

CHAMBER ACTION

1 The Local Government Council recommends the following:

2
3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to the Sarasota Manatee Airport Authority;
7 amending chapter 2003-309, Laws of Florida; authorizing
8 and empowering the authority to be and serve as a local
9 agency under pt. II of ch. 159, F.S., the Florida
10 Industrial Development Financing Act; eliminating the
11 aggregate limit on outstanding industrial development
12 revenue bonds issued by the authority; deleting hyphens in
13 "Sarasota-Manatee Airport Authority" and "Sarasota-
14 Bradenton International Airport"; substituting the
15 Transportation Security Administration for the Federal
16 Aviation Administration as the federal agency authorized
17 to enforce security programs; changing the reference to
18 adjacent campus from "University of South Florida" to "New
19 College of Florida" for purposes of defining the term
20 "airport grounds"; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

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24 Section 1. Section 1, subsection (1) of section 3,
25 subsection (11) of section 5, subsection (1) of section 10,
26 paragraph (c) of subsection (1) and paragraph (d) of subsection
27 (3) of section 14, and subsection (2) of section 16 of section 3
28 of chapter 2003-309, Laws of Florida, are amended to read:

29 Section 1. Short title.--This act may be cited as ~~shall be~~
30 ~~known by the popular name~~ the "Sarasota Manatee ~~Sarasota Manatee~~
31 Airport Authority Act."

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

33 (1) There is hereby created a body politic and corporate
34 to be known as the "Sarasota Manatee ~~Sarasota Manatee~~ Airport
35 Authority" for the purpose of acquiring, constructing,
36 improving, financing, operating, and maintaining airport
37 facilities. The authority is constituted a public
38 instrumentality, and the exercise by the authority of its powers
39 conferred by this act is deemed and held to be the performance
40 of essential governmental functions.

41 Section 5. Powers of the authority.--The authority is
42 authorized and empowered:

43 (11) To acquire real property in the name of the authority
44 by gift, purchase, or the exercise of the power of eminent
45 domain in accordance with the laws of this state which may be
46 applicable to the exercise of such powers by counties or
47 municipalities, including, without limitation, the leasehold
48 interest of lessees under leases made by the authority as
49 lessor; to acquire such personal property as it considers
50 necessary in connection with the acquisition, construction,
51 reconstruction, improvement, extension, enlargement, equipment,

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52 | operation, maintenance, or repair of any airport facilities; and
 53 | to hold and dispose of all such real and personal property under
 54 | its control. The power granted in this subsection, and under
 55 | subsection (5) for acquisition of lands, is limited to lands or
 56 | interests therein needed for airport purposes for the existing
 57 | Sarasota Bradenton ~~Sarasota-Bradenton~~ International Airport;
 58 | however, such limitation does not apply to any other lands or
 59 | interests therein if:

60 | (a) The acquisition is for a general aviation facility
 61 | that is not acquired for purposes of accommodating major
 62 | certified air carriers and the acquisition is approved by
 63 | resolutions of the county and municipality, if any, within which
 64 | such lands lie; or

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

68 | Section 10. Industrial development revenue bonds.--

69 | (1) It is the purpose of this section to authorize the
 70 | authority to foster and encourage the development of industrial
 71 | facilities, including pollution control facilities, to create or
 72 | preserve employment opportunities, to protect the physical
 73 | environment, to preserve and increase the prosperity of the
 74 | Counties of Sarasota and Manatee, and to promote the general
 75 | welfare of all their citizens without the use of public funds by
 76 | issuing industrial development revenue bonds to assist the
 77 | financing of such facilities. It is declared that there are a
 78 | number of industrial facilities on lands presently owned by the
 79 | authority which are greatly in need of reconstruction,

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80 | improvement, remodeling, replacement, or enlargement in order
 81 | that these lands and facilities may be best utilized pending any
 82 | future use of such lands and facilities for airport purposes and
 83 | that the financing of such reconstruction, improvement,
 84 | remodeling, replacement, or enlargement, as provided in this
 85 | section, will enable the authority to maintain or increase its
 86 | income from such lands and facilities. It is further declared
 87 | that the actions authorized by this section serve a public
 88 | purpose and that in carrying out the provisions of this section
 89 | the authority is regarded as performing an essential
 90 | governmental function. The authority is expressly authorized and
 91 | empowered to do all acts or things necessary or proper to be and
 92 | serve as a local agency under part II of chapter 159, Florida
 93 | Statutes, with respect to any project as defined therein. Any
 94 | bonds issued by the authority pursuant to part II of chapter
 95 | 159, Florida Statutes, shall be entitled to all the benefits
 96 | contained in said part, including, but not limited to, ss.
 97 | 159.31, 159.39, and 159.40, Florida Statutes ~~outstanding~~
 98 | ~~industrial development revenue bonds authorized by this section~~
 99 | ~~may not at any time exceed \$3 million in the aggregate.~~

100 | Section 14. Law enforcement functions of the authority.--

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

102 | (c) "Airport grounds" includes all of the airport except
 103 | for any property or facilities that are under the guidance,
 104 | supervision, regulation, or control of New College ~~the~~
 105 | ~~University~~ of ~~South~~ Florida.

106 | (3) Airport authority police.--

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107 (d) Airport authority police must meet the requirements of
108 the Transportation Security ~~Federal Aviation~~ Administration
109 prescribed in Title 49 ~~14~~, ~~Chapter 1~~, Parts 1542 ~~107~~ and 1544
110 ~~108~~, of the Code of Federal Regulations, relating to airport
111 security and airplane operator security. An airport authority
112 police officer has the authority to enforce each security
113 program, and each passenger-screening program, required by the
114 Aviation and Transportation Security Act, Public Law 107-71, or
115 any successor statute.

116 Section 16. Beverage license.--

117 (2) Such beverage license shall be issued upon proper
118 application for license to conduct business, as provided by law.
119 The application must be in the name of the Sarasota Manatee
120 ~~Sarasota Manatee~~ Airport Authority, and when issued it must be
121 issued in the name of such applicant. The applicant shall pay to
122 the tax collector the license fee for the kind of license that
123 the applicant desires, as provided by the Beverage Law.

124 Section 2. This act shall take effect upon becoming a law.