. For the purpose of~~
804 ~~this section, "space industry" includes private sector entities~~
805 ~~engaged in space flight business, as defined in s. 212.031,~~
806 ~~research and technology development of space-based products and~~
807 ~~services, space station commercialization, development of~~
808 ~~spaceport and range technology, remote sensing products and~~
809 ~~services, space biotechnology, measurement and calibration of~~
810 ~~space assets, space related software and information technology~~
811 ~~development, design and architecture of space-based assets and~~
812 ~~facilities for manufacturing and other purposes, space related~~
813 ~~nanotechnology, space tourism, and other commercial enterprises~~
814 ~~utilizing uniquely space-based capabilities.~~

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

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

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

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

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

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

839 331.309 Treasurer; depositories; fiscal agent.--

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

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

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

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

874 331.310 Powers and duties of the board of directors
 875 supervisors. ~~--Except as otherwise provided in this act, all of~~
 876 ~~the powers and duties of the authority shall be exercised by and~~
 877 ~~through the board of supervisors, including the power and duty~~
 878 ~~to:~~

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

884 ~~may adopt administrative rules and regulations with respect to~~
 885 ~~any of the projects of the authority, with notice and public~~
 886 ~~hearing.~~

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

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

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

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

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

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

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

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

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

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

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

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

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

946 (2) The board of directors shall:

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

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

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

957 (d)~~(12)~~ Abide by all applicable federal labor laws in the
958 construction and day-to-day operations of Space Florida ~~the~~
959 ~~authority~~ and any spaceport. Further, the board shall establish,
960 by rule and regulation, pursuant to chapter 120, policies and
961 procedures for the construction and operation of Space Florida

962 ~~the authority~~ and any spaceport. The ~~Said~~ policies and
 963 procedures shall be such that when Space Florida ~~the authority~~
 964 expends federal funds for construction or operation of any
 965 spaceport project, Space Florida ~~the authority~~ will be subject
 966 to the federal labor laws observed at the John F. Kennedy Space
 967 Center and Cape Canaveral Air Force Station, Florida, applicable
 968 as a result of such federal expenditures.

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

981 (f) Establish a personnel management system.

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

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

985 331.3101 Space Florida ~~Space Authority~~; travel and
 986 entertainment expenses.--

987 (1) Notwithstanding the provisions of s. 112.061, Space
 988 Florida ~~the authority~~ shall adopt rules by which it may make

989 expenditures by advancement or reimbursement, or a combination
 990 thereof, to Space Florida ~~authority~~ officers and employees;
 991 reimburse business clients, guests, and authorized persons as
 992 defined in s. 112.061(2)(e); and make direct payments to third-
 993 party vendors:

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

1001 (b) For entertainment expenses of such guests, business
 1002 clients, and authorized persons incurred by Space Florida ~~the~~
 1003 ~~authority~~ in connection with the performance of its statutory
 1004 duties, and for entertainment expenses incurred for Space
 1005 Florida ~~authority~~ officials and employees when such expenses are
 1006 incurred while in the physical presence of such business
 1007 clients, guests, or authorized persons.

1008 (2) The rules shall be subject to approval by the Chief
 1009 Financial Officer before adoption ~~prior to promulgation~~. The
 1010 rules shall require the submission of paid receipts, or other
 1011 proof prescribed by the Chief Financial Officer, with any claim
 1012 for reimbursement, and shall require, as a condition for any
 1013 advancement, an agreement to submit paid receipts or other proof
 1014 and to refund any unused portion of the advancement within 15
 1015 days after the expense is incurred or, if the advancement is

1016 | made in connection with travel, within 15 days after completion
 1017 | of the travel. However, with respect to an advancement made
 1018 | solely for travel expenses, the rules may allow paid receipts or
 1019 | other proof to be submitted, and any unused portion of the
 1020 | advancement to be refunded, within 30 days after completion of
 1021 | the travel.

1022 | (3) An annual report shall be made to the Legislature not
 1023 | later than November 30 of each year for the previous fiscal
 1024 | year, which shall consist of a synopsis concisely summarizing
 1025 | all travel, entertainment, and incidental expenses incurred
 1026 | within the United States and, separately, all travel,
 1027 | entertainment, and incidental expenses incurred outside the
 1028 | United States.

1029 | (4) A ~~No~~ claim submitted under this section is not ~~shall~~
 1030 | ~~be~~ required to be sworn to before a notary public or other
 1031 | officer authorized to administer oaths, but any claim authorized
 1032 | or required to be made under any provision of this section must
 1033 | ~~shall~~ contain a statement that the expenses were actually
 1034 | incurred as necessary travel or entertainment expenses in the
 1035 | performance of official duties of Space Florida ~~the authority~~
 1036 | and shall be verified by written declaration that it is true and
 1037 | correct as to every material matter. Any person who willfully
 1038 | makes and subscribes to any such claim which the person does not
 1039 | believe to be true and correct as to every material matter or
 1040 | who willfully aids or assists in, or procures, counsels, or
 1041 | advises, the preparation or presentation of a claim pursuant to
 1042 | this section, which claim is fraudulent or false as to any

1043 material matter, whether or not such falsity or fraud is with
 1044 the knowledge or consent of the person authorized or required to
 1045 present such claim, commits a misdemeanor of the second degree,
 1046 punishable as provided in s. 775.082 or s. 775.083. Whoever
 1047 receives an advancement or reimbursement by means of a false
 1048 claim is civilly liable, in the amount of the overpayment, for
 1049 the reimbursement of the public fund from which the claim was
 1050 paid.

1051 Section 12. Section 331.311, Florida Statutes, is amended
 1052 to read:

1053 331.311 Exercise by Space Florida ~~authority~~ of its powers
 1054 within municipalities and other political subdivisions.--Space
 1055 Florida may ~~The authority shall have the power to~~ exercise any
 1056 of its rights, powers, privileges, and authority in any and all
 1057 portions of any spaceport territory lying within the boundaries
 1058 of any municipal corporation or other political subdivision,
 1059 heretofore or hereafter created or organized, whose boundaries
 1060 lie wholly or partly within the geographical limits of the
 1061 spaceport territory, to the same extent and in the same manner
 1062 as in areas of the spaceport territory not incorporated as part
 1063 of a municipality or other political subdivision. With respect
 1064 to any municipal corporation or other political subdivision
 1065 whose boundaries lie partly within and partly without the
 1066 geographical limits of the spaceport territory, Space Florida
 1067 may ~~the authority shall have the power to~~ exercise its rights,
 1068 powers, privileges, and authority only within the portion of the

1069 ~~such~~ municipal corporation or other political subdivision lying
 1070 within the boundaries of the spaceport territory.

1071 Section 13. Section 331.312, Florida Statutes, is amended
 1072 to read:

1073 331.312 Furnishing facilities and services within the
 1074 spaceport territory.--Space Florida may ~~The authority shall have~~
 1075 ~~the power to~~ construct, develop, create, maintain, and operate
 1076 its projects within the geographical limits of the spaceport
 1077 territory, including any portions of the spaceport territory
 1078 located inside the boundaries of any incorporated municipality
 1079 or other political subdivision, and to offer, supply, and
 1080 furnish the facilities and services provided for in this act to,
 1081 and to establish and collect fees, rentals, and other charges
 1082 from, persons, public or private, within the geographical limits
 1083 of the spaceport territory and for the use of Space Florida ~~the~~
 1084 ~~authority~~ itself.

1085 Section 14. Section 331.313, Florida Statutes, is amended
 1086 to read:

1087 331.313 Power of Space Florida ~~the authority~~ with respect
 1088 to roads.--Within the territorial limits of any spaceport
 1089 territory, Space Florida may ~~the authority has the right to~~
 1090 acquire, through purchase or interagency agreement, or as
 1091 otherwise provided in law, and to construct, control, and
 1092 maintain, roads deemed necessary by Space Florida ~~the authority~~
 1093 and connections thereto and extensions thereof now or hereafter
 1094 acquired, constructed, or maintained in accordance with
 1095 established highway safety standards; provided that, in the

1096 event a road being addressed by Space Florida ~~the authority~~ is
 1097 owned by another agency or jurisdiction, Space Florida ~~the~~
 1098 ~~authority~~, before ~~prior to~~ proceeding with the proposed project
 1099 or work activity, shall have either coordinated the desired work
 1100 with the owning agency or jurisdiction or shall have
 1101 successfully executed an interagency agreement with the owning
 1102 agency or jurisdiction.

1103 Section 15. Section 331.316, Florida Statutes, is amended
 1104 to read:

1105 331.316 Rates, fees, rentals, tolls, fares, and charges;
 1106 procedure for adoption and modification; minimum revenue
 1107 requirements.--

1108 (1) To recover the costs of the spaceport facility or
 1109 system, Space Florida ~~may~~ ~~the authority shall have the power to~~
 1110 prescribe, fix, establish, and collect rates, fees, rentals,
 1111 tolls, fares, or other charges (hereinafter referred to as
 1112 "revenues"), and to revise the same from time to time, for the
 1113 facilities and services furnished or to be furnished by Space
 1114 Florida ~~the authority~~ and the spaceport, including, but not
 1115 limited to, launch pads, ranges, payload assembly and processing
 1116 facilities, visitor and tourist facilities, transportation
 1117 facilities, and parking and other related facilities, and may
 1118 ~~shall have the power to~~ provide for reasonable penalties against
 1119 any user or property for any such rates, fees, rentals, tolls,
 1120 fares, or other charges that are delinquent.

1121 (2) The board may ~~shall have the power to~~ enter into
 1122 contracts for the use of the projects of Space Florida ~~the~~

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

1132 Section 16. Section 331.317, Florida Statutes, is amended
 1133 to read:

1134 331.317 Recovery of delinquent charges.--In the event that
 1135 any of the rates, fees, rentals, tolls, fares, other charges, or
 1136 delinquent penalties shall not be paid as and when due and shall
 1137 be in default for 30 days or more, the unpaid balance thereof
 1138 and all interest accrued thereon, together with attorney's fees
 1139 and costs, may be recovered by Space Florida ~~the authority~~ in a
 1140 civil action.

1141 Section 17. Section 331.318, Florida Statutes, is amended
 1142 to read:

1143 331.318 Discontinuance of service.--In the event that the
 1144 rates, fees, rentals, tolls, fares, or other charges for the
 1145 services and facilities of any project are not paid when due,
 1146 the board may ~~shall have the power to~~ discontinue and shut off
 1147 the same until such rates, fees, rentals, tolls, fares, or other
 1148 charges, including interest, penalties, and charges for the
 1149 shutting off and discontinuance and the restoration of such

1150 services and facilities, are fully paid. Such delinquent rates,
 1151 fees, rentals, tolls, fares, or other charges, together with
 1152 interest, penalties, and charges for the shutting off and
 1153 discontinuance and the restoration of such services and
 1154 facilities, and reasonable attorney's fees and other expenses,
 1155 may be recovered by Space Florida ~~the authority~~ by suit in any
 1156 court of competent jurisdiction. Space Florida ~~The authority~~ may
 1157 also enforce payment of such delinquent rates, fees, rentals,
 1158 tolls, fares, or other charges by any other lawful method of
 1159 enforcement.

1160 Section 18. Section 331.319, Florida Statutes, is amended
 1161 to read:

1162 331.319 Comprehensive planning; building and safety
 1163 codes.--The board of directors may ~~supervisors shall have the~~
 1164 ~~power to~~:

1165 (1) Adopt, and from time to time review, amend,
 1166 supplement, or repeal, a comprehensive general plan for the
 1167 physical development of the area within the spaceport territory
 1168 in accordance with the objectives and purposes of this act and
 1169 consistent with the comprehensive plans of the applicable county
 1170 or counties and municipality or municipalities adopted pursuant
 1171 to the Local Government Comprehensive Planning and Land
 1172 Development Regulation Act, part II of chapter 163.

1173 (2) Prohibit within the spaceport territory the
 1174 construction, alteration, repair, removal, or demolition, or the
 1175 commencement of the construction, alteration, repair (except
 1176 emergency repairs), removal, or demolition, of any building or

1177 structure, including, but not by way of limitation, public
 1178 utility poles, lines, pipes, and facilities, without first
 1179 obtaining a permit from the board or such other officer or
 1180 agency as the board may designate, and to prescribe the
 1181 procedure with respect to the obtaining of such permit.

1182 Section 19. Section 331.320, Florida Statutes, is amended
 1183 to read:

1184 331.320 Additional powers of board.--The board of
 1185 directors may ~~shall have the power~~ within any spaceport
 1186 territory ~~to~~:

1187 (1) Adopt regulations to prohibit or control the pollution
 1188 of air and water, and require certain location and placement of
 1189 electrical power, telephone, and other utility lines, cables,
 1190 pipes, and ducts.

1191 (2) Divide the spaceport territory into zones or districts
 1192 of such number, shape, and area as the board may deem best
 1193 suited to carry out the purposes of this act, and within and for
 1194 each such district make regulations and restrictions as provided
 1195 for in subsection (1).

1196 Section 20. Section 331.321, Florida Statutes, is amended
 1197 to read:

1198 331.321 Federal and other funds and aid.--Space Florida
 1199 may ~~The authority is authorized to~~ accept, receive, and receipt
 1200 for federal moneys, property, and other moneys or properties,
 1201 either public or private, for the acquisition, planning,
 1202 operation, construction, enlargement, improvement, maintenance,
 1203 equipment, or development of programs, facilities, and sites

1204 therefor, and ~~to~~ comply with the provisions of the laws of the
 1205 United States and any rules and regulations made thereunder for
 1206 the expenditure of federal moneys.

1207 Section 21. Section 331.322, Florida Statutes, is amended
 1208 to read:

1209 331.322 Agreements with municipalities within any
 1210 spaceport territory.--The board of directors and the governing
 1211 body or bodies of any one or more municipalities located wholly
 1212 or partly within any spaceport territory, whether now in
 1213 existence or hereafter created, may ~~are authorized to~~ enter into
 1214 and carry into effect contracts and agreements relating to the
 1215 common powers, duties, and functions of the board and other
 1216 officers, agents, and employees of Space Florida ~~the authority~~,
 1217 and the respective governing body or bodies of one or more such
 1218 municipalities, and their respective officers, agents, and
 1219 employees, to the end that there may be effective cooperation
 1220 between and coordination of the efforts of such municipality or
 1221 municipalities and Space Florida ~~the authority~~ in discharging
 1222 their common functions, powers, and duties and in rendering
 1223 services to the respective residents and property owners of such
 1224 municipality or municipalities and Space Florida ~~the authority~~.
 1225 The board and the governing body or bodies of one or more such
 1226 municipalities are further authorized to enter into and carry
 1227 into effect contracts and agreements for the performance of any
 1228 of their common functions, powers, and duties by a central
 1229 agency or common agent of the contracting parties.

1230 Section 22. Section 331.323, Florida Statutes, is amended
 1231 to read:

1232 331.323 Cooperative agreements with the state, counties,
 1233 and municipalities.--

1234 (1) The state and the counties, municipalities, and other
 1235 political subdivisions, public bodies, and agencies thereof, or
 1236 any of them, whether now existing or hereafter created, are
 1237 authorized to aid and cooperate with Space Florida ~~the authority~~
 1238 in carrying out any of the purposes and projects of Space
 1239 Florida ~~the authority~~, to enter into cooperative agreements with
 1240 Space Florida ~~the authority~~, to provide in any such cooperative
 1241 agreement for the making of loans, gifts, grants, or
 1242 contributions to Space Florida ~~the authority~~ and the granting
 1243 and conveyance to Space Florida ~~the authority~~ of real or
 1244 personal property of any kind or nature, or any interest
 1245 therein, for the carrying out of the purpose and projects of
 1246 Space Florida ~~the authority~~; to covenant in any such cooperative
 1247 agreement to pay all or any part of the costs of acquisition,
 1248 planning, development, construction, reconstruction, extension,
 1249 improvement, operation, and maintenance of any projects of Space
 1250 Florida ~~the authority~~; and to pay all or any part of the
 1251 principal and interest on any bonds of Space Florida ~~the~~
 1252 ~~authority~~.

1253 (2) The state and the counties, municipalities, and other
 1254 political subdivisions, public bodies, and agencies thereof, or
 1255 any of them, whether now existing or hereafter created, and
 1256 Space Florida ~~the authority created by this act~~, are further

1257 authorized to enter into cooperative agreements to provide for
 1258 the furnishing by Space Florida ~~the authority~~ to the state or
 1259 any county, municipality, or other political subdivision, public
 1260 body, or agency thereof of any of the facilities and services of
 1261 Space Florida ~~the authority~~, or by the state or any county,
 1262 municipality, or other political subdivision, public body, or
 1263 agency thereof to Space Florida ~~the authority~~ and to persons
 1264 within the spaceport territory of facilities and services of the
 1265 type that Space Florida ~~the authority~~ is authorized to furnish
 1266 or undertake, or such other facilities and services as may be
 1267 determined necessary or desirable by the board for the carrying
 1268 out of the purposes of this act. Without limitation of the
 1269 foregoing, such cooperative agreements may provide for the
 1270 furnishing by any county, municipality, or other political
 1271 subdivision of fire and police protection for Space Florida ~~the~~
 1272 ~~authority~~ and persons and property within Space Florida ~~the~~
 1273 ~~authority~~, and for the providing to Space Florida ~~the authority~~
 1274 of any services deemed necessary or desirable by the board for
 1275 the proper functioning of Space Florida ~~the authority~~.

1276 (3) Without limitation of the foregoing, the board may
 1277 undertake and finance any of the projects of Space Florida ~~the~~
 1278 ~~authority~~, in whole or in part, jointly with any municipality or
 1279 municipalities, now existing or hereafter created, or in any
 1280 other manner combine the projects of Space Florida ~~the authority~~
 1281 with the projects of such municipality or municipalities.

1282 (4) Any agreement of the type authorized by this section
 1283 may be made and entered into under ~~pursuant to~~ this act for such
 1284 time or times, not exceeding 40 years.

1285 Section 23. Section 331.324, Florida Statutes, is amended
 1286 to read:

1287 331.324 Contracts, grants, and contributions.--Space
 1288 Florida may ~~The authority shall have the power to~~ make and enter
 1289 all contracts and agreements necessary or incidental to the
 1290 performance of the functions of Space Florida ~~the authority~~ and
 1291 the execution of its powers, and to contract with, and to accept
 1292 and receive grants or loans of money, material, or property
 1293 from, any person, private or public, as the board shall
 1294 determine to be necessary or desirable to carry out the purposes
 1295 of this act, and in connection with any such contract, grant, or
 1296 loan to stipulate and agree to such covenants, terms, and
 1297 conditions as the board shall deem appropriate.

1298 Section 24. Section 331.325, Florida Statutes, is amended
 1299 to read:

1300 331.325 Environmental permits.--Space Florida ~~The~~
 1301 ~~authority~~ shall obtain required environmental permits in
 1302 accordance with federal and state law and shall comply with the
 1303 provisions of chapter 380.

1304 Section 25. Section 331.326, Florida Statutes, is amended
 1305 to read:

1306 331.326 Information relating to trade secrets
 1307 confidential.--The records of Space Florida ~~the authority~~
 1308 regarding matters encompassed by this act are public records

1309 subject to the provisions of chapter 119. Any information held
 1310 by Space Florida ~~the authority~~ which is a trade secret, as
 1311 defined in s. 812.081, including trade secrets of Space Florida
 1312 ~~the authority~~, any spaceport user, or the space industry
 1313 business, is confidential and exempt from the provisions of s.
 1314 119.07(1) and s. 24(a), Art. I of the State Constitution and may
 1315 not be disclosed. If Space Florida ~~the authority~~ determines that
 1316 any information requested by the public will reveal a trade
 1317 secret, it shall, in writing, inform the person making the
 1318 request of that determination. The determination is a final
 1319 order as defined in s. 120.52. Any meeting or portion of a
 1320 meeting of Space Florida's ~~the authority's~~ board of ~~supervisors~~
 1321 is exempt from the provisions of s. 286.011 and s. 24(b), Art. I
 1322 of the State Constitution when the board is discussing trade
 1323 secrets. Any public record generated during the closed portions
 1324 of the ~~such~~ meetings, such as minutes, tape recordings, and
 1325 notes, is confidential and exempt from the provisions of s.
 1326 119.07(1) and s. 24(a), Art. I of the State Constitution.

1327 Section 26. Section 331.327, Florida Statutes, is amended
 1328 to read:

1329 331.327 Foreign trade zone.--Space Florida may ~~The~~
 1330 ~~authority shall have the power to~~ apply to the Federal
 1331 Government for a grant allowing the designation of any spaceport
 1332 territory as a foreign trade zone pursuant to ss. 288.36 and
 1333 288.37. However, the designation of any spaceport territory as a
 1334 foreign trade zone does ~~shall~~ not ~~be deemed to~~ authorize an

1335 exemption from any tax imposed by the state or by any political
 1336 subdivision, agency, or instrumentality thereof.

1337 Section 27. Section 331.328, Florida Statutes, is amended
 1338 to read:

1339 331.328 Sovereign immunity.--As an independent special
 1340 district, Space Florida has ~~The authority shall be granted~~
 1341 sovereign immunity in the same manner as the state under the
 1342 laws and Constitution of the State of Florida. The state, by
 1343 this section, hereby waives the sovereign immunity granted to
 1344 the same extent as waived by the state under state law.

1345 Section 28. Section 331.329, Florida Statutes, is amended
 1346 to read:

1347 331.329 Changing boundary lines; annexation and exclusion
 1348 of lands; creation of municipalities within the geographical
 1349 limits of any spaceport territory; limitations on the furnishing
 1350 of services within annexed areas.--

1351 (1) The board of directors may at any time strike out or
 1352 correct the description of any land within or claimed to be
 1353 within the boundary lines of any spaceport territory upon the
 1354 written consent of the owners of all the land that would be
 1355 included or excluded from the boundary lines of any spaceport
 1356 territory or otherwise affected by the taking of such action,
 1357 and of the owners of not less than the majority in acreage of
 1358 all lands within any spaceport territory.

1359 (a) The board may enlarge the geographical limits of any
 1360 spaceport territory to include any lands not then within any
 1361 spaceport territory:

1362 1. Upon the written consent of the owners of all the land
 1363 to be included in any spaceport territory and of the owners of
 1364 not less than a majority in acreage of all the land then within
 1365 any spaceport territory; or

1366 2. By resolution of the board approved at a special
 1367 election called for such purpose, by vote of a majority of
 1368 freeholders residing within the area to be annexed and a
 1369 majority of freeholders residing within any spaceport territory.

1370 (b) The board of directors may contract the geographical
 1371 limits of any spaceport territory so as to exclude from any
 1372 spaceport territory any land then within any spaceport
 1373 territory:

1374 1. Upon the written consent of the owners of all the land
 1375 to be so excluded and of the owners of not less than a majority
 1376 in acreage of all the land then within any spaceport territory;
 1377 or

1378 2. By resolution of the board approved at a special
 1379 election called for such purpose, by vote of a majority of
 1380 freeholders residing within the area to be excluded and a
 1381 majority of the freeholders residing within any spaceport
 1382 territory.

1383 (2) Land, including property situated thereon, added to
 1384 any spaceport territory in the manner provided in subsection (1)
 1385 shall from the time of its inclusion within such spaceport
 1386 territory be subject to all assessments thereafter levied and
 1387 assessed on all other land or property of any spaceport
 1388 territory similarly situated. Land, including property situated

1389 thereon, excluded from any spaceport territory in the manner
1390 provided in subsection (1) shall from the date of such exclusion
1391 be exempt from assessments thereafter imposed by Space Florida
1392 ~~the authority~~ but shall not be exempt from assessments
1393 theretofore levied or due with respect to such land or property,
1394 or from subsequent installments of assessments theretofore
1395 levied or assessed with respect thereto, and such assessments
1396 may be enforced and collected by or on behalf of Space Florida
1397 ~~the authority~~ in the same manner as if such land or property
1398 continued to be within the geographical limits of any spaceport
1399 territory.

1400 (3) In the event that the geographical limits of any
1401 spaceport territory as set forth in s. 331.304 are revised so as
1402 to include within any spaceport territory any areas not
1403 presently contained within any spaceport territory, Space
1404 Florida ~~may the authority shall~~ not engage in the business of
1405 furnishing electric power for sale in such annexed area, unless
1406 Space Florida ~~the authority~~ shall offer to purchase from any
1407 person who is at the time engaged in the business of making,
1408 generating, or distributing electricity for sale within such
1409 annexed area, such portion of its electric plant and property
1410 suitable and used for such business in connection therewith as
1411 lies within the limits of such annexed area, in a manner
1412 consistent with law.

1413 (4) Space Florida ~~The authority~~ shall designate new launch
1414 pads outside the present designated spaceport territories by
1415 statutory amendment of s. 331.304.

1416 Section 29. Section 331.331, Florida Statutes, is amended
 1417 to read:

1418 331.331 Revenue bonds.--

1419 (1) Revenue bonds issued by Space Florida ~~the authority~~
 1420 shall not be deemed revenue bonds issued by the state or its
 1421 agencies for purposes of s. 11, Art. VII of the State
 1422 Constitution and ss. 215.57-215.83. Space Florida ~~The authority~~
 1423 shall include in its annual report to the Governor and
 1424 Legislature, as provided in s. 331.310, a summary of the status
 1425 of existing and proposed bonding projects.

1426 (2) The issuance of revenue bonds may be secured by or
 1427 payable from the gross or net pledge of the revenues to be
 1428 derived from any project or combination of projects, from the
 1429 rates, fees, rentals, tolls, fares, or other charges to be
 1430 collected from the users of any project or projects; from any
 1431 revenue-producing undertaking or activity of Space Florida ~~the~~
 1432 ~~authority~~; or from any source of pledged security. Such bonds
 1433 shall not constitute an indebtedness of Space Florida ~~the~~
 1434 ~~authority~~ unless such bonds are additionally secured by the full
 1435 faith and credit of Space Florida ~~the authority~~. Bonds issued by
 1436 Space Florida ~~the authority~~ are not secured by the full faith
 1437 and credit of the State of Florida and do not constitute an
 1438 obligation, either general or special, thereof.

1439 (3) Any two or more projects may be combined and
 1440 consolidated into a single project, and may thereafter be
 1441 operated and maintained as a single project. The revenue bonds
 1442 authorized herein may be issued to finance any one or more such

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

1460 Section 30. Section 331.333, Florida Statutes, is amended
 1461 to read:

1462 331.333 Refunding bonds.--Space Florida ~~The authority~~
 1463 through its board may ~~shall have the power to~~ issue bonds to
 1464 provide for the retirement or refunding of any bonds or
 1465 obligations of Space Florida ~~the authority~~ that at the time of
 1466 such issuance are or subsequently thereto become due and
 1467 payable, or that at the time of issuance have been called or are
 1468 or will be subject to call for redemption within 10 years
 1469 thereafter, or the surrender of which can be procured from the

1470 holders thereof at prices satisfactory to the board. Refunding
 1471 bonds may be issued at any time when in the judgment of the
 1472 board such issuance will be advantageous to Space Florida ~~the~~
 1473 ~~authority~~. The provisions of this act pertaining to bonds of
 1474 Space Florida ~~the authority~~ shall, unless the context otherwise
 1475 requires, govern the issuance of refunding bonds, the form and
 1476 other details thereof, the rights of the holders thereof, and
 1477 the duties of the board with respect to the same.

1478 Section 31. Section 331.334, Florida Statutes, is amended
 1479 to read:

1480 331.334 Pledging assessments and other revenues and
 1481 properties as additional security on bonds.--Space Florida ~~The~~
 1482 ~~authority~~ may pledge as additional security for the payment of
 1483 any of the bonds of Space Florida ~~the authority~~ its full faith
 1484 and credit, and provide that such bonds shall be payable as to
 1485 both principal and interest, and as to any reserve or other
 1486 funds provided therefor, to the full extent that any revenues as
 1487 defined in this act, assessments, or other funds, or any
 1488 combination thereof, pledged therefor are insufficient for the
 1489 full payment of the same, and provided further that no bonds
 1490 shall be issued to the payment of which the full faith and
 1491 credit of Space Florida ~~the authority~~ is pledged unless approved
 1492 at an election in the manner provided by law. Space Florida ~~The~~
 1493 ~~authority~~ by resolution of the board may also pledge as
 1494 additional security for said bonds the revenues from any project
 1495 of Space Florida ~~the authority~~, utility service, assessments,
 1496 and any other sources of revenue or funds, or any combination of

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

1508 Section 32. Section 331.335, Florida Statutes, is amended
 1509 to read:

1510 331.335 Lien of pledges.--All pledges of revenues and
 1511 assessments made pursuant to the provisions of this act shall be
 1512 valid and binding from the time when such pledges are made. All
 1513 such revenues and assessments so pledged and thereafter
 1514 collected shall immediately be subject to the lien of such
 1515 pledges without any physical delivery thereof or further action,
 1516 and the lien of such pledges shall be valid and binding as
 1517 against all parties having claims of any kind in tort, contract,
 1518 or otherwise against Space Florida ~~the authority~~, irrespective
 1519 of whether such parties have notice thereof.

1520 Section 33. Section 331.336, Florida Statutes, is amended
 1521 to read:

1522 331.336 Issuance of bond anticipation notes.--In addition
 1523 to the other powers provided for in this act and not in

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

1544 | Section 34. Section 331.337, Florida Statutes, is amended
 1545 | to read:

1546 | 331.337 Short-term borrowing.--Space Florida ~~The authority~~
 1547 | at any time may obtain loans, in such amount and on such terms
 1548 | and conditions as the board may approve, for the purpose of
 1549 | paying any of the expenses of Space Florida ~~the authority~~ or any
 1550 | costs incurred or that may be incurred in connection with any of

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

1566 Section 35. Section 331.338, Florida Statutes, is amended
 1567 to read:

1568 331.338 Trust agreements.--In the discretion of the board,
 1569 any issue of bonds may be secured by a trust agreement by and
 1570 between Space Florida ~~the authority~~ and a corporate trustee
 1571 which may be any trust company or bank having the powers of a
 1572 trust company within or without the state. The resolution
 1573 authorizing the issuance of the bonds or such trust agreement
 1574 may pledge the revenues to be received from any projects of
 1575 Space Florida ~~the authority~~ and any other authorized moneys to
 1576 be used for the repayment of bonds, and may contain such
 1577 provisions for protecting and enforcing the rights and remedies

1578 of the bondholders as the board may approve, including without
1579 limitation covenants setting forth the duties of Space Florida
1580 ~~the authority~~ in relation to the acquisition, planning,
1581 development, construction, reconstruction, improvement,
1582 maintenance, repair, operation, and insurance of any projects,
1583 the fixing and revision of the rates, fees, rentals, tolls,
1584 fares, and charges, and the custody, safeguarding, and
1585 application of all moneys, and for the employment of consulting
1586 engineers in connection with such acquisition, planning,
1587 development, construction, reconstruction, improvement,
1588 maintenance, repair, or operation. It shall be lawful for any
1589 bank or trust company incorporated under the laws of the state
1590 or the United States which may act as a depository of the
1591 proceeds of bonds or of revenues to furnish such indemnifying
1592 bonds or to pledge such securities as may be required by Space
1593 Florida ~~the authority~~. Such resolution or trust agreement may
1594 set forth the rights and remedies of the bondholders and of the
1595 trustee, if any, and may restrict the individual right of action
1596 by bondholders. The board may provide for the payment of the
1597 proceeds of the sale of the bonds and the revenues of any
1598 project to such officer, board, or depository as it may
1599 designate for the custody thereof, and for the method of
1600 disbursement thereof, with such safeguards and restrictions as
1601 it may determine. All expenses incurred in carrying out the
1602 provisions of such resolution or trust agreement may be treated
1603 as part of the cost of the project to which such trust agreement
1604 pertains.

1605 Section 36. Section 331.339, Florida Statutes, is amended
 1606 to read:

1607 331.339 Sale of bonds.--Bonds may be sold in blocks or
 1608 installments at different times, or an entire issue or series
 1609 may be sold at one time. Bonds may only be sold at public sale
 1610 after being advertised and publicly noticed, unless Space
 1611 Florida ~~the authority~~ has previously complied with the
 1612 provisions of s. 218.385. Bonds may be sold or exchanged for
 1613 refunding bonds. Special assessment and revenue bonds may be
 1614 delivered as payment by Space Florida ~~the authority~~ of the
 1615 purchase price or lease of any project or part thereof, or a
 1616 combination of projects or parts thereof, or as the purchase
 1617 price of, or exchange for, any property, real, personal, or
 1618 mixed, including franchises, or services rendered by any
 1619 contractor, engineer, or other person, all at one time or in
 1620 blocks from time to time, in such manner and upon such terms as
 1621 the board in its discretion shall determine. The price or prices
 1622 for any bonds sold, exchanged, or delivered may be:

- 1623 (1) The money paid for the bonds.
- 1624 (2) The principal amount, plus accrued interest to date of
 1625 redemption or exchange, of outstanding obligations exchanged for
 1626 refunding bonds.
- 1627 (3) In the case of special assessment or revenue bonds,
 1628 the amount of any indebtedness to contractors or other persons
 1629 paid with such bonds, or the fair value of any properties
 1630 exchanged for the bonds, as determined by the board.

1631 Section 37. Section 331.340, Florida Statutes, is amended
 1632 to read:

1633 331.340 Authorization and form of bonds.--Bonds may be
 1634 authorized by resolution or resolutions of the board which shall
 1635 be adopted by a majority of all of the members thereof then in
 1636 office and present at the meeting at which the resolution or
 1637 resolutions are adopted and shall be approved as provided in s.
 1638 331.305. The resolution or resolutions of the board may be
 1639 adopted at the same meeting at which they are introduced, and
 1640 shall be published and noticed. The board may by resolution
 1641 authorize the issuance of bonds, fix the aggregate amount of
 1642 bonds to be issued, the purpose or purposes for which the moneys
 1643 derived therefrom shall be expended, the rate or rates of
 1644 interest, the denomination of the bonds, whether or not the
 1645 bonds are to be issued in one or more series, the date or dates
 1646 thereof, the date or dates of maturity, which shall not exceed
 1647 40 years from their respective dates of issuance, the medium of
 1648 payment, the place or places within or without the state where
 1649 payment shall be made, registration privileges, redemption terms
 1650 and privileges (whether with or without premium), the manner of
 1651 execution, the form of the bonds including any interest coupons
 1652 to be attached thereto, the manner of execution of bonds and
 1653 coupons, and any and all other terms, covenants, and conditions
 1654 thereof, and the establishment of reserve or other funds. Such
 1655 authorizing resolution may further provide that such bonds may
 1656 be executed manually or by engraved, lithographed, or facsimile
 1657 signature, provided that where signatures are engraved,

1658 lithographed, or facsimile no bond shall be valid unless
1659 countersigned by a registrar or other officer designated by
1660 appropriate resolution of the board. The seal of Space Florida
1661 ~~the authority~~ may be affixed, lithographed, engraved, or
1662 otherwise reproduced in facsimile on such bonds. In case any
1663 officer whose signature or a facsimile of whose signature shall
1664 appear on any bonds or coupons shall cease to be such officer
1665 before the delivery of such bonds, such signature or facsimile
1666 shall nevertheless be valid and sufficient for all purposes the
1667 same as if the officer had remained in office until such
1668 delivery.

1669 Section 38. Section 331.343, Florida Statutes, is amended
1670 to read:

1671 331.343 Defeasance.--The board may make such provision
1672 with respect to the defeasance of the right, title, and interest
1673 of the holders of any of the bonds and obligations of Space
1674 Florida ~~the authority~~ in any revenues, funds, or other
1675 properties by which such bonds are secured as the board deems
1676 appropriate and, without limitation on the foregoing, may
1677 provide that when such bonds or obligations become due and
1678 payable or shall have been called for redemption, and the whole
1679 amount of the principal and the interest and premium, if any,
1680 due and payable upon the bonds or obligations when outstanding
1681 shall be paid, or sufficient moneys or direct obligations of the
1682 United States Government the principal of and the interest on
1683 which when due will provide sufficient moneys, shall be held or
1684 deposited in trust for such purpose, and provision shall also be

1685 made for paying all other sums payable in connection with such
1686 bonds or other obligations, then and in such event the right,
1687 title, and interest of the holders of the bonds in any revenues,
1688 funds, or other properties by which such bonds are secured shall
1689 thereupon cease, terminate, and become void; and the board may
1690 apply any surplus in any sinking fund established in connection
1691 with such bonds or obligations and all balances remaining in all
1692 other funds or accounts other than money held for the redemption
1693 or payment of the bonds or other obligations to any lawful
1694 purpose of Space Florida ~~the authority~~ as the board shall
1695 determine.

1696 Section 39. Section 331.345, Florida Statutes, is amended
1697 to read:

1698 331.345 Covenants.--Any resolution authorizing the
1699 issuance of bonds may contain such covenants as the board may
1700 deem advisable and all such covenants shall constitute valid and
1701 legally binding and enforceable contracts between Space Florida
1702 ~~the authority~~ and the bondholders, regardless of the time of
1703 issuance thereof. Such covenants may include, without
1704 limitation, covenants concerning the disposition of the bond
1705 proceeds, the use and disposition of project revenues, the
1706 pledging of revenues, and assessments, the obligations of Space
1707 Florida ~~the authority~~ with respect to the operation of the
1708 project and the maintenance of adequate project revenues, the
1709 issuance of additional bonds, the appointment, powers, and
1710 duties of trustees and receivers, the acquisition of outstanding
1711 bonds and obligations, restrictions on the establishing of

1712 competing projects or facilities, restrictions on the sale or
 1713 disposal of the assets and property of Space Florida ~~the~~
 1714 ~~authority~~, the priority of assessment liens, the priority of
 1715 claims by bondholders on the taxing power of Space Florida ~~the~~
 1716 ~~authority~~, the maintenance of deposits to assure the payment of
 1717 revenues by users of spaceport facilities and services, the
 1718 discontinuance of Space Florida ~~authority~~ services by reason of
 1719 delinquent payments, acceleration upon default, the execution of
 1720 necessary instruments, the procedure for amending or abrogating
 1721 covenants with the bondholders, and such other covenants as may
 1722 be deemed necessary or desirable for the security of the
 1723 bondholders.

1724 Section 40. Section 331.346, Florida Statutes, is amended
 1725 to read:

1726 331.346 Validity of bonds; validation proceedings.--Any
 1727 bonds issued by Space Florida ~~the authority~~ shall be
 1728 incontestable in the hands of bona fide purchasers or holders
 1729 for value and shall not be invalid because of any irregularity
 1730 or defect in the proceedings for the issue and sale thereof.
 1731 Prior to the issuance of any bonds, Space Florida ~~the authority~~
 1732 shall publish a notice at least once in a newspaper or
 1733 newspapers published or of general circulation in the
 1734 appropriate counties in the state, stating the date of adoption
 1735 of the resolution authorizing such obligations, the amount,
 1736 maximum rate of interest, and maturity of such obligations, and
 1737 the purpose in general terms for which such obligations are to
 1738 be issued, and further stating that no action or proceeding

1739 | questioning the validity of such obligations or of the
 1740 | proceedings authorizing the issuance thereof, or of any
 1741 | covenants made therein, must be instituted within 20 days after
 1742 | the first publication of such notice, or the validity of such
 1743 | obligations, proceedings, and covenants shall not be thereafter
 1744 | questioned in any court whatsoever. If no such action or
 1745 | proceeding is so instituted within such 20-day period, then the
 1746 | validity of such obligations, proceedings, and covenants shall
 1747 | be conclusive, and all persons or parties whatsoever shall be
 1748 | forever barred from questioning the validity of such
 1749 | obligations, proceedings, or covenants in any court whatsoever.

1750 | Section 41. Section 331.347, Florida Statutes, is amended
 1751 | to read:

1752 | 331.347 Act furnishes full authority for issuance of
 1753 | bonds.--This act constitutes full and complete authority for the
 1754 | issuance of bonds and the exercise of the powers of Space
 1755 | Florida ~~the authority~~ provided herein. Any and all bonds issued
 1756 | by Space Florida ~~the authority~~ shall not be secured by the full
 1757 | faith and credit of the State of Florida and do not constitute
 1758 | an obligation, either general or special, thereof.

1759 | Section 42. Section 331.348, Florida Statutes, is amended
 1760 | to read:

1761 | 331.348 Investment of funds.--The board may in its
 1762 | discretion invest funds of Space Florida ~~the authority~~ through
 1763 | the Chief Financial Officer or in:

1764 (1) Direct obligations of or obligations guaranteed by the
 1765 United States or for the payment of the principal and interest
 1766 of which the faith and credit of the United States is pledged;

1767 (2) Bonds or notes issued by any of the following federal
 1768 agencies: Bank for Cooperatives; federal intermediate credit
 1769 banks; federal home loan bank system; federal land banks; or the
 1770 Federal National Mortgage Association (including debentures or
 1771 participating certificates issued by such association);

1772 (3) Public housing bonds issued by public housing
 1773 authorities and secured by a pledge or annual contributions
 1774 under an annual contribution contract or contracts with the
 1775 United States;

1776 (4) Bonds or other interest-bearing obligations of any
 1777 county, district, city, or town located in the state for which
 1778 the full faith and credit of such political subdivision is
 1779 pledged;

1780 (5) Any investment authorized for insurers by ss. 625.306-
 1781 625.316 and amendments thereto; or

1782 (6) Any investment authorized under s. 17.57 and
 1783 amendments thereto.

1784 Section 43. Section 331.349, Florida Statutes, is amended
 1785 to read:

1786 331.349 Fiscal year of Space Florida ~~the authority~~.--The
 1787 board may ~~has the power to~~ establish and from time to time
 1788 redetermine the fiscal year of Space Florida ~~the authority~~.
 1789 Unless the board otherwise provides, Space Florida's ~~the~~
 1790 ~~authority's~~ fiscal year shall be July 1 through June 30.

1791 Section 44. Section 331.350, Florida Statutes, is amended
 1792 to read:

1793 331.350 Insurance coverage of Space Florida ~~the authority~~;
 1794 safety program.--

1795 (1) Notwithstanding any other provision of law, the State
 1796 Risk Management Trust Fund established under s. 284.30 may ~~shall~~
 1797 not insure buildings and property owned or leased by Space
 1798 Florida ~~the authority~~.

1799 (2) Notwithstanding any other provision of law, the State
 1800 Risk Management Trust Fund established under s. 284.30 may ~~shall~~
 1801 not insure against any liability of Space Florida ~~the authority~~.

1802 (3) Space Florida ~~The authority~~ shall establish a safety
 1803 program. The safety program shall include:

1804 (a) The development and implementation of a loss
 1805 prevention program which shall consist of a comprehensive
 1806 ~~authority-wide~~ safety program for all of Space Florida,
 1807 including a statement, established by the board of directors
 1808 ~~supervisors~~, of safety policy and responsibility.

1809 (b) Provision for regular and periodic facility and
 1810 equipment inspections.

1811 (c) Investigation of job-related employee accidents and
 1812 other accidents occurring on the premises of Space Florida ~~the~~
 1813 ~~authority~~ or within areas of its jurisdiction.

1814 (d) Establishment of a program to promote increased safety
 1815 awareness among employees, agents, and subcontractors of Space
 1816 Florida ~~the authority~~.

1817 (4) (a) Space Florida ~~The authority~~ shall, if available,
 1818 secure insurance coverage within reasonable limits for liability
 1819 which may arise as a consequence of its responsibilities.

1820 (b) Space Florida ~~The authority~~ shall, if available, and
 1821 if cost-effective, secure insurance coverage on its buildings,
 1822 facilities, and property at reasonable levels.

1823 (c) Space Florida ~~The authority~~, with respect to the
 1824 purchase of insurance, shall be subject to the applicable
 1825 provisions of chapter 287 and other applicable law.

1826 Section 45. Section 331.351, Florida Statutes, is amended
 1827 to read:

1828 331.351 Participation by women, minorities, and socially
 1829 and economically disadvantaged business enterprises
 1830 encouraged.--It is the intent of the Legislature and the public
 1831 policy of this state that women, minorities, and socially and
 1832 economically disadvantaged business enterprises be encouraged to
 1833 participate fully in all phases of economic and community
 1834 development. Accordingly, to achieve such purpose, Space Florida
 1835 ~~the authority~~ shall, in accordance with applicable state and
 1836 federal law, involve and utilize women, minorities, and socially
 1837 and economically disadvantaged business enterprises in all
 1838 phases of the design, development, construction, maintenance,
 1839 and operation of spaceports developed under this act.

1840 Section 46. Section 331.354, Florida Statutes, is amended
 1841 to read:

1842 331.354 Tax exemption.--The exercise of the powers granted
 1843 by this act in all respects shall be for the benefit of the

1844 people of the state, for the increase of their industry and
 1845 prosperity, for the improvement of their health and living
 1846 conditions, and for the provision of gainful employment and
 1847 shall constitute the performance of essential public functions.
 1848 Space Florida is ~~The authority shall~~ not be required to pay any
 1849 taxes on any project or any other property owned by Space
 1850 Florida ~~the authority~~ under ~~the provisions of~~ this act or upon
 1851 the income therefrom. The bonds issued under ~~the provisions of~~
 1852 this act or upon the income therefrom (including any profit made
 1853 on the sale thereof), and all notes, mortgages, security
 1854 agreements, letters of credit, or other instruments which arise
 1855 out of or are given to secure the repayment of bonds issued in
 1856 connection with a project financed under this act, shall at all
 1857 times be free from taxation by the state or any local unit,
 1858 political subdivision, or other instrumentality of the state.
 1859 ~~Nothing in~~ This section, however, does not exempt ~~shall be~~
 1860 ~~construed as exempting~~ from taxation or assessments the
 1861 leasehold interest of a lessee in any project or any other
 1862 property or interest owned by the lessee. The exemption granted
 1863 by this section is ~~shall~~ not be applicable to any tax imposed by
 1864 chapter 220 on interest, income, or profits on debt obligations
 1865 owned by corporations.

1866 Section 47. Section 331.355, Florida Statutes, is amended
 1867 to read:

1868 331.355 Use of name; ownership rights to intellectual
 1869 property.--

1870 (1) (a) The corporate name of a corporation incorporated or
 1871 authorized to transact business in this state, or the name of
 1872 any person or business entity transacting business in this
 1873 state, may not use the words "Space Florida," "Florida Space
 1874 Authority," "Florida Aerospace Finance Corporation," "Florida
 1875 Space Research Institute," "spaceport Florida," or "Florida
 1876 spaceport" in its name unless the Space Florida board of
 1877 directors ~~the authority~~ gives written approval for such use.

1878 (b) The Department of State may dissolve, pursuant to s.
 1879 607.1421, any corporation that violates paragraph (a).

1880 (2) Notwithstanding any provision of chapter 286, the
 1881 legal title and every right, interest, claim, or demand of any
 1882 kind in and to any patent, trademark, copyright, certification
 1883 mark, or other right acquired under the patent and trademark
 1884 laws of the United States or this state or any foreign country,
 1885 or the application for the same, as is owned or held, acquired,
 1886 or developed by Space Florida ~~the authority~~, under the authority
 1887 and directions given it by this part, is vested in Space Florida
 1888 ~~the authority~~ for the use, benefit, and purposes provided in
 1889 this part. Space Florida ~~The authority~~ is vested with and is
 1890 authorized to exercise any and all of the normal incidents of
 1891 such ownership, including the receipt and disposition of
 1892 royalties. Any sums received as royalties from any such rights
 1893 are hereby appropriated to Space Florida ~~the authority~~ for any
 1894 and all of the purposes and uses provided in this part.

1895 Section 48. Section 331.360, Florida Statutes, is amended
 1896 to read:

1897 331.360 Joint participation ~~project~~ agreement or
1898 assistance; spaceport master plan.--

1899 (1) It shall be the duty, function, and responsibility of
1900 the Department of Transportation to promote the further
1901 development and improvement of aerospace transportation
1902 facilities; to address intermodal requirements and impacts of
1903 the launch ranges, spaceports, and other space transportation
1904 facilities; to assist in the development of joint-use facilities
1905 and technology that support aviation and aerospace operations;
1906 to coordinate and cooperate in the development of spaceport
1907 infrastructure and related transportation facilities contained
1908 in the Strategic Intermodal System Plan; to encourage, where
1909 appropriate, the cooperation and integration of airports and
1910 spaceports in order to meet transportation-related needs; and to
1911 facilitate and promote cooperative efforts between federal and
1912 state government entities to improve space transportation
1913 capacity and efficiency. In carrying out this duty and
1914 responsibility, the department may assist and advise, cooperate
1915 with, and coordinate with federal, state, local, or private
1916 organizations and individuals. The department may
1917 administratively house its space transportation responsibilities
1918 within an existing division or office.

1919 (2) Notwithstanding any other provision of law, the
1920 Department of Transportation may enter into a joint
1921 participation ~~project~~ agreement with, or otherwise assist, ~~the~~
1922 ~~Florida~~ Space Florida ~~Authority~~ as necessary to effectuate the
1923 provisions of this chapter and may allocate funds for such

1924 | purposes in its 5-year work program. However, the department may
 1925 | not fund the administrative or operational costs of Space
 1926 | Florida ~~the authority~~.

1927 | (3) Space Florida ~~The authority~~ shall develop a spaceport
 1928 | master plan for expansion and modernization of space
 1929 | transportation facilities within spaceport territories as
 1930 | defined in s. 331.303~~(23)~~. The plan shall contain recommended
 1931 | projects to meet current and future commercial, national, and
 1932 | state space transportation requirements. Space Florida ~~The~~
 1933 | ~~authority~~ shall submit the plan to any appropriate metropolitan
 1934 | planning organization ~~M.P.O.~~ for review of intermodal impacts.
 1935 | Space Florida ~~The authority~~ shall submit the spaceport master
 1936 | plan to the Department of Transportation, and such plan may be
 1937 | included within the department's 5-year work program of
 1938 | qualifying aerospace discretionary capacity improvement under
 1939 | subsection (4). The plan shall identify appropriate funding
 1940 | levels and include recommendations on appropriate sources of
 1941 | revenue that may be developed to contribute to the State
 1942 | Transportation Trust Fund.

1943 | (4) Subject to the availability of appropriated funds, the
 1944 | department may participate in the capital cost of eligible
 1945 | spaceport discretionary capacity improvement projects. The
 1946 | annual legislative budget request shall be based on the proposed
 1947 | funding requested for approved spaceport discretionary capacity
 1948 | improvement projects.

1949 | Section 49. Section 331.369, Florida Statutes, is amended
 1950 | to read:

1951 331.369 Space Industry Workforce Initiative.--

1952 (1) The Legislature finds that the aerospace ~~space~~

1953 industry is critical to the economic future of the state and

1954 that the competitiveness of the industry in the state depends

1955 upon the development and maintenance of a qualified workforce.

1956 The Legislature further finds that the aerospace ~~space~~ industry

1957 in this state has diverse and complex workforce needs,

1958 including, but not limited to, the need for qualified entry-

1959 level workers, the need to upgrade the skills of technician-

1960 level incumbent workers, and the need to ensure continuing

1961 education opportunities for workers with advanced educational

1962 degrees. It is the intent of the Legislature to support programs

1963 designed to address the workforce development needs of the

1964 aerospace ~~space~~ industry in this state.

1965 (2) The Workforce Development Board of Enterprise Florida,

1966 Inc., or its successor entity, shall coordinate development of a

1967 Space Industry Workforce Initiative in partnership with Space

1968 Florida, ~~the Florida Space Research Institute, the institute's~~

1969 ~~consortium~~ of public and private universities, community

1970 colleges, and other training providers approved by the board.

1971 The purpose of the initiative is to use or revise existing

1972 programs and to develop innovative new programs to address the

1973 workforce needs of the aerospace ~~space~~ industry.

1974 (3) The initiative shall emphasize:

1975 (a) Curricula content and timeframes developed with

1976 industry participation and endorsed by the industry;

1977 (b) Programs that certify persons completing training as
 1978 meeting industry-approved standards or competencies;

1979 (c) Use of distance-learning and computer-based training
 1980 modules as appropriate and feasible;

1981 (d) Industry solicitation of public and private
 1982 universities to develop continuing education programs at the
 1983 master's and doctoral levels;

1984 (e) Agreements with the National Aeronautics and Space
 1985 Administration to replicate on a national level successful
 1986 training programs developed through the initiative; and

1987 (f) Leveraging of state and federal workforce funds.

1988 (4) The Workforce Development Board of Enterprise Florida,
 1989 Inc., or its successor entity, with the assistance of Space
 1990 Florida ~~the Florida Space Research Institute~~, shall convene
 1991 representatives from the aerospace ~~space~~ industry to identify
 1992 the priority training and education needs of the industry and to
 1993 appoint a team to design programs to meet the ~~such~~ priority
 1994 needs.

1995 (5) The Workforce Development Board of Enterprise Florida,
 1996 Inc., or its successor entity, as part of its statutorily
 1997 prescribed annual report to the Legislature, shall provide
 1998 recommendations for policies, programs, and funding to enhance
 1999 the workforce needs of the aerospace ~~space~~ industry.

2000 Section 50. Paragraph (g) of subsection (2) of section
 2001 14.2015, Florida Statutes, is amended to read:

2002 14.2015 Office of Tourism, Trade, and Economic
 2003 Development; creation; powers and duties.--

2004 (2) The purpose of the Office of Tourism, Trade, and
 2005 Economic Development is to assist the Governor in working with
 2006 the Legislature, state agencies, business leaders, and economic
 2007 development professionals to formulate and implement coherent
 2008 and consistent policies and strategies designed to provide
 2009 economic opportunities for all Floridians. To accomplish such
 2010 purposes, the Office of Tourism, Trade, and Economic Development
 2011 shall:

2012 (g) Serve as contract administrator for the state with
 2013 respect to contracts with Enterprise Florida, Inc., the Florida
 2014 Commission on Tourism, Space Florida, and all direct-support
 2015 organizations under this act, excluding those relating to
 2016 tourism. To accomplish the provisions of this act and applicable
 2017 provisions of chapter 288, and notwithstanding the provisions of
 2018 part I of chapter 287, the office shall enter into specific
 2019 contracts with Enterprise Florida, Inc., the Florida Commission
 2020 on Tourism, Space Florida, and other appropriate direct-support
 2021 organizations. Such contracts may be multiyear and shall include
 2022 specific performance measures for each year.

2023 Section 51. Section 74.011, Florida Statutes, is amended
 2024 to read:

2025 74.011 Scope.--In any eminent domain action, properly
 2026 instituted by and in the name of the state; the Department of
 2027 Transportation; any county, school board, municipality,
 2028 expressway authority, regional water supply authority,
 2029 transportation authority, flood control district, or drainage or
 2030 subdrainage district; the ship canal authority; any lawfully

2031 constituted housing, port, or aviation authority; ~~the Florida~~
 2032 ~~Space Authority~~, or any rural electric cooperative, telephone
 2033 cooperative corporation, or public utility corporation, the
 2034 petitioner may avail itself of the provisions of this chapter to
 2035 take possession and title in advance of the entry of final
 2036 judgment.

2037 Section 52. Subsection (6) of section 196.012, Florida
 2038 Statutes, is amended to read:

2039 196.012 Definitions.--For the purpose of this chapter, the
 2040 following terms are defined as follows, except where the context
 2041 clearly indicates otherwise:

2042 (6) Governmental, municipal, or public purpose or function
 2043 shall be deemed to be served or performed when the lessee under
 2044 any leasehold interest created in property of the United States,
 2045 the state or any of its political subdivisions, or any
 2046 municipality, agency, special district, authority, or other
 2047 public body corporate of the state is demonstrated to perform a
 2048 function or serve a governmental purpose which could properly be
 2049 performed or served by an appropriate governmental unit or which
 2050 is demonstrated to perform a function or serve a purpose which
 2051 would otherwise be a valid subject for the allocation of public
 2052 funds. For purposes of the preceding sentence, an activity
 2053 undertaken by a lessee which is permitted under the terms of its
 2054 lease of real property designated as an aviation area on an
 2055 airport layout plan which has been approved by the Federal
 2056 Aviation Administration and which real property is used for the
 2057 administration, operation, business offices and activities

2058 related specifically thereto in connection with the conduct of
2059 an aircraft full service fixed base operation which provides
2060 goods and services to the general aviation public in the
2061 promotion of air commerce shall be deemed an activity which
2062 serves a governmental, municipal, or public purpose or function.
2063 Any activity undertaken by a lessee which is permitted under the
2064 terms of its lease of real property designated as a public
2065 airport as defined in s. 332.004(14) by municipalities,
2066 agencies, special districts, authorities, or other public bodies
2067 corporate and public bodies politic of the state, a spaceport as
2068 defined in s. 331.303~~(19)~~, or which is located in a deepwater
2069 port identified in s. 403.021(9)(b) and owned by one of the
2070 foregoing governmental units, subject to a leasehold or other
2071 possessory interest of a nongovernmental lessee that is deemed
2072 to perform an aviation, airport, aerospace, maritime, or port
2073 purpose or operation shall be deemed an activity that serves a
2074 governmental, municipal, or public purpose. The use by a lessee,
2075 licensee, or management company of real property or a portion
2076 thereof as a convention center, visitor center, sports facility
2077 with permanent seating, concert hall, arena, stadium, park, or
2078 beach is deemed a use that serves a governmental, municipal, or
2079 public purpose or function when access to the property is open
2080 to the general public with or without a charge for admission. If
2081 property deeded to a municipality by the United States is
2082 subject to a requirement that the Federal Government, through a
2083 schedule established by the Secretary of the Interior, determine
2084 that the property is being maintained for public historic

2085 | preservation, park, or recreational purposes and if those
 2086 | conditions are not met the property will revert back to the
 2087 | Federal Government, then such property shall be deemed to serve
 2088 | a municipal or public purpose. The term "governmental purpose"
 2089 | also includes a direct use of property on federal lands in
 2090 | connection with the Federal Government's Space Exploration
 2091 | Program or spaceport activities as defined in s. 212.02(22).
 2092 | Real property and tangible personal property owned by the
 2093 | Federal Government or Space Florida ~~the Florida Space Authority~~
 2094 | and used for defense and space exploration purposes or which is
 2095 | put to a use in support thereof shall be deemed to perform an
 2096 | essential national governmental purpose and shall be exempt.
 2097 | "Owned by the lessee" as used in this chapter does not include
 2098 | personal property, buildings, or other real property
 2099 | improvements used for the administration, operation, business
 2100 | offices and activities related specifically thereto in
 2101 | connection with the conduct of an aircraft full service fixed
 2102 | based operation which provides goods and services to the general
 2103 | aviation public in the promotion of air commerce provided that
 2104 | the real property is designated as an aviation area on an
 2105 | airport layout plan approved by the Federal Aviation
 2106 | Administration. For purposes of determination of "ownership,"
 2107 | buildings and other real property improvements which will revert
 2108 | to the airport authority or other governmental unit upon
 2109 | expiration of the term of the lease shall be deemed "owned" by
 2110 | the governmental unit and not the lessee. Providing two-way
 2111 | telecommunications services to the public for hire by the use of

2112 a telecommunications facility, as defined in s. 364.02(15), and
 2113 for which a certificate is required under chapter 364 does not
 2114 constitute an exempt use for purposes of s. 196.199, unless the
 2115 telecommunications services are provided by the operator of a
 2116 public-use airport, as defined in s. 332.004, for the operator's
 2117 provision of telecommunications services for the airport or its
 2118 tenants, concessionaires, or licensees, or unless the
 2119 telecommunications services are provided by a public hospital.
 2120 However, property that is being used to provide such
 2121 telecommunications services on or before October 1, 1997, shall
 2122 remain exempt, but such exemption expires October 1, 2004.

2123 Section 53. Subsection (22) of section 212.02, Florida
 2124 Statutes, is amended to read:

2125 212.02 Definitions.--The following terms and phrases when
 2126 used in this chapter have the meanings ascribed to them in this
 2127 section, except where the context clearly indicates a different
 2128 meaning:

2129 (22) "Spaceport activities" means activities directed or
 2130 sponsored by Space Florida ~~the Florida Space Authority~~ on
 2131 spaceport territory pursuant to its powers and responsibilities
 2132 under the Space Florida Act ~~Florida Space Authority Act~~.

2133 Section 54. Subsection (7) of section 288.063, Florida
 2134 Statutes, is amended to read:

2135 288.063 Contracts for transportation projects.--

2136 (7) For the purpose of this section, Space Florida ~~the~~
 2137 ~~Florida Space Authority~~ may serve as the local government or as

2138 | the contracting agency for transportation projects within
 2139 | spaceport territory as defined by s. 331.304.

2140 | Section 55. Subsection (1) of section 288.075, Florida
 2141 | Statutes, is amended to read:

2142 | 288.075 Confidentiality of records.--

2143 | (1) As used in this section, the term "economic
 2144 | development agency" means the Office of Tourism, Trade, and
 2145 | Economic Development, any industrial development authority
 2146 | created in accordance with part III of chapter 159 or by special
 2147 | law, Space Florida ~~the Florida Space Authority~~ created in part
 2148 | II of chapter 331, ~~the Florida Aerospace Finance Corporation~~
 2149 | ~~created in part III of chapter 331~~, the public economic
 2150 | development agency of a county or municipality, or any research
 2151 | and development authority created in accordance with part V of
 2152 | chapter 159. The term also includes any private agency, person,
 2153 | partnership, corporation, or business entity when authorized by
 2154 | the state, a municipality, or a county to promote the general
 2155 | business interests or industrial interests of the state or that
 2156 | municipality or county.

2157 | Section 56. Subsection (2) of section 288.35, Florida
 2158 | Statutes, is amended to read:

2159 | 288.35 Definitions.--The following terms, wherever used or
 2160 | referred to in this part, shall have the following meanings:

2161 | (2) "Government agency" means the state or any county or
 2162 | political subdivision thereof; any state agency; any
 2163 | consolidated government of a county, and some or all of the
 2164 | municipalities located within the ~~said~~ county; any chartered

2165 | municipality in the state; and any of the institutions of such
 2166 | consolidated governments, counties, or municipalities.
 2167 | Specifically included are airports, port authorities, industrial
 2168 | authorities, and Space Florida ~~the Florida Space Authority~~.

2169 | Section 57. Subsection (2) of section 288.9415, Florida
 2170 | Statutes, is amended to read:

2171 | 288.9415 International Trade Grants.--

2172 | (2) A county, municipality, economic development council,
 2173 | Space Florida ~~the Florida Space Authority~~, or a not-for-profit
 2174 | association of businesses organized to assist in the promotion
 2175 | of international trade may apply for a grant of state funds for
 2176 | the promotion of international trade.

2177 | Section 58. Paragraph (j) of subsection (5) of section
 2178 | 212.08, Florida Statutes, is amended to read:

2179 | 212.08 Sales, rental, use, consumption, distribution, and
 2180 | storage tax; specified exemptions.--The sale at retail, the
 2181 | rental, the use, the consumption, the distribution, and the
 2182 | storage to be used or consumed in this state of the following
 2183 | are hereby specifically exempt from the tax imposed by this
 2184 | chapter.

2185 | (5) EXEMPTIONS; ACCOUNT OF USE.--

2186 | (j) Machinery and equipment used in semiconductor,
 2187 | defense, or space technology production and research and
 2188 | development.--

2189 | 1.a. Industrial machinery and equipment used in
 2190 | semiconductor technology facilities certified under subparagraph
 2191 | 6. to manufacture, process, compound, or produce semiconductor

2192 technology products for sale or for use by these facilities are
 2193 exempt from the tax imposed by this chapter. For purposes of
 2194 this paragraph, industrial machinery and equipment includes
 2195 molds, dies, machine tooling, other appurtenances or accessories
 2196 to machinery and equipment, testing equipment, test beds,
 2197 computers, and software, whether purchased or self-fabricated,
 2198 and, if self-fabricated, includes materials and labor for
 2199 design, fabrication, and assembly.

2200 b. Industrial machinery and equipment used in defense or
 2201 space technology facilities certified under subparagraph 6. to
 2202 design, manufacture, assemble, process, compound, or produce
 2203 defense technology products or space technology products for
 2204 sale or for use by these facilities are exempt from ~~25 percent~~
 2205 ~~of~~ the tax imposed by this chapter.

2206 2.a. Machinery and equipment are exempt from the tax
 2207 imposed by this chapter if used predominately in semiconductor
 2208 wafer research and development activities in a semiconductor
 2209 technology research and development facility certified under
 2210 subparagraph 6. For purposes of this paragraph, machinery and
 2211 equipment includes molds, dies, machine tooling, other
 2212 appurtenances or accessories to machinery and equipment, testing
 2213 equipment, test beds, computers, and software, whether purchased
 2214 or self-fabricated, and, if self-fabricated, includes materials
 2215 and labor for design, fabrication, and assembly.

2216 b. Machinery and equipment are exempt from ~~25 percent of~~
 2217 the tax imposed by this chapter if used predominately in defense
 2218 or space research and development activities in a defense or

2219 space technology research and development facility certified
 2220 under subparagraph 6.

2221 3. Building materials purchased for use in manufacturing
 2222 or expanding clean rooms in semiconductor-manufacturing
 2223 facilities are exempt from the tax imposed by this chapter.

2224 4. In addition to meeting the criteria mandated by
 2225 subparagraph 1., subparagraph 2., or subparagraph 3., a business
 2226 must be certified by the Office of Tourism, Trade, and Economic
 2227 Development as authorized in this paragraph in order to qualify
 2228 for exemption under this paragraph.

2229 5. For items purchased tax exempt pursuant to this
 2230 paragraph, possession of a written certification from the
 2231 purchaser, certifying the purchaser's entitlement to exemption
 2232 pursuant to this paragraph, relieves the seller of the
 2233 responsibility of collecting the tax on the sale of such items,
 2234 and the department shall look solely to the purchaser for
 2235 recovery of tax if it determines that the purchaser was not
 2236 entitled to the exemption.

2237 6.a. To be eligible to receive the exemption provided by
 2238 subparagraph 1., subparagraph 2., or subparagraph 3., a
 2239 qualifying business entity shall initially apply to Enterprise
 2240 Florida, Inc. The original certification shall be valid for a
 2241 period of 2 years. In lieu of submitting a new application, the
 2242 original certification may be renewed biennially by submitting
 2243 to the Office of Tourism, Trade, and Economic Development a
 2244 statement, certified under oath, that there has been no material
 2245 change in the conditions or circumstances entitling the business

2246 entity to the original certification. The initial application
2247 and certification renewal statement shall be developed by the
2248 Office of Tourism, Trade, and Economic Development in
2249 consultation with Enterprise Florida, Inc.

2250 b. Enterprise Florida, Inc., shall review each submitted
2251 initial application and information and determine whether or not
2252 the application is complete within 5 working days. Once an
2253 application is complete, Enterprise Florida, Inc., shall, within
2254 10 working days, evaluate the application and recommend approval
2255 or disapproval of the application to the Office of Tourism,
2256 Trade, and Economic Development.

2257 c. Upon receipt of the initial application and
2258 recommendation from Enterprise Florida, Inc., or upon receipt of
2259 a certification renewal statement, the Office of Tourism, Trade,
2260 and Economic Development shall certify within 5 working days
2261 those applicants who are found to meet the requirements of this
2262 section and notify the applicant, Enterprise Florida, Inc., and
2263 the department of the original certification or certification
2264 renewal. If the Office of Tourism, Trade, and Economic
2265 Development finds that the applicant does not meet the
2266 requirements of this section, it shall notify the applicant and
2267 Enterprise Florida, Inc., within 10 working days that the
2268 application for certification has been denied and the reasons
2269 for denial. The Office of Tourism, Trade, and Economic
2270 Development has final approval authority for certification under
2271 this section.

2272 ~~7.a. A business may apply once each year for the~~
 2273 ~~exemption.~~

2274 ~~d.b.~~ The initial application and certification renewal
 2275 statement must indicate, for program evaluation purposes only,
 2276 the average number of full-time equivalent employees at the
 2277 facility over the preceding calendar year, the average wage and
 2278 benefits paid to those employees over the preceding calendar
 2279 year, the total investment made in real and tangible personal
 2280 property over the preceding calendar year, and the total value
 2281 of tax-exempt purchases and taxes exempted during the previous
 2282 year. The department shall assist the Office of Tourism, Trade,
 2283 and Economic Development in evaluating and verifying information
 2284 provided in the application for exemption.

2285 ~~e.e.~~ The Office of Tourism, Trade, and Economic
 2286 Development may use the information reported on the initial
 2287 application and certification renewal statement for evaluation
 2288 purposes only and shall prepare an annual report on the
 2289 exemption program and its cost and impact. The annual report for
 2290 the preceding fiscal year shall be submitted to the Governor,
 2291 the President of the Senate, and the Speaker of the House of
 2292 Representatives by September 30 of each fiscal year.

2293 ~~7.g.~~ A business certified to receive this exemption may
 2294 elect to designate one or more state universities or community
 2295 colleges as recipients of up to 100 percent of the amount of the
 2296 exemption for which they may qualify. To receive these funds,
 2297 the institution must agree to match the funds so earned with
 2298 equivalent cash, programs, services, or other in-kind support on

2299 a one-to-one basis in the pursuit of research and development
 2300 projects as requested by the certified business. The rights to
 2301 any patents, royalties, or real or intellectual property must be
 2302 vested in the business unless otherwise agreed to by the
 2303 business and the university or community college.

2304 ~~8.9.~~ As used in this paragraph, the term:

2305 a. "Predominately" means at least 50 percent of the time
 2306 in qualifying research and development.

2307 b. "Research and development" means basic and applied
 2308 research in the science or engineering, as well as the design,
 2309 development, and testing, of prototypes or processes of new or
 2310 improved products, including the design, development, and
 2311 testing of space launch vehicles, space flight vehicles,
 2312 missiles, satellites, or research payloads, avionics, and
 2313 associated control systems and processing systems, and
 2314 components of any of the foregoing. Research and development
 2315 does not include market research, routine consumer product
 2316 testing, sales research, research in the social sciences or
 2317 psychology, or similar nontechnological activities, ~~or technical~~
 2318 services.

2319 c. "Semiconductor technology products" means raw
 2320 semiconductor wafers or semiconductor thin films that are
 2321 transformed into semiconductor memory or logic wafers, including
 2322 wafers containing mixed memory and logic circuits; related
 2323 assembly and test operations; active-matrix flat panel displays;
 2324 semiconductor chips; semiconductor lasers; optoelectronic
 2325 elements; and related semiconductor technology products as

2326 | determined by the Office of Tourism, Trade, and Economic
 2327 | Development.

2328 | d. "Clean rooms" means manufacturing facilities enclosed
 2329 | in a manner that meets the clean manufacturing requirements
 2330 | necessary for high-technology semiconductor-manufacturing
 2331 | environments.

2332 | e. "Defense technology products" means products that have
 2333 | a military application, including, but not limited to, weapons,
 2334 | weapons systems, guidance systems, surveillance systems,
 2335 | communications or information systems, munitions, aircraft,
 2336 | vessels, or boats, or components thereof, which are intended for
 2337 | military use and manufactured in performance of a contract with
 2338 | the United States Department of Defense or the military branch
 2339 | of a recognized foreign government or a subcontract thereunder
 2340 | which relates to matters of national defense.

2341 | f. "Space technology products" means products that are
 2342 | specifically designed or manufactured for application in space
 2343 | activities, including, but not limited to, space launch
 2344 | vehicles, space flight vehicles, missiles, satellites or
 2345 | research payloads, avionics, and associated control systems and
 2346 | processing systems and components of any of the foregoing. The
 2347 | term does not include products that are designed or manufactured
 2348 | for general commercial aviation or other uses even though those
 2349 | products may also serve an incidental use in space applications.

2350 | Section 59. Section 1004.86, Florida Statutes, is created
 2351 | to read:

2352 1004.86 Florida Center for Mathematics and Science
2353 Education Research.--

2354 (1) The Department of Education shall contract with a
2355 competitively selected public or private university to create
2356 and operate the Florida Center for Mathematics and Science
2357 Education Research. The purpose of the center is increasing
2358 student achievement in mathematics and science, with an emphasis
2359 on K-12 education. The center shall:

2360 (a) Provide technical assistance and support to school
2361 districts and schools in the development and implementation of
2362 mathematics and science instruction.

2363 (b) Conduct applied research on policy and practices
2364 related to mathematics and science instruction and assessment in
2365 the state.

2366 (c) Conduct or compile basic research regarding student
2367 acquisition of mathematics and science knowledge and skills.

2368 (d) Develop comprehensive course frameworks for
2369 mathematics and science courses that emphasize rigor and
2370 relevance at the elementary, middle, and high school levels.
2371 Student achievement data should be used to aid in the
2372 development of course frameworks for low-performing schools,
2373 special needs students, females, and minorities.

2374 (e) Disseminate information regarding research-based
2375 teaching practices in mathematics and science to teachers and
2376 teacher educators in the state.

2377 (f) Collect, manage, and report on assessment information
 2378 regarding student achievement in mathematics and science. The
 2379 report shall include student achievement by ethnic group.

2380 (g) Establish partnerships with public and private
 2381 universities, community colleges, school districts, and other
 2382 appropriate entities to further increase student achievement in
 2383 mathematics and science.

2384 (h) Develop a comprehensive plan, with input from school
 2385 districts, to increase the number and percentage of females and
 2386 minority students enrolling in and successfully completing
 2387 mathematics and science courses.

2388 (2) The department shall monitor the center through the
 2389 Division of K-12 Public Schools.

2390 Section 60. Sections 331.314, 331.315, 331.367, 331.368,
 2391 331.401, 331.403, 331.405, 331.407, 331.409, 331.411, 331.415,
 2392 331.417, and 331.419, Florida Statutes, are repealed.

2393 Section 61. No later than September 1, 2006, the Florida
 2394 Space Authority, the Florida Space Research Institute, and the
 2395 Florida Aerospace Finance Corporation shall submit articles of
 2396 dissolution to the Department of State in accordance with s.
 2397 607.1403, Florida Statutes, or s. 617.1403, Florida Statutes, as
 2398 applicable. The Florida Space Authority shall also comply with
 2399 the dissolution procedures provided s. 189.4042, Florida
 2400 Statutes. Space Florida, as created by this act, is the
 2401 successor organization to the Florida Space Authority, the
 2402 Florida Space Research Institute, and the Florida Aerospace
 2403 Finance Corporation. The Florida Space Authority, the Florida

2404 Space Research Institute, and the Florida Aerospace Finance
 2405 Corporation shall transfer and Space Florida shall receive all
 2406 records, property, obligations, and unexpended balances of
 2407 appropriations, allocations, or other funds of the dissolved
 2408 entities. To ensure compliance with 26 U.S.C. 501(c)(3), Space
 2409 Florida shall use the assets and funds transferred to it from
 2410 the Florida Space Research Institute and the Florida Aerospace
 2411 Finance Corporation in a manner consistent with the purposes for
 2412 which the originating entity received such assets and funds.

2413 Section 62. The Governor, the President of the Senate, and
 2414 the Speaker of the House of Representatives shall appoint the
 2415 board of directors of Space Florida no later than July 1, 2006.
 2416 The board of directors of Space Florida shall hold its first
 2417 meeting no later than August 1, 2006. The board of directors of
 2418 Space Florida shall appoint a president no later than September
 2419 1, 2006. The Executive Office of the Governor shall provide
 2420 staffing and transitional support to Space Florida until
 2421 December 31, 2006.

2422 Section 63. Subsection (12) is added to section 288.1224,
 2423 Florida Statutes, to read:

2424 288.1224 Powers and duties.--The commission:

2425 (12) Shall advise and cooperate with Space Florida
 2426 regarding space tourism marketing, when appropriate and
 2427 beneficial.

2428 Section 64. Subsection (7) is added to section 288.9015,
 2429 Florida Statutes, to read:

2430 288.9015 Enterprise Florida, Inc.; purpose; duties.--

2431 (7) Enterprise Florida, Inc., shall enter into an
 2432 agreement with Space Florida to:

2433 (a) Develop a plan to retain, expand, attract, and create
 2434 aerospace industry entities, public or private, which result in
 2435 the creation of high-value-added businesses and jobs in this
 2436 state.

2437 (b) Develop a plan to assist in the financing of aerospace
 2438 businesses.

2439 Section 65. Subsection (33) is added to section 334.044,
 2440 Florida Statutes, to read:

2441 334.044 Department; powers and duties.--The department
 2442 shall have the following general powers and duties:

2443 (33) To enter into agreement with Space Florida to
 2444 coordinate and cooperate in the development of spaceport
 2445 infrastructure and related transportation facilities contained
 2446 in the Strategic Intermodal System Plan and, where appropriate,
 2447 encourage the cooperation and integration of airports and
 2448 spaceports in order to meet transportation-related needs.

2449 Section 66. Subsection (12) is added to section 445.004,
 2450 Florida Statutes, to read:

2451 445.004 Workforce Florida, Inc.; creation; purpose;
 2452 membership; duties and powers.--

2453 (12) Workforce Florida, Inc., shall enter into agreement
 2454 with Space Florida and collaborate with vocational institutes,
 2455 community colleges, colleges, and universities in this state, to
 2456 develop a workforce development strategy to implement the
 2457 workforce provisions of s. 331.3051.

2458 Section 67. Subsection (17) is added to section 1001.10,
 2459 Florida Statutes, read:
 2460 1001.10 Commissioner of Education; general powers and
 2461 duties.--The Commissioner of Education is the chief educational
 2462 officer of the state, and is responsible for giving full
 2463 assistance to the State Board of Education in enforcing
 2464 compliance with the mission and goals of the seamless K-20
 2465 education system. To facilitate innovative practices and to
 2466 allow local selection of educational methods, the State Board of
 2467 Education may authorize the commissioner to waive, upon the
 2468 request of a district school board, State Board of Education
 2469 rules that relate to district school instruction and school
 2470 operations, except those rules pertaining to civil rights, and
 2471 student health, safety, and welfare. The Commissioner of
 2472 Education is not authorized to grant waivers for any provisions
 2473 in rule pertaining to the allocation and appropriation of state
 2474 and local funds for public education; the election,
 2475 compensation, and organization of school board members and
 2476 superintendents; graduation and state accountability standards;
 2477 financial reporting requirements; reporting of out-of-field
 2478 teaching assignments under s. 1012.42; public meetings; public
 2479 records; or due process hearings governed by chapter 120. No
 2480 later than January 1 of each year, the commissioner shall report
 2481 to the Legislature and the State Board of Education all approved
 2482 waiver requests in the preceding year. Additionally, the
 2483 commissioner has the following general powers and duties:

2484 (17) To enter into agreement with Space Florida to develop
 2485 innovative aerospace-related education programs that promote
 2486 mathematics and science education for grades K-20.

2487
 2488 The commissioner's office shall operate all statewide functions
 2489 necessary to support the State Board of Education and the K-20
 2490 education system, including strategic planning and budget
 2491 development, general administration, and assessment and
 2492 accountability.

2493 Section 68. The following appropriations are made to the
 2494 Governor's Office of Tourism, Trade, and Economic Development:

2495 (1) From nonrecurring general revenue for fiscal year
 2496 2006-2007:

2497 (a) The sum of \$35 million is appropriated to be used for
 2498 infrastructure needs related to the development of the National
 2499 Aeronautics and Space Administration's Crew Exploration Vehicle.

2500 (b) The sum of \$8 million is appropriated for
 2501 implementation of recommendations made by the Governor's
 2502 Commission on the Future of Space and Aeronautics in Florida,
 2503 including, but not limited to, commercial launch assistance and
 2504 spaceport development.

2505 (2) From recurring general revenue for fiscal year 2006-
 2506 2007 and annually thereafter:

2507 (a) The sum of \$3 million is appropriated for operational
 2508 needs of Space Florida. For fiscal year 2006-2007, funds may be
 2509 used for operating and transition expenses of the Florida Space
 2510 Authority, the Florida Aerospace Finance Corporation, and the

2511 Florida Space Research Institute, not to exceed an amount equal
2512 to one-quarter of their fiscal year 2005-2006 appropriated
2513 budgets.

2514 (b) The sum of \$4 million is appropriated for
2515 implementation of innovative education programs and financing
2516 assistance for aerospace business development projects.

2517 Section 69. This act shall take effect upon becoming a
2518 law.