

ENROLLED
HB 1579, Engrossed 1

2006 Legislature

1 A bill to be entitled

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

17
18 Be It Enacted by the Legislature of the State of Florida:

19
20 Section 1. Section 1, subsection (1) of section 3,
21 subsection (11) of section 5, subsection (1) of section 10,
22 paragraph (c) of subsection (1) and paragraph (d) of subsection
23 (3) of section 14, and subsection (2) of section 16 of section 3
24 of chapter 2003-309, Laws of Florida, are amended to read:

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

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

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

37 Section 5. Powers of the authority.--The authority is
38 authorized and empowered:

39 (11) To acquire real property in the name of the authority
40 by gift, purchase, or the exercise of the power of eminent
41 domain in accordance with the laws of this state which may be
42 applicable to the exercise of such powers by counties or
43 municipalities, including, without limitation, the leasehold
44 interest of lessees under leases made by the authority as
45 lessor; to acquire such personal property as it considers
46 necessary in connection with the acquisition, construction,
47 reconstruction, improvement, extension, enlargement, equipment,
48 operation, maintenance, or repair of any airport facilities; and
49 to hold and dispose of all such real and personal property under
50 its control. The power granted in this subsection, and under
51 subsection (5) for acquisition of lands, is limited to lands or
52 interests therein needed for airport purposes for the existing
53 Sarasota Bradenton ~~Sarasota-Bradenton~~ International Airport;

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54 | however, such limitation does not apply to any other lands or
55 | interests therein if:

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

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

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

65 | (1) It is the purpose of this section to authorize the
66 | authority to foster and encourage the development of industrial
67 | facilities, including pollution control facilities, to create or
68 | preserve employment opportunities, to protect the physical
69 | environment, to preserve and increase the prosperity of the
70 | Counties of Sarasota and Manatee, and to promote the general
71 | welfare of all their citizens without the use of public funds by
72 | issuing industrial development revenue bonds to assist the
73 | financing of such facilities. It is declared that there are a
74 | number of industrial facilities on lands presently owned by the
75 | authority which are greatly in need of reconstruction,
76 | improvement, remodeling, replacement, or enlargement in order
77 | that these lands and facilities may be best utilized pending any
78 | future use of such lands and facilities for airport purposes and
79 | that the financing of such reconstruction, improvement,
80 | remodeling, replacement, or enlargement, as provided in this

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

96 Section 14. Law enforcement functions of the authority.--

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

98 (c) "Airport grounds" includes all of the airport except
 99 for any property or facilities that are under the guidance,
 100 supervision, regulation, or control of New College ~~the~~
 101 ~~University of South Florida.~~

102 (3) Airport authority police.--

103 (d) Airport authority police must meet the requirements of
 104 the Transportation Security ~~Federal Aviation~~ Administration
 105 prescribed in Title 49 ~~14~~, ~~Chapter 1~~, Parts 1542 ~~107~~ and 1544
 106 ~~108~~, of the Code of Federal Regulations, relating to airport
 107 security and airplane operator security. An airport authority

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108 | police officer has the authority to enforce each security
109 | program, and each passenger-screening program, required by the
110 | Aviation and Transportation Security Act, Public Law 107-71, or
111 | any successor statute.

112 | Section 16. Beverage license.--

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

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