

1 A bill to be entitled
2 An act relating to aerospace; amending s. 331.301, F.S.;
3 revising a short title; amending s. 331.302, F.S.;
4 changing the name of the Florida Space Authority to Space
5 Florida; revising responsibilities of Space Florida;
6 amending s. 331.303, F.S.; revising definitions; amending
7 s. 331.305, F.S., revising powers of Space Florida;
8 repealing s. 331.307, F.S., relating to the development of
9 a Cape San Blas spaceport facility; amending s. 331.308,
10 F.S.; revising membership of the board of supervisors;
11 amending s. 331.310, F.S.; revising powers of the board of
12 supervisors; amending s. 331.355, F.S.; revising
13 requirements for use of names; amending s. 331.367, F.S.;
14 changing the name of the Spaceport Management Council to
15 the Space Florida Management Council; expanding
16 recommendation requirements; revising the composition of
17 the council's executive board; specifying membership of
18 the Space Industry Committee; amending s. 331.368, F.S.;
19 revising membership and duties of the Florida Space
20 Research Institute board; authorizing the institute to
21 develop a proposal for a Center of Excellence for
22 Aerospace for certain purposes; revising responsibilities
23 of the institute; requiring the institute to establish a
24 Center for Mathematics and Science Education Research at a
25 state university; creating s. 331.370, F.S.; directing the
26 Office of Program Policy Analysis and Government
27 Accountability to conduct a program evaluation of certain
28 entities; specifying evaluation requirements; requiring a

29 report to the Governor and Legislature; amending s.
 30 331.405, F.S.; revising definitions; amending s. 331.407,
 31 F.S.; providing additional authority of the Florida
 32 Aerospace Finance Corporation; amending s. 212.20, F.S.;
 33 requiring certain dealers to file monthly reports of
 34 certain sales tax collections with the Department of
 35 Revenue and the Florida Aerospace Finance Corporation;
 36 requiring the Department of Revenue to distribute certain
 37 sales and use tax revenues to the corporation; providing
 38 an exception; creating s. 1004.86, F.S.; requiring the
 39 Department of Education to establish the Florida Center
 40 for Mathematics and Science Education Research at a state
 41 university; specifying requirements for the center;
 42 requiring the department to monitor the center; amending
 43 ss. 74.011, 196.012, 212.02, 288.063, 288.075, 288.35,
 44 288.9415, 331.306, 331.309, 331.3101, 331.311, 331.312,
 45 331.313, 331.314, 331.315, 331.316, 331.317, 331.318,
 46 331.321, 331.322, 331.323, 331.324, 331.325, 331.326,
 47 331.327, 331.328, 331.329, 331.331, 331.333, 331.334,
 48 331.335, 331.336, 331.337, 331.338, 331.339, 331.340,
 49 331.343, 331.345, 331.346, 331.347, 331.348, 331.349,
 50 331.350, 331.351, 331.354, 331.360, and 331.411, F.S.;
 51 conforming provisions and cross-references; providing an
 52 effective date.

53
 54 Be It Enacted by the Legislature of the State of Florida:
 55

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56 Section 1. Section 331.301, Florida Statutes, is amended
57 to read:

58 331.301 Short title.--This act may be cited as the "Space
59 ~~Florida Space Authority~~ Act."

60 Section 2. Subsections (2), (3), and (4) of section
61 331.302, Florida Statutes, are amended to read:

62 331.302 Space Florida ~~Space Authority~~; creation;
63 purpose.--

64 (2) There is hereby established, formed, and created Space
65 Florida ~~the Florida Space Authority~~, which is created and
66 incorporated as a public corporation, body politic, and
67 subdivision of the state to establish facilities or
68 complementary activities to enhance and provide commercial
69 space-related development opportunities for business, education,
70 and government, and which shall have all the powers, rights,
71 privileges, and authority as provided under the laws of this
72 state.

73 (3) It shall be the purpose, function, and responsibility
74 of Space Florida ~~the Florida Space Authority~~ to develop a
75 strategy for and implement the acceleration of space-related
76 economic ~~growth and educational~~ development within the state.
77 Projects in the state shall include the space business
78 incubators, space tourism activities and centers, educational
79 involvement in business incubators, and the Spaceport Florida
80 launch centers. It shall be Space Florida's ~~the authority's~~
81 purpose, function, and responsibility to provide projects in the
82 state which will develop and improve the entrepreneurial
83 atmosphere, to provide coordination among space businesses,

84 Florida universities, space tourism, and the Spaceport Florida
 85 launch centers, and to provide activities designed to stimulate
 86 the development of space commerce. In carrying out these duties
 87 and responsibilities, Space Florida ~~the authority~~ may advise and
 88 cooperate with municipalities, counties, regional authorities,
 89 state agencies and organizations, appropriate federal agencies
 90 and organizations, and other interested persons and groups.

91 (4) It is the intent of the Legislature that Space Florida
 92 ~~the Florida Space Authority~~ shall not be considered an "agency"
 93 as defined in ss. 216.011 and 287.012.

94 Section 3. Subsections (1), (2), (3), (4), (6), (7), (8),
 95 (9), (11), (12), (16), (17), (19), (20), (22), and (25) of
 96 section 331.303, Florida Statutes, are amended to read:

97 331.303 Definitions.--

98 (1) "Aerospace industry" means the industry concerned with
 99 the design and manufacture of aircraft, rockets, missiles,
 100 spacecraft, satellites, space vehicles, space stations, or space
 101 facilities, and related components, equipment, systems,
 102 facilities, simulators, programs, and activities, including the
 103 application of aerospace technologies in air-based, land-based,
 104 and sea-based platforms for commercial, civil, and defense
 105 purposes ~~"Authority" means the Florida Space Authority created~~
 106 ~~by this act.~~

107 (2) "Board" or "board of supervisors" means the governing
 108 body of Space Florida ~~the authority~~.

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

112 (4) "Business client" means any person, other than a state
 113 official or state employee, who receives the services of, or is
 114 the subject of solicitation by, representatives of Space Florida
 115 ~~the authority~~ in connection with the performance of its
 116 statutory duties, including purchasers or prospective purchasers
 117 of Space Florida ~~authority~~ services, persons or representatives
 118 of firms considering or being solicited for investment in Space
 119 Florida ~~authority~~ projects, persons or representatives of firms
 120 considering or being solicited for location, relocation, or
 121 expansion of a space-related business within the state, and
 122 business, financial, or other persons connected with the space
 123 industry.

124 (6) "Conduit bond" means any bond of Space Florida ~~the~~
 125 ~~authority~~ which is a nonrecourse obligation of Space Florida ~~the~~
 126 ~~authority~~ payable from the proceeds of such bonds and related
 127 financing agreements.

128 (7) "Cost" means all costs, fees, charges, expenses, and
 129 amounts associated with the development of projects by Space
 130 Florida ~~the authority~~.

131 (8) "Entertainment expenses" means the actual, necessary,
 132 and reasonable costs of providing hospitality for business
 133 clients or guests, which costs are defined and prescribed by
 134 rules adopted by Space Florida ~~the authority~~, subject to
 135 approval by the Chief Financial Officer.

136 (9) "Federal aid" means any property, funding, or other
 137 financial assistance provided by the Federal Government to Space
 138 Florida ~~the authority~~ for its projects.

139 (11) "Guest" means a person, other than a state official
 140 or state employee, authorized by the board or its designee to
 141 receive the hospitality of Space Florida ~~the authority~~ in
 142 connection with the performance of its statutory duties.

143 (12) "Landing area" means the geographical area designated
 144 by Space Florida ~~the authority~~ within the spaceport territory
 145 for or intended for the landing and surface maneuvering of any
 146 launch or other space vehicle.

147 (16) "Project" means any development, improvement,
 148 property, launch, utility, facility, system, works, road,
 149 sidewalk, enterprise, service, or convenience, which may include
 150 coordination with Enterprise Florida, Inc., the Department ~~Board~~
 151 of Education, the Florida Aerospace Finance Corporation, and the
 152 Florida Space Research Institute; any rocket, capsule, module,
 153 launch facility, assembly facility, operations or control
 154 facility, tracking facility, administrative facility, or any
 155 other type of space-related transportation vehicle, station, or
 156 facility; any type of equipment or instrument to be used or
 157 useful in connection with any of the foregoing; any type of
 158 intellectual property and intellectual property protection in
 159 connection with any of the foregoing including, without
 160 limitation, any patent, copyright, trademark, and service mark
 161 for, among other things, computer software; any water,
 162 wastewater, gas, or electric utility system, plant, or
 163 distribution or collection system; any small business incubator
 164 initiative, including any startup aerospace company, research
 165 and development company, research and development facility,
 166 education and workforce training facility, storage facility, and

167 consulting service; or any tourism initiative, including any
 168 space experience attraction, space-launch-related activity, and
 169 space museum sponsored or promoted by Space Florida ~~the~~
 170 ~~authority~~.

171 (17) "Range" means the geographical area designated by
 172 Space Florida ~~the authority~~ or other appropriate body as the
 173 area for the launching of rockets, missiles, launch vehicles,
 174 and other vehicles designed to reach high altitude.

175 (19) "Spaceport" means any area of land or water, or any
 176 manmade object or facility located therein, developed by Space
 177 Florida ~~the authority~~ under this act, which area is intended for
 178 public use or for the launching, takeoff, and landing of
 179 spacecraft and aircraft, and includes any appurtenant areas
 180 which are used or intended for public use, for spaceport
 181 buildings, or for other spaceport facilities, spaceport
 182 projects, or rights-of-way.

183 (20) "Spaceport Florida" means Space Florida ~~the authority~~
 184 or its facilities and projects.

185 (22) "Spaceport system" means the programs, organizations,
 186 and infrastructure developed by Space Florida ~~the authority~~ for
 187 the development of facilities or activities to enhance and
 188 provide commercial space-related development opportunities for
 189 business, education, and government within the state.

190 (25) "Travel expenses" means the actual, necessary, and
 191 reasonable costs of transportation, meals, lodging, and
 192 incidental expenses normally incurred by a traveler, which costs
 193 are defined and prescribed by rules adopted by Space Florida ~~the~~
 194 ~~authority~~, subject to approval by the Chief Financial Officer.

195 Section 4. Section 331.305, Florida Statutes, is amended
 196 to read:

197 331.305 Powers of Space Florida ~~the authority~~.--Space
 198 Florida may ~~The authority shall have the power to:~~

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

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

203 (3) Adopt and use a corporate seal and alter the same at
 204 pleasure.

205 (4) Review and make recommendations with respect to a
 206 strategy to guide and facilitate the future of space-related
 207 ~~educational and~~ commercial development. Space Florida ~~The~~
 208 ~~authority~~ shall in coordination with the Federal Government,
 209 private industry, and Florida universities develop a business
 210 plan which shall address the expansion of Spaceport Florida
 211 locations, space launch capacity, spaceport projects, and
 212 complementary activities, which shall include, but not be
 213 limited to, a detailed analysis of:

214 (a) Space Florida ~~The authority~~ and the commercial space
 215 industry.

216 (b) Products, services description--potential,
 217 technologies, skills.

218 (c) Market research and evaluation--customers,
 219 competition, economics.

220 (d) Marketing plan and strategy.

221 (e) Design and development plan--tasks, difficulties,
 222 costs.

- 223 (f) Manufacturing locations, facilities, and operations
 224 plan.
- 225 (g) Management organization--roles and responsibilities.
- 226 (h) Overall schedule (monthly).
- 227 (i) Important risks, assumptions, and problems.
- 228 (j) Community impact--economic, human development,
 229 community development.
- 230 (k) Financial plan (monthly for first year; quarterly for
 231 next 3 years).
- 232 (l) Proposed Space Florida ~~authority~~ offering--financing,
 233 capitalization, use of funds.
- 234 (5) Acquire property, real, personal, intangible,
 235 tangible, or mixed, within or without its territorial limits, in
 236 fee simple or any lesser interest or estate, by purchase, gift,
 237 devise, or lease, on such terms and conditions as the board may
 238 deem necessary or desirable, and sell or otherwise dispose of
 239 the same and of any of the assets and properties of Space
 240 Florida ~~the authority~~.
- 241 (6) Make and execute any and all contracts and other
 242 instruments necessary or convenient to the exercise of its
 243 powers, including financing agreements with persons or spaceport
 244 users to facilitate the financing, construction, leasing, or
 245 sale of any project.
- 246 (7) Whenever deemed necessary by the board, lease as
 247 lessor or lessee to or from any person, public or private, any
 248 facilities or property for the use of Space Florida ~~the~~
 249 ~~authority~~ and carry out any of the purposes of Space Florida ~~the~~
 250 ~~authority~~.

251 (8) Appoint, through its board of supervisors, an
 252 executive director.

253 (9) Own, acquire, construct, develop, create, reconstruct,
 254 equip, operate, maintain, extend, and improve launch pads,
 255 landing areas, ranges, payload assembly buildings, payload
 256 processing facilities, laboratories, space business incubators,
 257 launch vehicles, payloads, space flight hardware, facilities and
 258 equipment for the construction of payloads, space flight
 259 hardware, rockets, and other launch vehicles, and other
 260 spaceport facilities and other space-related systems, including
 261 educational, cultural, and parking facilities and space-related
 262 initiatives.

263 (10) Undertake a program of advertising to the public
 264 promoting space-related businesses or any spaceport projects of
 265 Space Florida ~~the authority~~, and expend moneys and undertake
 266 such activities to carry out such advertising and promotional
 267 program as the board from time to time may determine.

268 (11) Own, acquire, construct, reconstruct, equip, operate,
 269 maintain, extend, and improve transportation facilities
 270 appropriate to meet the transportation requirements of Space
 271 Florida ~~the authority~~ and activities conducted within the
 272 spaceport territory.

273 (12) Own, acquire, construct, reconstruct, equip, operate,
 274 maintain, extend, and improve electric power plants,
 275 transmission lines and related facilities, gas mains and
 276 facilities of any nature for the production or distribution of
 277 natural gas, transmission lines and related facilities and
 278 plants and facilities for the generation and transmission of

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279 power through traditional and new and experimental sources of
280 power and energy; purchase electric power, natural gas, and
281 other sources of power for distribution within any spaceport
282 territory; develop and operate water and sewer systems and waste
283 collection and disposal consistent with chapter 88-130, Laws of
284 Florida; and develop and operate such new and experimental
285 public utilities, including, but not limited to, centrally
286 distributed heating and air-conditioning facilities and
287 services, closed-circuit television systems, and computer
288 services and facilities, as the board may from time to time
289 determine. However, Space Florida ~~the authority~~ shall not
290 construct any system, work, project, or utility authorized to be
291 constructed under this paragraph in the event that a system,
292 work, project, or utility of a similar character is being
293 actually operated by a municipality or private company in the
294 municipality or territory adjacent thereto, unless such
295 municipality or private company consents to such construction.

296 (13) Designate, set aside, and maintain lands and areas
297 within or without the territorial limits of any spaceport
298 territory as conservation areas or bird and wildlife
299 sanctuaries; stock such areas with animal and plant life and
300 stock water areas with fish and other aquatic life; promulgate
301 and enforce rules and regulations with respect thereto and
302 protect and preserve the natural beauty thereof; and do all acts
303 necessary or desirable in order to qualify such lands and areas
304 as conservation areas and sanctuaries under any of the laws of
305 the state or under federal law.

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306 (14) Establish a program for the control, abatement, and
307 elimination of mosquitoes and other noxious insects, rodents,
308 reptiles, and other pests throughout the spaceport territory and
309 undertake such works and construct such facilities within or
310 without the spaceport territory as may be determined by the
311 board to be needed to effectuate such program; abate and
312 suppress mosquitoes and other arthropods, whether disease-
313 bearing or pestiferous, within any spaceport territory when in
314 the judgment of the board such action is necessary or desirable
315 for the health and welfare of the inhabitants of or visitors to
316 any spaceport; and take any and all temporary or permanent
317 eliminative measures that the board may deem advisable. The
318 Legislature hereby finds and declares Space Florida ~~the~~
319 ~~authority~~ eligible to receive state funds, supplies, services,
320 and equipment available or that may in the future become
321 available to mosquito or pest control districts, the provisions
322 of s. 388.021 notwithstanding.

323 (15) Subject to the rules and regulations of the
324 appropriate water management district, own, acquire, construct,
325 reconstruct, equip, maintain, operate, extend, and improve water
326 and flood control facilities. The Legislature hereby finds and
327 declares Space Florida ~~the authority~~ eligible to receive moneys,
328 disbursements, and assistance from the state available to flood
329 control or water management districts and navigation districts
330 or agencies.

331 (16) Own, acquire, construct, reconstruct, equip,
332 maintain, operate, extend, and improve public safety facilities
333 for the spaceport, including security stations, security

334 vehicles, fire stations, water mains and plugs, and fire trucks
 335 and other vehicles and equipment; hire employees, security
 336 officers, and firefighters; and undertake such works and
 337 construct such facilities determined by the board to be
 338 necessary or desirable to promote and ensure public safety
 339 within the spaceport territory.

340 (17) Hire, through its executive director, a safety
 341 officer with substantial experience in public safety procedures
 342 and programs for space vehicle launching and related hazardous
 343 operations. The safety officer shall monitor and report on the
 344 safety and hazards of ground-based space operations to the
 345 executive director.

346 (18) Establish a personnel management system for hiring
 347 employees and setting employee benefit packages. The personnel
 348 of Space Florida ~~the authority~~ shall not be considered to be
 349 within the state employment system.

350 (19) Establish procedures, rules, and rates governing per
 351 diem and travel expenses of its employees, the members of the
 352 board of supervisors, and other persons authorized by the board
 353 to incur such expenses. Except as otherwise provided in s.
 354 331.3101, such rules are subject to provisions of state law or
 355 rules pertaining to per diem and travel expenses of public
 356 officers, employees, or other persons authorized by an agency
 357 head to incur such expenses.

358 (20) Examine, develop, and utilize new concepts, designs,
 359 and ideas; own, acquire, construct, reconstruct, equip, operate,
 360 maintain, extend, and improve experimental spaceport facilities
 361 and services; and otherwise undertake, sponsor, finance, and

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362 maintain such research activities, experimentation, and
363 development as the board may from time to time determine, in
364 connection with any of the projects that Space Florida ~~the~~
365 ~~authority~~ is authorized to undertake pursuant to the powers and
366 authority vested in it by this act, and in order to promote the
367 development and utilization of new concepts, designs, and ideas
368 in the fields of space exploration, commercialization of the
369 space industry, and spaceport facilities.

370 (21) Issue revenue bonds, assessment bonds, or any other
371 bonds or obligations authorized by the provisions of this act or
372 any other law, or any combination of the foregoing, and pay all
373 or part of the cost of the acquisition, construction,
374 reconstruction, extension, repair, improvement, or maintenance
375 of any project or combination of projects, including payloads
376 and space flight hardware, and equipment for research,
377 development, and educational activities, to provide for any
378 facility, service, or other activity of Space Florida ~~the~~
379 ~~authority~~, and provide for the retirement or refunding of any
380 bonds or obligations of Space Florida ~~the authority~~, or for any
381 combination of the foregoing purposes. Space Florida ~~The~~
382 ~~authority~~ must provide 14 days' notice to the presiding officers
383 and appropriations chairs of both houses of the Legislature
384 prior to presenting a bond proposal to the Governor and Cabinet.
385 If either presiding officer or appropriations chair objects to
386 the bonding proposal within the 14-day-notice period, the bond
387 issuance may be approved only by a vote of two-thirds of the
388 members of the Governor and Cabinet.

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389 (22) Make expenditures for entertainment and travel
390 expenses and business clients, guests, and other authorized
391 persons as provided in this act.

392 (23) In connection with any financing agreement, fix and
393 collect fees, loan payments, rental payments, and other charges
394 for the use of any project in such amount as to provide
395 sufficient moneys to pay the principal of and interest on bonds
396 as the same shall become due and payable, if so provided in the
397 bond resolution or trust agreement, and to create reserves for
398 such purposes. The fees, rents, payments, and charges and all
399 other revenues and proceeds derived from the project in
400 connection with which the bonds of any issue shall have been
401 issued, except such part thereof as may be necessary for such
402 reserves or any expenditures as may be provided in the
403 resolution authorizing the issuance of the bonds or in the trust
404 agreement securing the same, shall be set aside, at the time as
405 may be specified in the resolution or trust agreement, in a
406 sinking fund which may be pledged to and charged with the
407 payment of the principal of and the interest on such bonds as
408 the same shall become due and the redemption price or the
409 purchase price of bonds retired by call or purchase as therein
410 provided. Such pledge shall be valid and binding from the time
411 the pledge is made. The fees, rents, charges, and other revenues
412 and moneys so pledged and thereafter received by or on behalf of
413 Space Florida ~~the authority~~ shall immediately be subject to the
414 lien of any such pledge without any physical delivery thereof or
415 further act, and the lien of any such pledge shall be valid and
416 binding as against all parties having claims of any kind in

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417 | tort, contract, or otherwise against Space Florida ~~the~~
418 | ~~authority~~, irrespective of whether such parties have notice
419 | thereof. Neither the resolution nor any trust agreement by which
420 | a pledge is created need be filed or recorded, except in the
421 | records of Space Florida ~~the authority~~. The use and disposition
422 | of money to the credit of the sinking fund shall be subject to
423 | the provisions of the resolution authorizing the issuance of
424 | such bonds or the provisions of such trust agreement.

425 | (24) Exercise the right and power of eminent domain in
426 | spaceport territory as defined in s. 331.304. In exercising such
427 | power, Space Florida ~~the authority~~ shall comply with the
428 | procedures and requirements of chapters 73 and 74.

429 | (25) In carrying out its responsibilities for spaceport
430 | operations:

431 | (a) Seek federal support to renew and upgrade the
432 | infrastructure and technologies at the Cape Canaveral Air Force
433 | Station, the Kennedy Space Center, and the Eastern Range that
434 | will enhance space and military programs of the Federal
435 | Government and improve access for commercial launch activities.

436 | (b) Support federal efforts to clarify roles and
437 | responsibilities of federal agencies and eliminate duplicative
438 | federal rules and policies in an effort to streamline access for
439 | commercial launch users.

440 | (c) Promote and facilitate launch activity within the
441 | state by supporting and assisting commercial launch operators in
442 | completing and submitting required documentation and gaining
443 | approvals and authorization from the required federal agencies
444 | for launching from this state.

445 (d) Consult as necessary with the appropriate federal,
 446 state, and local authorities, including, but not limited to, the
 447 National Aeronautics and Space Administration, the Federal
 448 Aviation Administration, the Department of Defense, the
 449 Department of Transportation, the Florida National Guard, and
 450 industry on all aspects of establishing and operating spaceport
 451 infrastructure and related facilities within the state.

452 Section 5. Section 331.306, Florida Statutes, is amended
 453 to read:

454 331.306 Federal airspace notification.--In coordination
 455 with the Florida Department of Transportation, Space Florida ~~the~~
 456 ~~authority~~ shall develop and file the federal airspace
 457 notification required for priority airspace use.

458 Section 6. Section 331.307, Florida Statutes, is repealed.

459 Section 7. Subsection (1) of section 331.308, Florida
 460 Statutes, is amended to read:

461 331.308 Board of supervisors.--

462 (1) There is created within Space Florida ~~the Florida~~
 463 ~~Space Authority~~ a board of supervisors consisting of nine ~~eight~~
 464 regular members, who shall be appointed by the Governor, and two
 465 ex officio nonvoting members, one of whom shall be a state
 466 senator selected by the President of the Senate and one of whom
 467 shall be a state representative selected by the Speaker of the
 468 House of Representatives. The Lieutenant Governor, who is the
 469 state's space policy leader, shall serve as chair of the board
 470 of supervisors, and shall cast the deciding vote if the votes of
 471 the nine ~~eight~~ regular members result in a tie. The board shall
 472 elect a vice chair to preside in the absence of the Lieutenant

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473 Governor and to perform such other duties as may be designated.
474 All regular members shall be subject to confirmation by the
475 Senate at the next regular session of the Legislature. Existing
476 board members are not prohibited from reappointment. Each of the
477 regular board members must be a resident of the state and must
478 have experience in the aerospace or commercial space industry or
479 in finance or have other significant relevant experience. A
480 private sector legal entity may not have more than one person
481 serving on the board at any one time. One regular member shall
482 represent organized labor interests, one regular member shall
483 represent minority interests, one regular member shall be a
484 representative of Enterprise Florida, Inc., and four regular
485 members must represent space industry, at least one of whom must
486 also be from a small business, as defined in s. 288.703. For the
487 purpose of this section, "space industry" includes private
488 sector entities engaged in space flight business, as defined in
489 s. 212.031, research and technology development of space-based
490 products and services, space station commercialization,
491 development of spaceport and range technology, remote sensing
492 products and services, space biotechnology, measurement and
493 calibration of space assets, space-related software and
494 information technology development, design and architecture of
495 space-based assets and facilities for manufacturing and other
496 purposes, space-related nanotechnology, space tourism, and other
497 commercial enterprises utilizing uniquely space-based
498 capabilities.

499 Section 8. Subsections (1) and (2) of section 331.309,
500 Florida Statutes, are amended to read:

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

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501 331.309 Treasurer; depositories; fiscal agent.--

502 (1) The board shall designate an individual who is a
503 resident of the state, or a qualified public depository as
504 defined in s. 280.02, as treasurer of Space Florida ~~the~~
505 ~~authority~~, who shall have charge of the funds of Space Florida
506 ~~the authority~~. Such funds shall be disbursed only upon the order
507 of or pursuant to the resolution of the board by warrant, check,
508 authorization, or direct deposit pursuant to s. 215.85, signed
509 or authorized by the treasurer or his or her representative or
510 by such other persons as may be authorized by the board. The
511 board may give the treasurer such other or additional powers and
512 duties as the board may deem appropriate and shall establish the
513 treasurer's compensation. The board may require the treasurer to
514 give a bond in such amount, on such terms, and with such
515 sureties as may be deemed satisfactory to the board to secure
516 the performance by the treasurer of his or her powers and
517 duties. The board shall audit or have audited the books of the
518 treasurer at least once a year.

519 (2) The board is authorized to select as depositories in
520 which the funds of the board and of Space Florida ~~the authority~~
521 shall be deposited any qualified public depository as defined in
522 s. 280.02, upon such terms and conditions as to the payment of
523 interest by such depository upon the funds so deposited as the
524 board may deem just and reasonable. Funds of Space Florida ~~the~~
525 ~~authority~~ may also be deposited with the Florida Commercial
526 Space Financing Corporation created by s. 331.407. The funds of
527 Space Florida ~~the authority~~ may be kept in or removed from the

528 State Treasury upon written notification from the chair of the
 529 board to the Chief Financial Officer.

530 Section 9. Section 331.310, Florida Statutes, is amended
 531 to read:

532 331.310 Powers and duties of the board of
 533 supervisors.--Except as otherwise provided in this act, all of
 534 the powers and duties of Space Florida ~~the authority~~ shall be
 535 exercised by and through the board of supervisors, including the
 536 power and duty to:

537 (1) Adopt bylaws, rules, resolutions, and orders
 538 prescribing the powers, duties, and functions of the officers of
 539 Space Florida ~~the authority~~, the conduct of the business of
 540 Space Florida ~~the authority~~, the maintenance of records, and the
 541 form of all documents and records of Space Florida ~~the~~
 542 ~~authority~~. The board may adopt administrative rules and
 543 regulations with respect to any of the projects of Space Florida
 544 ~~the authority~~, with notice and public hearing.

545 (2) Maintain an executive office and Space Florida
 546 ~~authority~~ offices in close proximity to Kennedy Space Center.

547 (3) Enter, and authorize any agent or employee of Space
 548 Florida ~~the authority~~ to enter, upon any lands, waters, and
 549 premises, upon giving reasonable notice and due process to the
 550 land owner, for the purposes of making surveys, soundings,
 551 drillings, appraisals, and examinations necessary to perform its
 552 duties and functions. Any such entry shall not be deemed a
 553 trespass or an entry that would constitute a taking in an
 554 eminent domain proceeding. Space Florida ~~The authority~~ shall

555 make reimbursement for any actual damages to such lands, waters,
 556 and premises as a result of such activity.

557 (4) Execute all contracts and other documents, adopt all
 558 proceedings, and perform all acts determined by the board to be
 559 necessary or desirable to carry out the purposes of this act.
 560 The board may authorize one or more members of the board to
 561 execute contracts and other documents on behalf of the board or
 562 Space Florida ~~the authority~~.

563 (5) Establish and create such departments, committees, or
 564 other agencies as from time to time the board may deem necessary
 565 or desirable in the performance of any acts or other things
 566 necessary to the exercise of the powers provided in this act,
 567 and delegate to such departments, boards, or other agencies such
 568 administrative duties and other powers as the board may deem
 569 necessary or desirable.

570 (6) Appoint a person to act as executive director of Space
 571 Florida ~~the authority~~, having such official title, functions,
 572 duties, powers, and salary as the board may prescribe.

573 (7) Examine, and authorize any officer or agent of Space
 574 Florida ~~the authority~~ to examine, the county tax rolls with
 575 respect to the assessed valuation of the real and personal
 576 property within any spaceport territory.

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

579 (9) Execute intergovernmental agreements and development
 580 agreements consistent with prevailing statutory provisions,
 581 including, but not limited to, special benefits or tax increment
 582 financing initiatives.

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583 (10) Establish reserve funds for future board operations.

584 (11) Adopt rules pursuant to chapter 120 to carry out the
585 purposes of this act.

586 (12) Abide by all applicable federal labor laws in the
587 construction and day-to-day operations of Space Florida ~~the~~
588 ~~authority~~ and any spaceport. Further, the board shall establish,
589 by rule and regulation, pursuant to chapter 120, policies and
590 procedures for the construction and operation of Space Florida
591 ~~the authority~~ and any spaceport. Said policies and procedures
592 shall be such that when Space Florida ~~the authority~~ expends
593 federal funds for construction or operation of any spaceport
594 project, Space Florida ~~the authority~~ will be subject to the
595 federal labor laws observed at the Kennedy Space Center and Cape
596 Canaveral Air Force Station, Florida, applicable as a result of
597 such federal expenditures.

598 (13) Prepare an annual report of operations. Said report
599 shall include, but not be limited to, a balance sheet, an income
600 statement, a statement of changes in financial position, a
601 reconciliation of changes in equity accounts, a summary of
602 significant accounting principles, the auditor's report, a
603 summary of the status of existing and proposed bonding projects,
604 comments from management about the year's business, and
605 prospects for the next year, which shall be submitted each year
606 by November 30 to the Governor, the President of the Senate, the
607 Speaker of the House of Representatives, the minority leader of
608 the Senate, and the minority leader of the House of
609 Representatives.

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

611 Section 10. Subsections (1) and (4) of section 331.3101,
 612 Florida Statutes, are amended to read:

613 331.3101 Space Florida ~~Space Authority~~; travel and
 614 entertainment expenses.--

615 (1) Notwithstanding the provisions of s. 112.061, Space
 616 Florida ~~the authority~~ shall adopt rules by which it may make
 617 expenditures by advancement or reimbursement, or a combination
 618 thereof, to Space Florida ~~authority~~ officers and employees;
 619 reimburse business clients, guests, and authorized persons as
 620 defined in s. 112.061(2)(e); and make direct payments to third-
 621 party vendors:

622 (a) For travel expenses of such business clients, guests,
 623 and authorized persons incurred by Space Florida ~~the authority~~
 624 in connection with the performance of its statutory duties, and
 625 for travel expenses incurred by state officials and state
 626 employees while accompanying such business clients, guests, or
 627 authorized persons or when authorized by the board or its
 628 designee.

629 (b) For entertainment expenses of such guests, business
 630 clients, and authorized persons incurred by Space Florida ~~the~~
 631 ~~authority~~ in connection with the performance of its statutory
 632 duties, and for entertainment expenses incurred for Space
 633 Florida ~~authority~~ officials and employees when such expenses are
 634 incurred while in the physical presence of such business
 635 clients, guests, or authorized persons.

636 (4) No claim submitted under this section shall be
 637 required to be sworn to before a notary public or other officer
 638 authorized to administer oaths, but any claim authorized or

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639 required to be made under any provision of this section shall
640 contain a statement that the expenses were actually incurred as
641 necessary travel or entertainment expenses in the performance of
642 official duties of Space Florida ~~the authority~~ and shall be
643 verified by written declaration that it is true and correct as
644 to every material matter. Any person who willfully makes and
645 subscribes to any such claim which the person does not believe
646 to be true and correct as to every material matter or who
647 willfully aids or assists in, or procures, counsels, or advises,
648 the preparation or presentation of a claim pursuant to this
649 section, which claim is fraudulent or false as to any material
650 matter, whether or not such falsity or fraud is with the
651 knowledge or consent of the person authorized or required to
652 present such claim, commits a misdemeanor of the second degree,
653 punishable as provided in s. 775.082 or s. 775.083. Whoever
654 receives an advancement or reimbursement by means of a false
655 claim is civilly liable, in the amount of the overpayment, for
656 the reimbursement of the public fund from which the claim was
657 paid.

658 Section 11. Section 331.311, Florida Statutes, is amended
659 to read:

660 331.311 Exercise by Space Florida ~~authority~~ of its powers
661 within municipalities and other political subdivisions.--Space
662 Florida may ~~The authority shall have the power to~~ exercise any
663 of its rights, powers, privileges, and authority in any and all
664 portions of any spaceport territory lying within the boundaries
665 of any municipal corporation or other political subdivision,
666 heretofore or hereafter created or organized, whose boundaries

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667 lie wholly or partly within the geographical limits of the
 668 spaceport territory, to the same extent and in the same manner
 669 as in areas of the spaceport territory not incorporated as part
 670 of a municipality or other political subdivision. With respect
 671 to any municipal corporation or other political subdivision
 672 whose boundaries lie partly within and partly without the
 673 geographical limits of the spaceport territory, Space Florida
 674 ~~may the authority shall have the power to~~ exercise its rights,
 675 powers, privileges, and authority only within the portion of
 676 such municipal corporation or other political subdivision lying
 677 within the boundaries of the spaceport territory.

678 Section 12. Section 331.312, Florida Statutes, is amended
 679 to read:

680 331.312 Furnishing facilities and services within the
 681 spaceport territory.--Space Florida may ~~The authority shall have~~
 682 ~~the power to~~ construct, develop, create, maintain, and operate
 683 its projects within the geographical limits of the spaceport
 684 territory, including any portions of the spaceport territory
 685 located inside the boundaries of any incorporated municipality
 686 or other political subdivision, and to offer, supply, and
 687 furnish the facilities and services provided for in this act to,
 688 and to establish and collect fees, rentals, and other charges
 689 from, persons, public or private, within the geographical limits
 690 of the spaceport territory and for the use of Space Florida ~~the~~
 691 ~~authority~~ itself.

692 Section 13. Section 331.313, Florida Statutes, is amended
 693 to read:

694 331.313 Power of Space Florida ~~the authority~~ with respect
 695 to roads.--Within the territorial limits of any spaceport
 696 territory, Space Florida may ~~the authority has the right to~~
 697 acquire, through purchase or interagency agreement, or as
 698 otherwise provided in law, and to construct, control, and
 699 maintain, roads deemed necessary by Space Florida ~~the authority~~
 700 and connections thereto and extensions thereof now or hereafter
 701 acquired, constructed, or maintained in accordance with
 702 established highway safety standards; provided that, in the
 703 event a road being addressed by Space Florida ~~the authority~~ is
 704 owned by another agency or jurisdiction, Space Florida ~~the~~
 705 ~~authority~~, prior to proceeding with the proposed project or work
 706 activity, shall have either coordinated the desired work with
 707 the owning agency or jurisdiction or shall have successfully
 708 executed an interagency agreement with the owning agency or
 709 jurisdiction.

710 Section 14. Section 331.314, Florida Statutes, is amended
 711 to read:

712 331.314 Exclusive authority.--This act specifically
 713 provides that Space Florida has ~~the authority shall have~~
 714 exclusive power and authority to regulate spaceports in the
 715 state.

716 Section 15. Section 331.315, Florida Statutes, is amended
 717 to read:

718 331.315 Maintenance of projects across rights-of-
 719 way.--Space Florida may ~~The authority shall have the right to~~
 720 construct and operate its projects in, along, or under any
 721 streets, alleys, highways, or other public places or ways, and

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722 across any drain, ditch, canal, floodway, holding basin,
723 excavation, railroad right-of-way, track, grade, fill, or cut;
724 provided, however, that just compensation, including fees, shall
725 be paid by Space Florida ~~the authority~~ for any damages or
726 private property taken by the exercise of such power.

727 Section 16. Section 331.316, Florida Statutes, is amended
728 to read:

729 331.316 Rates, fees, rentals, tolls, fares, and charges;
730 procedure for adoption and modification; minimum revenue
731 requirements.--

732 (1) To recover the costs of the spaceport facility or
733 system, Space Florida may ~~the authority shall have the power to~~
734 prescribe, fix, establish, and collect rates, fees, rentals,
735 tolls, fares, or other charges (hereinafter referred to as
736 "revenues"), and to revise the same from time to time, for the
737 facilities and services furnished or to be furnished by Space
738 Florida ~~the authority~~ and the spaceport, including, but not
739 limited to, launch pads, ranges, payload assembly and processing
740 facilities, visitor and tourist facilities, transportation
741 facilities, and parking and other related facilities, and may
742 ~~shall have the power to~~ provide for reasonable penalties against
743 any user or property for any such rates, fees, rentals, tolls,
744 fares, or other charges that are delinquent.

745 (2) The board may ~~shall have the power to~~ enter into
746 contracts for the use of the projects of Space Florida ~~the~~
747 ~~authority~~ and for the services and facilities furnished or to be
748 furnished by Space Florida ~~the authority~~, including, but not
749 limited to, launch services, payload assembly and processing,

750 and other space-related services, for such consideration and on
 751 such other terms and conditions as the board may approve. Such
 752 contracts, and revenues or service charges received or to be
 753 received by Space Florida ~~the authority~~ thereunder, may be
 754 pledged as security for any of the bonds of Space Florida ~~the~~
 755 ~~authority~~.

756 Section 17. Section 331.317, Florida Statutes, is amended
 757 to read:

758 331.317 Recovery of delinquent charges.--In the event that
 759 any of the rates, fees, rentals, tolls, fares, other charges, or
 760 delinquent penalties shall not be paid as and when due and shall
 761 be in default for 30 days or more, the unpaid balance thereof
 762 and all interest accrued thereon, together with attorney's fees
 763 and costs, may be recovered by Space Florida ~~the authority~~ in a
 764 civil action.

765 Section 18. Section 331.318, Florida Statutes, is amended
 766 to read:

767 331.318 Discontinuance of service.--In the event that the
 768 rates, fees, rentals, tolls, fares, or other charges for the
 769 services and facilities of any project are not paid when due,
 770 the board may ~~shall have the power to~~ discontinue and shut off
 771 the same until such rates, fees, rentals, tolls, fares, or other
 772 charges, including interest, penalties, and charges for the
 773 shutting off and discontinuance and the restoration of such
 774 services and facilities, are fully paid. Such delinquent rates,
 775 fees, rentals, tolls, fares, or other charges, together with
 776 interest, penalties, and charges for the shutting off and
 777 discontinuance and the restoration of such services and

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778 facilities, and reasonable attorney's fees and other expenses,
 779 may be recovered by Space Florida ~~the authority~~ by suit in any
 780 court of competent jurisdiction. Space Florida ~~The authority~~ may
 781 also enforce payment of such delinquent rates, fees, rentals,
 782 tolls, fares, or other charges by any other lawful method of
 783 enforcement.

784 Section 19. Section 331.321, Florida Statutes, is amended
 785 to read:

786 331.321 Federal and other funds and aid.--Space Florida
 787 may ~~The authority is authorized to~~ accept, receive, and receipt
 788 for federal moneys, property, and other moneys or properties,
 789 either public or private, for the acquisition, planning,
 790 operation, construction, enlargement, improvement, maintenance,
 791 equipment, or development of programs, facilities, and sites
 792 therefor, and to comply with the provisions of the laws of the
 793 United States and any rules and regulations made thereunder for
 794 the expenditure of federal moneys.

795 Section 20. Section 331.322, Florida Statutes, is amended
 796 to read:

797 331.322 Agreements with municipalities within any
 798 spaceport territory.--The board and the governing body or bodies
 799 of any one or more municipalities located wholly or partly
 800 within any spaceport territory, whether now in existence or
 801 hereafter created, are authorized to enter into and carry into
 802 effect contracts and agreements relating to the common powers,
 803 duties, and functions of the board and other officers, agents,
 804 and employees of Space Florida ~~the authority~~, and the respective
 805 governing body or bodies of one or more such municipalities, and

806 their respective officers, agents, and employees, to the end
 807 that there may be effective cooperation between and coordination
 808 of the efforts of such municipality or municipalities and Space
 809 Florida ~~the authority~~ in discharging their common functions,
 810 powers, and duties and in rendering services to the respective
 811 residents and property owners of such municipality or
 812 municipalities and Space Florida ~~the authority~~. The board and
 813 the governing body or bodies of one or more such municipalities
 814 are further authorized to enter into and carry into effect
 815 contracts and agreements for the performance of any of their
 816 common functions, powers, and duties by a central agency or
 817 common agent of the contracting parties.

818 Section 21. Subsections (1), (2), and (3) of section
 819 331.323, Florida Statutes, are amended to read:

820 331.323 Cooperative agreements with the state, counties,
 821 and municipalities.--

822 (1) The state and the counties, municipalities, and other
 823 political subdivisions, public bodies, and agencies thereof, or
 824 any of them, whether now existing or hereafter created, are
 825 authorized to aid and cooperate with Space Florida ~~the authority~~
 826 in carrying out any of the purposes and projects of Space
 827 Florida ~~the authority~~, to enter into cooperative agreements with
 828 Space Florida ~~the authority~~, to provide in any such cooperative
 829 agreement for the making of loans, gifts, grants, or
 830 contributions to Space Florida ~~the authority~~ and the granting
 831 and conveyance to Space Florida ~~the authority~~ of real or
 832 personal property of any kind or nature, or any interest
 833 therein, for the carrying out of the purpose and projects of

834 Space Florida ~~the authority~~; to covenant in any such cooperative
 835 agreement to pay all or any part of the costs of acquisition,
 836 planning, development, construction, reconstruction, extension,
 837 improvement, operation, and maintenance of any projects of Space
 838 Florida ~~the authority~~; and to pay all or any part of the
 839 principal and interest on any bonds of Space Florida ~~the~~
 840 ~~authority~~.

841 (2) The state and the counties, municipalities, and other
 842 political subdivisions, public bodies, and agencies thereof, or
 843 any of them, whether now existing or hereafter created, and
 844 Space Florida ~~the authority~~ created by this act, are further
 845 authorized to enter into cooperative agreements to provide for
 846 the furnishing by Space Florida ~~the authority~~ to the state or
 847 any county, municipality, or other political subdivision, public
 848 body, or agency thereof of any of the facilities and services of
 849 Space Florida ~~the authority~~, or by the state or any county,
 850 municipality, or other political subdivision, public body, or
 851 agency thereof to Space Florida ~~the authority~~ and to persons
 852 within the spaceport territory of facilities and services of the
 853 type that Space Florida ~~the authority~~ is authorized to furnish
 854 or undertake, or such other facilities and services as may be
 855 determined necessary or desirable by the board for the carrying
 856 out of the purposes of this act. Without limitation of the
 857 foregoing, such cooperative agreements may provide for the
 858 furnishing by any county, municipality, or other political
 859 subdivision of fire and police protection for Space Florida ~~the~~
 860 ~~authority~~ and persons and property within Space Florida ~~the~~
 861 ~~authority~~, and for the providing to Space Florida ~~the authority~~

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862 of any services deemed necessary or desirable by the board for
 863 the proper functioning of Space Florida ~~the authority~~.

864 (3) Without limitation of the foregoing, the board may
 865 undertake and finance any of the projects of Space Florida ~~the~~
 866 ~~authority~~, in whole or in part, jointly with any municipality or
 867 municipalities, now existing or hereafter created, or in any
 868 other manner combine the projects of Space Florida ~~the authority~~
 869 with the projects of such municipality or municipalities.

870 Section 22. Section 331.324, Florida Statutes, is amended
 871 to read:

872 331.324 Contracts, grants, and contributions.--Space
 873 Florida may ~~The authority shall have the power to~~ make and enter
 874 all contracts and agreements necessary or incidental to the
 875 performance of the functions of Space Florida ~~the authority~~ and
 876 the execution of its powers, and to contract with, and to accept
 877 and receive grants or loans of money, material, or property
 878 from, any person, private or public, as the board shall
 879 determine to be necessary or desirable to carry out the purposes
 880 of this act, and in connection with any such contract, grant, or
 881 loan to stipulate and agree to such covenants, terms, and
 882 conditions as the board shall deem appropriate.

883 Section 23. Section 331.325, Florida Statutes, is amended
 884 to read:

885 331.325 Environmental permits.--Space Florida ~~The~~
 886 ~~authority~~ shall obtain required environmental permits in
 887 accordance with federal and state law and shall comply with the
 888 provisions of chapter 380.

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889 Section 24. Section 331.326, Florida Statutes, is amended
 890 to read:

891 331.326 Information relating to trade secrets
 892 confidential.--The records of Space Florida ~~the authority~~
 893 regarding matters encompassed by this act are public records
 894 subject to the provisions of chapter 119. Any information held
 895 by Space Florida ~~the authority~~ which is a trade secret, as
 896 defined in s. 812.081, including trade secrets of Space Florida
 897 ~~the authority~~, any spaceport user, or the space industry
 898 business, is confidential and exempt from the provisions of s.
 899 119.07(1) and s. 24(a), Art. I of the State Constitution and may
 900 not be disclosed. If Space Florida ~~the authority~~ determines that
 901 any information requested by the public will reveal a trade
 902 secret, it shall, in writing, inform the person making the
 903 request of that determination. The determination is a final
 904 order as defined in s. 120.52. Any meeting or portion of a
 905 meeting of Space Florida's ~~the authority's~~ board of supervisors
 906 is exempt from the provisions of s. 286.011 and s. 24(b), Art. I
 907 of the State Constitution when the board is discussing trade
 908 secrets. Any public record generated during the closed portions
 909 of such meetings, such as minutes, tape recordings, and notes,
 910 is confidential and exempt from the provisions of s. 119.07(1)
 911 and s. 24(a), Art. I of the State Constitution.

912 Section 25. Section 331.327, Florida Statutes, is amended
 913 to read:

914 331.327 Foreign trade zone.--Space Florida may ~~The~~
 915 ~~authority shall have the power to~~ apply to the Federal
 916 Government for a grant allowing the designation of any spaceport

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917 territory as a foreign trade zone pursuant to ss. 288.36 and
 918 288.37. However, the designation of any spaceport territory as a
 919 foreign trade zone shall not be deemed to authorize an exemption
 920 from any tax imposed by the state or by any political
 921 subdivision, agency, or instrumentality thereof.

922 Section 26. Section 331.328, Florida Statutes, is amended
 923 to read:

924 331.328 Sovereign immunity.--Space Florida has ~~The~~
 925 ~~authority shall be granted~~ sovereign immunity in the same manner
 926 as the state under the laws and Constitution of the State of
 927 Florida. The state, by this section, hereby waives the sovereign
 928 immunity granted to the same extent as waived by the state under
 929 state law.

930 Section 27. Subsections (2), (3), and (4) of section
 931 331.329, Florida Statutes, are amended to read:

932 331.329 Changing boundary lines; annexation and exclusion
 933 of lands; creation of municipalities within the geographical
 934 limits of any spaceport territory; limitations on the furnishing
 935 of services within annexed areas.--

936 (2) Land, including property situated thereon, added to
 937 any spaceport territory in the manner provided in subsection (1)
 938 shall from the time of its inclusion within such spaceport
 939 territory be subject to all assessments thereafter levied and
 940 assessed on all other land or property of any spaceport
 941 territory similarly situated. Land, including property situated
 942 thereon, excluded from any spaceport territory in the manner
 943 provided in subsection (1) shall from the date of such exclusion
 944 be exempt from assessments thereafter imposed by Space Florida

945 ~~the authority~~ but shall not be exempt from assessments
 946 theretofore levied or due with respect to such land or property,
 947 or from subsequent installments of assessments theretofore
 948 levied or assessed with respect thereto, and such assessments
 949 may be enforced and collected by or on behalf of Space Florida
 950 ~~the authority~~ in the same manner as if such land or property
 951 continued to be within the geographical limits of any spaceport
 952 territory.

953 (3) In the event that the geographical limits of any
 954 spaceport territory as set forth in s. 331.304 are revised so as
 955 to include within any spaceport territory any areas not
 956 presently contained within any spaceport territory, Space
 957 Florida ~~the authority~~ shall not engage in the business of
 958 furnishing electric power for sale in such annexed area, unless
 959 Space Florida ~~the authority~~ shall offer to purchase from any
 960 person who is at the time engaged in the business of making,
 961 generating, or distributing electricity for sale within such
 962 annexed area, such portion of its electric plant and property
 963 suitable and used for such business in connection therewith as
 964 lies within the limits of such annexed area, in a manner
 965 consistent with law.

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

969 Section 28. Section 331.331, Florida Statutes, is amended
 970 to read:

971 331.331 Revenue bonds.--

972 (1) Revenue bonds issued by Space Florida ~~the authority~~
 973 shall not be deemed revenue bonds issued by the state or its
 974 agencies for purposes of s. 11, Art. VII of the State
 975 Constitution and ss. 215.57-215.83. Space Florida ~~The authority~~
 976 shall include in its annual report to the Governor and
 977 Legislature, as provided in s. 331.310, a summary of the status
 978 of existing and proposed bonding projects.

979 (2) The issuance of revenue bonds may be secured by or
 980 payable from the gross or net pledge of the revenues to be
 981 derived from any project or combination of projects, from the
 982 rates, fees, rentals, tolls, fares, or other charges to be
 983 collected from the users of any project or projects; from any
 984 revenue-producing undertaking or activity of Space Florida ~~the~~
 985 ~~authority~~; or from any source of pledged security. Such bonds
 986 shall not constitute an indebtedness of Space Florida ~~the~~
 987 ~~authority~~ unless such bonds are additionally secured by the full
 988 faith and credit of Space Florida ~~the authority~~. Bonds issued by
 989 Space Florida ~~the authority~~ are not secured by the full faith
 990 and credit of the State of Florida and do not constitute an
 991 obligation, either general or special, thereof.

992 (3) Any two or more projects may be combined and
 993 consolidated into a single project, and may thereafter be
 994 operated and maintained as a single project. The revenue bonds
 995 authorized herein may be issued to finance any one or more such
 996 projects separately, or to finance two or more such projects,
 997 regardless whether or not such projects have been combined and
 998 consolidated into a single project. If the board deems it
 999 advisable, the proceedings authorizing such revenue bonds may

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1000 provide that Space Florida ~~the authority~~ may thereafter combine
 1001 the projects then being financed or theretofore financed with
 1002 other projects to be subsequently financed by Space Florida ~~the~~
 1003 ~~authority~~ shall be on a parity with the revenue bonds then being
 1004 issued, all on such terms, conditions, and limitations as shall
 1005 be provided, and may further provide that the revenues to be
 1006 derived from the subsequent projects shall at the time of the
 1007 issuance of such parity revenue bonds be also pledged to the
 1008 holders of any revenue bonds theretofore issued to finance the
 1009 revenue undertakings which are later combined with such
 1010 subsequent projects. Space Florida ~~The authority~~ may pledge for
 1011 the security of the revenue bonds a fixed amount, without regard
 1012 to any fixed proportion of the gross revenues of any project.

1013 Section 29. Section 331.333, Florida Statutes, is amended
 1014 to read:

1015 331.333 Refunding bonds.--Space Florida ~~The authority~~
 1016 through its board may ~~shall have the power to~~ issue bonds to
 1017 provide for the retirement or refunding of any bonds or
 1018 obligations of Space Florida ~~the authority~~ that at the time of
 1019 such issuance are or subsequently thereto become due and
 1020 payable, or that at the time of issuance have been called or are
 1021 or will be subject to call for redemption within 10 years
 1022 thereafter, or the surrender of which can be procured from the
 1023 holders thereof at prices satisfactory to the board. Refunding
 1024 bonds may be issued at any time when in the judgment of the
 1025 board such issuance will be advantageous to Space Florida ~~the~~
 1026 ~~authority~~. The provisions of this act pertaining to bonds of
 1027 Space Florida ~~the authority~~ shall, unless the context otherwise

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1028 requires, govern the issuance of refunding bonds, the form and
 1029 other details thereof, the rights of the holders thereof, and
 1030 the duties of the board with respect to the same.

1031 Section 30. Section 331.334, Florida Statutes, is amended
 1032 to read:

1033 331.334 Pledging assessments and other revenues and
 1034 properties as additional security on bonds.--Space Florida ~~The~~
 1035 ~~authority~~ may pledge as additional security for the payment of
 1036 any of the bonds of Space Florida ~~the authority~~ its full faith
 1037 and credit, and provide that such bonds shall be payable as to
 1038 both principal and interest, and as to any reserve or other
 1039 funds provided therefor, to the full extent that any revenues as
 1040 defined in this act, assessments, or other funds, or any
 1041 combination thereof, pledged therefor are insufficient for the
 1042 full payment of the same, and provided further that no bonds
 1043 shall be issued to the payment of which the full faith and
 1044 credit of Space Florida ~~the authority~~ is pledged unless approved
 1045 at an election in the manner provided by law. Space Florida ~~The~~
 1046 ~~authority~~ by resolution of the board may also pledge as
 1047 additional security for said bonds the revenues from any project
 1048 of Space Florida ~~the authority~~, utility service, assessments,
 1049 and any other sources of revenue or funds, or any combination of
 1050 the foregoing, and may pledge or mortgage any of the properties,
 1051 rights, interest, or other assets of Space Florida ~~the~~
 1052 ~~authority~~. Bonds issued by Space Florida ~~the authority~~ are not
 1053 secured by the full faith and credit of the State of Florida and
 1054 do not constitute an obligation, either general or special,
 1055 thereof. The board may also provide with respect to any bonds of

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1056 Space Florida ~~the authority~~ that such bonds shall be payable, in
 1057 whole or in part, as to principal amount or interest, or both,
 1058 out of rates, fees, rentals, tolls, fares, or other charges
 1059 collected with respect to any of the projects of Space Florida
 1060 ~~the authority~~.

1061 Section 31. Section 331.335, Florida Statutes, is amended
 1062 to read:

1063 331.335 Lien of pledges.--All pledges of revenues and
 1064 assessments made pursuant to the provisions of this act shall be
 1065 valid and binding from the time when such pledges are made. All
 1066 such revenues and assessments so pledged and thereafter
 1067 collected shall immediately be subject to the lien of such
 1068 pledges without any physical delivery thereof or further action,
 1069 and the lien of such pledges shall be valid and binding as
 1070 against all parties having claims of any kind in tort, contract,
 1071 or otherwise against Space Florida ~~the authority~~, irrespective
 1072 of whether such parties have notice thereof.

1073 Section 32. Section 331.336, Florida Statutes, is amended
 1074 to read:

1075 331.336 Issuance of bond anticipation notes.--In addition
 1076 to the other powers provided for in this act and not in
 1077 limitation thereof, Space Florida may ~~the authority shall have~~
 1078 ~~the power~~, at any time from time to time after the issuance of
 1079 any bonds of Space Florida has ~~the authority shall have~~ been
 1080 authorized, ~~to~~ borrow money for the purposes for which such
 1081 bonds are to be issued in anticipation of the receipt of the
 1082 proceeds of the sale of such bonds and ~~to~~ issue bond
 1083 anticipation notes in a principal amount not in excess of the

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1084 authorized maximum amount of such bond issue. Such notes shall
 1085 be in such denomination or denominations, bear interest at such
 1086 rate or rates, mature at such time or times, be renewable for
 1087 such additional term or terms, and be in such form and executed
 1088 in such manner as the board shall prescribe. Such notes may be
 1089 sold at public sale, or if such notes shall be renewable notes,
 1090 may be exchanged for notes then outstanding on such terms as the
 1091 board shall determine. Such notes shall be paid from the
 1092 proceeds of such bonds when issued. The board may in its
 1093 discretion, in lieu of retiring the notes by means of bonds,
 1094 retire them by means of current revenues or from any assessments
 1095 levied for the payment of such bonds, but in such event a like
 1096 amount of the bonds authorized shall not be issued.

1097 Section 33. Section 331.337, Florida Statutes, is amended
 1098 to read:

1099 331.337 Short-term borrowing.--Space Florida ~~The authority~~
 1100 at any time may obtain loans, in such amount and on such terms
 1101 and conditions as the board may approve, for the purpose of
 1102 paying any of the expenses of Space Florida ~~the authority~~ or any
 1103 costs incurred or that may be incurred in connection with any of
 1104 the projects of Space Florida ~~the authority~~, which loans shall
 1105 have such term or terms, be renewable for such term or terms,
 1106 bear interest at such rate or rates, and be payable from and
 1107 secured by a pledge of such funds, revenues, and assessments as
 1108 the board may determine. For the purpose of defraying such costs
 1109 and expenses, Space Florida ~~the authority~~ may issue negotiable
 1110 notes, warrants, or other evidences of debt signed on behalf of
 1111 Space Florida ~~the authority~~ by any one of the board, such notes

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1112 or other evidences of indebtedness to be payable at such time or
 1113 times, to bear interest at such rate or rates, and to be sold or
 1114 discounted at such price or prices and on such term or terms as
 1115 the board may deem advisable. The board shall have the right to
 1116 provide for the payment thereof by pledging the whole or any
 1117 part of the funds, revenues, and assessments of Space Florida
 1118 ~~the authority~~.

1119 Section 34. Section 331.338, Florida Statutes, is amended
 1120 to read:

1121 331.338 Trust agreements.--In the discretion of the board,
 1122 any issue of bonds may be secured by a trust agreement by and
 1123 between Space Florida ~~the authority~~ and a corporate trustee
 1124 which may be any trust company or bank having the powers of a
 1125 trust company within or without the state. The resolution
 1126 authorizing the issuance of the bonds or such trust agreement
 1127 may pledge the revenues to be received from any projects of
 1128 Space Florida ~~the authority~~ and any other authorized moneys to
 1129 be used for the repayment of bonds, and may contain such
 1130 provisions for protecting and enforcing the rights and remedies
 1131 of the bondholders as the board may approve, including without
 1132 limitation covenants setting forth the duties of Space Florida
 1133 ~~the authority~~ in relation to the acquisition, planning,
 1134 development, construction, reconstruction, improvement,
 1135 maintenance, repair, operation, and insurance of any projects,
 1136 the fixing and revision of the rates, fees, rentals, tolls,
 1137 fares, and charges, and the custody, safeguarding, and
 1138 application of all moneys, and for the employment of consulting
 1139 engineers in connection with such acquisition, planning,

1140 development, construction, reconstruction, improvement,
 1141 maintenance, repair, or operation. It shall be lawful for any
 1142 bank or trust company incorporated under the laws of the state
 1143 or the United States which may act as a depository of the
 1144 proceeds of bonds or of revenues to furnish such indemnifying
 1145 bonds or to pledge such securities as may be required by Space
 1146 Florida ~~the authority~~. Such resolution or trust agreement may
 1147 set forth the rights and remedies of the bondholders and of the
 1148 trustee, if any, and may restrict the individual right of action
 1149 by bondholders. The board may provide for the payment of the
 1150 proceeds of the sale of the bonds and the revenues of any
 1151 project to such officer, board, or depository as it may
 1152 designate for the custody thereof, and for the method of
 1153 disbursement thereof, with such safeguards and restrictions as
 1154 it may determine. All expenses incurred in carrying out the
 1155 provisions of such resolution or trust agreement may be treated
 1156 as part of the cost of the project to which such trust agreement
 1157 pertains.

1158 Section 35. Section 331.339, Florida Statutes, is amended
 1159 to read:

1160 331.339 Sale of bonds.--Bonds may be sold in blocks or
 1161 installments at different times, or an entire issue or series
 1162 may be sold at one time. Bonds may only be sold at public sale
 1163 after being advertised and publicly noticed, unless Space
 1164 Florida ~~the authority~~ has previously complied with the
 1165 provisions of s. 218.385. Bonds may be sold or exchanged for
 1166 refunding bonds. Special assessment and revenue bonds may be
 1167 delivered as payment by Space Florida ~~the authority~~ of the

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1168 purchase price or lease of any project or part thereof, or a
 1169 combination of projects or parts thereof, or as the purchase
 1170 price of, or exchange for, any property, real, personal, or
 1171 mixed, including franchises, or services rendered by any
 1172 contractor, engineer, or other person, all at one time or in
 1173 blocks from time to time, in such manner and upon such terms as
 1174 the board in its discretion shall determine. The price or prices
 1175 for any bonds sold, exchanged, or delivered may be:

- 1176 (1) The money paid for the bonds.
- 1177 (2) The principal amount, plus accrued interest to date of
 1178 redemption or exchange, of outstanding obligations exchanged for
 1179 refunding bonds.
- 1180 (3) In the case of special assessment or revenue bonds,
 1181 the amount of any indebtedness to contractors or other persons
 1182 paid with such bonds, or the fair value of any properties
 1183 exchanged for the bonds, as determined by the board.

1184 Section 36. Section 331.340, Florida Statutes, is amended
 1185 to read:

1186 331.340 Authorization and form of bonds.--Bonds may be
 1187 authorized by resolution or resolutions of the board which shall
 1188 be adopted by a majority of all of the members thereof then in
 1189 office and present at the meeting at which the resolution or
 1190 resolutions are adopted and shall be approved as provided in s.
 1191 331.305. The resolution or resolutions of the board may be
 1192 adopted at the same meeting at which they are introduced, and
 1193 shall be published and noticed. The board may by resolution
 1194 authorize the issuance of bonds, fix the aggregate amount of
 1195 bonds to be issued, the purpose or purposes for which the moneys

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1196 | derived therefrom shall be expanded, the rate or rates of
 1197 | interest, the denomination of the bonds, whether or not the
 1198 | bonds are to be issued in one or more series, the date or dates
 1199 | thereof, the date or dates of maturity, which shall not exceed
 1200 | 40 years from their respective dates of issuance, the medium of
 1201 | payment, the place or places within or without the state where
 1202 | payment shall be made, registration privileges, redemption terms
 1203 | and privileges (whether with or without premium), the manner of
 1204 | execution, the form of the bonds including any interest coupons
 1205 | to be attached thereto, the manner of execution of bonds and
 1206 | coupons, and any and all other terms, covenants, and conditions
 1207 | thereof, and the establishment of reserve or other funds. Such
 1208 | authorizing resolution may further provide that such bonds may
 1209 | be executed manually or by engraved, lithographed, or facsimile
 1210 | signature, provided that where signatures are engraved,
 1211 | lithographed, or facsimile no bond shall be valid unless
 1212 | countersigned by a registrar or other officer designated by
 1213 | appropriate resolution of the board. The seal of Space Florida
 1214 | ~~the authority~~ may be affixed, lithographed, engraved, or
 1215 | otherwise reproduced in facsimile on such bonds. In case any
 1216 | officer whose signature or a facsimile of whose signature shall
 1217 | appear on any bonds or coupons shall cease to be such officer
 1218 | before the delivery of such bonds, such signature or facsimile
 1219 | shall nevertheless be valid and sufficient for all purposes the
 1220 | same as if the officer had remained in office until such
 1221 | delivery.

1222 | Section 37. Section 331.343, Florida Statutes, is amended
 1223 | to read:

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1224 331.343 Defeasance.--The board may make such provision
 1225 with respect to the defeasance of the right, title, and interest
 1226 of the holders of any of the bonds and obligations of Space
 1227 Florida ~~the authority~~ in any revenues, funds, or other
 1228 properties by which such bonds are secured as the board deems
 1229 appropriate and, without limitation on the foregoing, may
 1230 provide that when such bonds or obligations become due and
 1231 payable or shall have been called for redemption, and the whole
 1232 amount of the principal and the interest and premium, if any,
 1233 due and payable upon the bonds or obligations when outstanding
 1234 shall be paid, or sufficient moneys or direct obligations of the
 1235 United States Government the principal of and the interest on
 1236 which when due will provide sufficient moneys, shall be held or
 1237 deposited in trust for such purpose, and provision shall also be
 1238 made for paying all other sums payable in connection with such
 1239 bonds or other obligations, then and in such event the right,
 1240 title, and interest of the holders of the bonds in any revenues,
 1241 funds, or other properties by which such bonds are secured shall
 1242 thereupon cease, terminate, and become void; and the board may
 1243 apply any surplus in any sinking fund established in connection
 1244 with such bonds or obligations and all balances remaining in all
 1245 other funds or accounts other than money held for the redemption
 1246 or payment of the bonds or other obligations to any lawful
 1247 purpose of Space Florida ~~the authority~~ as the board shall
 1248 determine.

1249 Section 38. Section 331.345, Florida Statutes, is amended
 1250 to read:

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1251 331.345 Covenants.--Any resolution authorizing the
 1252 issuance of bonds may contain such covenants as the board may
 1253 deem advisable and all such covenants shall constitute valid and
 1254 legally binding and enforceable contracts between Space Florida
 1255 ~~the authority~~ and the bondholders, regardless of the time of
 1256 issuance thereof. Such covenants may include, without
 1257 limitation, covenants concerning the disposition of the bond
 1258 proceeds, the use and disposition of project revenues, the
 1259 pledging of revenues, and assessments, the obligations of Space
 1260 Florida ~~the authority~~ with respect to the operation of the
 1261 project and the maintenance of adequate project revenues, the
 1262 issuance of additional bonds, the appointment, powers, and
 1263 duties of trustees and receivers, the acquisition of outstanding
 1264 bonds and obligations, restrictions on the establishing of
 1265 competing projects or facilities, restrictions on the sale or
 1266 disposal of the assets and property of Space Florida ~~the~~
 1267 ~~authority~~, the priority of assessment liens, the priority of
 1268 claims by bondholders on the taxing power of Space Florida ~~the~~
 1269 ~~authority~~, the maintenance of deposits to assure the payment of
 1270 revenues by users of spaceport facilities and services, the
 1271 discontinuance of Space Florida ~~authority~~ services by reason of
 1272 delinquent payments, acceleration upon default, the execution of
 1273 necessary instruments, the procedure for amending or abrogating
 1274 covenants with the bondholders, and such other covenants as may
 1275 be deemed necessary or desirable for the security of the
 1276 bondholders.

1277 Section 39. Section 331.346, Florida Statutes, is amended
 1278 to read:

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1279 331.346 Validity of bonds; validation proceedings.--Any
1280 bonds issued by Space Florida ~~are the authority shall be~~
1281 incontestable in the hands of bona fide purchasers or holders
1282 for value and shall not be invalid because of any irregularity
1283 or defect in the proceedings for the issue and sale thereof.
1284 Prior to the issuance of any bonds, Space Florida ~~the authority~~
1285 shall publish a notice at least once in a newspaper or
1286 newspapers published or of general circulation in the
1287 appropriate counties in the state, stating the date of adoption
1288 of the resolution authorizing such obligations, the amount,
1289 maximum rate of interest, and maturity of such obligations, and
1290 the purpose in general terms for which such obligations are to
1291 be issued, and further stating that no action or proceeding
1292 questioning the validity of such obligations or of the
1293 proceedings authorizing the issuance thereof, or of any
1294 covenants made therein, must be instituted within 20 days after
1295 the first publication of such notice, or the validity of such
1296 obligations, proceedings, and covenants shall not be thereafter
1297 questioned in any court whatsoever. If no such action or
1298 proceeding is so instituted within such 20-day period, then the
1299 validity of such obligations, proceedings, and covenants shall
1300 be conclusive, and all persons or parties whatsoever shall be
1301 forever barred from questioning the validity of such
1302 obligations, proceedings, or covenants in any court whatsoever.

1303 Section 40. Section 331.347, Florida Statutes, is amended
1304 to read:

1305 331.347 Act furnishes full authority for issuance of
1306 bonds.--This act constitutes full and complete authority for the

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1307 issuance of bonds and the exercise of the powers of Space
 1308 Florida ~~the authority~~ provided herein. Any and all bonds issued
 1309 by Space Florida ~~may the authority shall~~ not be secured by the
 1310 full faith and credit of the State of Florida and do not
 1311 constitute an obligation, either general or special, thereof.

1312 Section 41. Section 331.348, Florida Statutes, is amended
 1313 to read:

1314 331.348 Investment of funds.--The board may in its
 1315 discretion invest funds of Space Florida ~~the authority~~ through
 1316 the Chief Financial Officer or in:

1317 (1) Direct obligations of or obligations guaranteed by the
 1318 United States or for the payment of the principal and interest
 1319 of which the faith and credit of the United States is pledged;

1320 (2) Bonds or notes issued by any of the following federal
 1321 agencies: Bank for Cooperatives; federal intermediate credit
 1322 banks; federal home loan bank system; federal land banks; or the
 1323 Federal National Mortgage Association (including debentures or
 1324 participating certificates issued by such association);

1325 (3) Public housing bonds issued by public housing
 1326 authorities and secured by a pledge or annual contributions
 1327 under an annual contribution contract or contracts with the
 1328 United States;

1329 (4) Bonds or other interest-bearing obligations of any
 1330 county, district, city, or town located in the state for which
 1331 the full faith and credit of such political subdivision is
 1332 pledged;

1333 (5) Any investment authorized for insurers by ss. 625.306-
 1334 625.316 and amendments thereto; or

1335 (6) Any investment authorized under s. 17.57 and
 1336 amendments thereto.

1337 Section 42. Section 331.349, Florida Statutes, is amended
 1338 to read:

1339 331.349 Fiscal year of Space Florida ~~the authority~~.--The
 1340 board has the power to establish and from time to time
 1341 redetermine the fiscal year of Space Florida ~~the authority~~.
 1342 Unless the board otherwise provides, Space Florida's ~~the~~
 1343 ~~authority's~~ fiscal year shall be July 1 through June 30.

1344 Section 43. Section 331.350, Florida Statutes, is amended
 1345 to read:

1346 331.350 Insurance coverage of Space Florida ~~the authority~~;
 1347 safety program.--

1348 (1) Notwithstanding any other provision of law, the State
 1349 Risk Management Trust Fund established under s. 284.30 shall not
 1350 insure buildings and property owned or leased by Space Florida
 1351 ~~the authority~~.

1352 (2) Notwithstanding any other provision of law, the State
 1353 Risk Management Trust Fund established under s. 284.30 shall not
 1354 insure against any liability of Space Florida ~~the authority~~.

1355 (3) Space Florida ~~The authority~~ shall establish a safety
 1356 program. The safety program shall include:

1357 (a) The development and implementation of a loss
 1358 prevention program which shall consist of a comprehensive
 1359 ~~authoritywide~~ safety program for all of Space Florida, including
 1360 a statement, established by the board of supervisors, of safety
 1361 policy and responsibility.

1362 (b) Provision for regular and periodic facility and
 1363 equipment inspections.

1364 (c) Investigation of job-related employee accidents and
 1365 other accidents occurring on the premises of Space Florida ~~the~~
 1366 ~~authority~~ or within areas of its jurisdiction.

1367 (d) Establishment of a program to promote increased safety
 1368 awareness among employees, agents, and subcontractors of Space
 1369 Florida ~~the authority~~.

1370 (4) (a) Space Florida ~~The authority~~ shall, ~~if available,~~
 1371 ~~secure insurance coverage, if available,~~ within reasonable
 1372 limits for liability which may arise as a consequence of its
 1373 responsibilities.

1374 (b) Space Florida ~~The authority~~ shall, ~~if available, and~~
 1375 ~~if cost effective,~~ secure insurance coverage, if available and
 1376 cost-effective, on its buildings, facilities, and property at
 1377 reasonable levels.

1378 (c) Space Florida ~~The authority~~, with respect to the
 1379 purchase of insurance, shall be subject to the applicable
 1380 provisions of chapter 287 and other applicable law.

1381 Section 44. Section 331.351, Florida Statutes, is amended
 1382 to read:

1383 331.351 Participation by women, minorities, and socially
 1384 and economically disadvantaged business enterprises
 1385 encouraged.--It is the intent of the Legislature and the public
 1386 policy of this state that women, minorities, and socially and
 1387 economically disadvantaged business enterprises be encouraged to
 1388 participate fully in all phases of economic and community
 1389 development. Accordingly, to achieve such purpose, Space Florida

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1390 ~~the authority shall~~, in accordance with applicable state and
 1391 federal law, shall involve and utilize women, minorities, and
 1392 socially and economically disadvantaged business enterprises in
 1393 all phases of the design, development, construction,
 1394 maintenance, and operation of spaceports developed under this
 1395 act.

1396 Section 45. Section 331.354, Florida Statutes, is amended
 1397 to read:

1398 331.354 Tax exemption.--The exercise of the powers granted
 1399 by this act in all respects shall be for the benefit of the
 1400 people of the state, for the increase of their industry and
 1401 prosperity, for the improvement of their health and living
 1402 conditions, and for the provision of gainful employment and
 1403 shall constitute the performance of essential public functions.
 1404 Space Florida ~~The authority~~ shall not be required to pay any
 1405 taxes on any project or any other property owned by Space
 1406 Florida ~~the authority~~ under the provisions of this act or upon
 1407 the income therefrom. The bonds issued under the provisions of
 1408 this act or upon the income therefrom (including any profit made
 1409 on the sale thereof), and all notes, mortgages, security
 1410 agreements, letters of credit, or other instruments which arise
 1411 out of or are given to secure the repayment of bonds issued in
 1412 connection with a project financed under this act, shall at all
 1413 times be free from taxation by the state or any local unit,
 1414 political subdivision, or other instrumentality of the state.
 1415 Nothing in this section, however, shall be construed as
 1416 exempting from taxation or assessments the leasehold interest of
 1417 a lessee in any project or any other property or interest owned

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1418 by the lessee. The exemption granted by this section shall not
 1419 be applicable to any tax imposed by chapter 220 on interest,
 1420 income, or profits on debt obligations owned by corporations.

1421 Section 46. Paragraph (a) of subsection (1) and subsection
 1422 (2) of section 331.355, Florida Statutes, are amended to read:

1423 331.355 Use of name; ownership rights to intellectual
 1424 property.--

1425 (1) (a) The corporate name of a corporation incorporated or
 1426 authorized to transact business in this state, or the name of
 1427 any person or business entity transacting business in this
 1428 state, may not use the words "spaceport Florida," ~~or~~ "Florida
 1429 spaceport," "Space Florida," "Florida Space Authority," "Florida
 1430 Space Research Institute," or "Florida Aerospace Finance
 1431 Corporation" in its name unless Space Florida ~~the authority~~
 1432 gives written approval for such use.

1433 (2) Notwithstanding any provision of chapter 286, the
 1434 legal title and every right, interest, claim, or demand of any
 1435 kind in and to any patent, trademark, copyright, certification
 1436 mark, or other right acquired under the patent and trademark
 1437 laws of the United States or this state or any foreign country,
 1438 or the application for the same, as is owned or held, acquired,
 1439 or developed by Space Florida ~~the authority~~, under the authority
 1440 and directions given it by this part, is vested in Space Florida
 1441 ~~the authority~~ for the use, benefit, and purposes provided in
 1442 this part. Space Florida ~~The authority~~ is vested with and is
 1443 authorized to exercise any and all of the normal incidents of
 1444 such ownership, including the receipt and disposition of
 1445 royalties. Any sums received as royalties from any such rights

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1446 are hereby appropriated to Space Florida ~~the authority~~ for any
 1447 and all of the purposes and uses provided in this part.

1448 Section 47. Subsections (2) and (3) of section 331.360,
 1449 Florida Statutes, are amended to read:

1450 331.360 Joint project agreement or assistance; spaceport
 1451 master plan.--

1452 (2) Notwithstanding any other provision of law, the
 1453 Department of Transportation may enter into a joint project
 1454 agreement with, or otherwise assist, Space Florida ~~the Florida~~
 1455 ~~Space Authority~~ as necessary to effectuate the provisions of
 1456 this chapter and may allocate funds for such purposes in its 5-
 1457 year work program. However, the department may not fund the
 1458 administrative or operational costs of Space Florida ~~the~~
 1459 ~~authority~~.

1460 (3) Space Florida ~~The authority~~ shall develop a spaceport
 1461 master plan for expansion and modernization of space
 1462 transportation facilities within spaceport territories as
 1463 defined in s. 331.303(23). The plan shall contain recommended
 1464 projects to meet current and future commercial, national, and
 1465 state space transportation requirements. Space Florida ~~The~~
 1466 ~~authority~~ shall submit the plan to any appropriate metropolitan
 1467 planning organization ~~M.P.O.~~ for review of intermodal impacts.
 1468 Space Florida ~~The authority~~ shall submit the spaceport master
 1469 plan to the Department of Transportation, and such plan may be
 1470 included within the department's 5-year work program of
 1471 qualifying aerospace discretionary capacity improvement under
 1472 subsection (4). The plan shall identify appropriate funding
 1473 levels and include recommendations on appropriate sources of

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1474 revenue that may be developed to contribute to the State
 1475 Transportation Trust Fund.

1476 Section 48. Subsections (1) and (3) and paragraphs (a) and
 1477 (b) of subsection(4) of section 331.367, Florida Statutes, are
 1478 amended to read:

1479 331.367 Space Florida ~~Spaceport~~ Management Council.--

1480 (1) The Space Florida ~~Spaceport~~ Management Council is
 1481 created within Space Florida ~~the Florida Space Authority~~ to
 1482 provide coordination between government agencies and commercial
 1483 operators for the purpose of developing recommendations on
 1484 projects and activities to increase the operability and
 1485 capabilities of Florida's space launch facilities, increase
 1486 statewide space-related industry and opportunities, and promote
 1487 space education, research, and technology development. The
 1488 council shall work to create integrated facility and
 1489 programmatic development plans to address commercial, state, and
 1490 federal requirements and to identify appropriate private, state,
 1491 and federal resources to implement these plans.

1492 (3) The council shall submit its recommendations to the
 1493 Governor, the ~~and~~ Lieutenant Governor, the President of the
 1494 Senate, and the Speaker of the House of Representatives and
 1495 provide copies to the Secretary of Transportation, the director
 1496 of the Office of Tourism, Trade, and Economic Development, the
 1497 associate administrator for Space Transportation in the United
 1498 States Department of Transportation, the administrator of the
 1499 National Aeronautics and Space Administration, the Deputy
 1500 Assistant Secretary of the Air Force for Space Plans and Policy,

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1501 and the ex officio nonvoting council members of the Senate and
 1502 the House of Representatives.

1503 ~~(4)(a)~~ The council shall be composed of an executive board
 1504 ~~consisting of representatives of governmental organizations~~
 1505 ~~having responsibilities for developing or operating space~~
 1506 ~~transportation facilities,~~ and a Space Industry Committee
 1507 ~~consisting of representatives of Florida's space industry.~~

1508 ~~(a)(b)~~ The executive board consists of the following
 1509 individuals or their designees:

1510 1. The executive director of Space Florida ~~the Florida~~
 1511 ~~Space Authority.~~

1512 2. The executive director of the Florida Space Research
 1513 Institute.

1514 3. The president of the Florida Aerospace Finance
 1515 Corporation.

1516 4. A representative of the Space Industry Committee.

1517 ~~5.2.~~ The Secretary of Transportation.

1518 ~~6.3.~~ The president of Enterprise Florida, Inc., as an ex
 1519 officio nonvoting member.

1520 ~~7.4.~~ The director of the Office of Tourism, Trade, and
 1521 Economic Development.

1522 (b) The Space Industry Committee shall consist of
 1523 representatives of space flight businesses in this state, as
 1524 defined in s. 212.031.

1525 Section 49. Section 331.368, Florida Statutes, is amended
 1526 to read:

1527 331.368 Florida Space Research Institute.--

1528 (1) There is created the Florida Space Research Institute,
 1529 the purpose of which is to serve as an industry-driven center
 1530 for research, leveraging the state's resources in a
 1531 collaborative effort to support Florida's space industry and its
 1532 expansion, diversification, and transition to commercialization.

1533 (2) The institute shall operate as a public/private
 1534 partnership under the direction of a board composed of:

1535 (a) A representative of Space Florida ~~the Florida Space~~
 1536 ~~Authority~~.

1537 (b) A representative of Enterprise Florida, Inc.

1538 (c) A representative of the Florida Aviation Aerospace
 1539 Alliance.

1540 (d) A representative of the Florida Aerospace Finance
 1541 Corporation ~~Space Business Roundtable~~.

1542 (e) Additional private-sector representatives from the
 1543 space industry selected collaboratively by the core members
 1544 specified in paragraphs (a)-(d). The additional space industry
 1545 representatives under this paragraph must comprise the majority
 1546 of members of the board and must be from geographic regions
 1547 throughout the state. Each private-sector representative shall
 1548 be appointed to a term of 3 years.

1549 (f) Two representatives from the educational community who
 1550 are selected collaboratively by the core members specified in
 1551 paragraphs (a)-(d) and who are engaged in research or
 1552 instruction related to the space industry. One representative
 1553 must be from a community college, and one representative must be
 1554 from a public or private university. Each educational
 1555 representative shall be appointed to a term of 2 years.

1556 (g) Additional ex officio, nonvoting representatives
 1557 selected collaboratively by the core members.

1558 (3) Annually, the members of the board shall select one of
 1559 the members to serve as chair, who shall be responsible for
 1560 convening and leading meetings of the board.

1561 (4) Board members are considered to be volunteers as
 1562 defined in s. 110.501 and shall serve with all protections
 1563 provided to volunteers of state agencies under s. 768.1355.

1564 (5) For the purposes of contracts and grants, s. 216.346
 1565 shall apply to the institute's programs with state universities
 1566 and community colleges.

1567 (6) The Florida Space Research Institute may:

1568 (a) Acquire property under such conditions as the board
 1569 may deem necessary or desirable, and sell or otherwise dispose
 1570 of the same.

1571 (b) Serve as a coordinating organization among public and
 1572 private academic institutions, industry, and government agencies
 1573 to support the expansion and diversification of Florida's space
 1574 industry, and to support research and education programs.

1575 (c) Execute contracts and other documents, adopt
 1576 proceedings, and perform any acts determined by the board to be
 1577 necessary to carry out the purposes of this section.

1578 (d) Establish a personnel management system and
 1579 procedures, rules, and rates governing administrative and
 1580 financial operations of the institute.

1581 (e) Acquire, accept, or administer grants, contracts, and
 1582 fees from other organizations to perform activities that are
 1583 consistent with the purposes of this section.

1584 (f) Work in partnership with Space Florida ~~the Florida~~
 1585 ~~Space Authority~~, Enterprise Florida, Inc., the Department of
 1586 Education, and other organizations to support their programs to
 1587 promote the state as a center for space enterprise, research,
 1588 and technology development.

1589 (g) Work in collaboration with one or more universities
 1590 and other public or private entities to develop a proposal for a
 1591 Center of Excellence for Aerospace that will foster and promote
 1592 the research necessary to develop commercially promising,
 1593 advanced, and innovative science and technology and will
 1594 transfer those discoveries to the commercial sector.

1595 (7) The board of the Florida Space Research Institute
 1596 shall:

1597 (a) Set the strategic direction for the space-related
 1598 research priorities of the state and its space-related
 1599 businesses, the scope of research projects for the institute,
 1600 and the timeframes for completion.

1601 (b) Invite the participation of public and private
 1602 academic institutions, including, but not limited to, the
 1603 University of Central Florida, the University of Florida, the
 1604 University of South Florida, Florida State University, Florida
 1605 Institute of Technology, Embry-Riddle Aeronautical University,
 1606 and the University of Miami.

1607 (c) ~~Select a lead university to:~~
 1608 ~~1. Serve as coordinator of research for the institute;~~
 1609 ~~2. Support the institute's development of a statewide~~
 1610 ~~space research agenda and programs; and~~

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1611 ~~3-~~ Develop, and update as necessary, a report recommending
1612 ways that the state's public and private universities can work
1613 in partnership to support the state's space-industry
1614 requirements.

1615 (d) Establish a partnership with the state Workforce
1616 Development Board, or its successor entity, under which the
1617 institute coordinates the workforce-training requirements
1618 identified by the space industry and supports development of
1619 workforce-training initiatives to meet such requirements, using
1620 training providers approved by the board or its successor
1621 entity.

1622 (e) ~~Manage~~ Comanage, ~~with the National Aeronautics and~~
1623 ~~Space Administration and subject to the terms of an agreement~~
1624 ~~with NASA,~~ operation of the Space Life Sciences Laboratory a
1625 ~~Space Experiment Research and Processing Laboratory,~~ if such a
1626 facility is constructed on land of the John F. Kennedy Space
1627 Center. The institute shall carry out such responsibility
1628 through a consortium of public and private universities in the
1629 state led by the University of Florida.

1630 (f) Pursuant to s. 1004.86, work in conjunction with the
1631 Department of Education to establish a Center for Mathematics
1632 and Science Education Research at a state university.

1633 (g)~~(f)~~ Develop initiatives to foster the participation of
1634 the state's space industry in the International Space Station
1635 and to help the state maintain and enhance its competitive
1636 position in the commercial space-transportation industry.

1637 (h)~~(g)~~ Pursue partnerships with the National Aeronautics
1638 and Space Administration to coordinate and conduct research in

1639 fields including, but not limited to, environmental monitoring;
 1640 agriculture; aquatics; resource reutilization technologies for
 1641 long-duration space missions; and spaceport technologies which
 1642 support current or next-generation launch vehicles and range
 1643 systems.

1644 (i)~~(h)~~ Pursue partnerships with the National Aeronautics
 1645 and Space Administration for the conduct of space-related
 1646 research using computer technology to connect experts in a given
 1647 field of science who are in disparate locations and to perform
 1648 research experiments in a real-time, virtual environment.

1649 (j)~~(i)~~ Appoint or dismiss, as deemed necessary by the
 1650 board, a person to act as executive director of the institute,
 1651 who shall have such other functions, duties, powers, and salary
 1652 as the board prescribes.

1653 (k) Develop a strategy for and implement the acceleration
 1654 of space-related education.

1655 (l) Engage in the planning and implementation of space-
 1656 related educational development within the state.

1657 (8) By December 15 of each year, the institute shall
 1658 submit a report of its activities and accomplishments for the
 1659 year to the Governor, the President of the Senate, the Speaker
 1660 of the House of Representatives, and the Commissioner of
 1661 Education. The report shall also include recommendations
 1662 regarding actions the state should take to enhance the
 1663 development of space-related businesses, including:

1664 (a) Future research activities.

1665 (b) The development of capital and technology assistance
 1666 to new and expanding industries.

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- 1667 (c) The removal of regulatory impediments.
- 1668 (d) The establishment of business development incentives.
- 1669 (e) The initiation of education and training programs to
- 1670 ensure a skilled workforce.

1671 Section 50. Section 331.370, Florida Statutes, is created
 1672 to read:

1673 331.370 Program evaluation.--The Office of Program Policy
 1674 Analysis and Government Accountability shall conduct a program
 1675 evaluation of Space Florida, the Florida Space Research
 1676 Institute, and the Florida Aerospace Finance Corporation. The
 1677 evaluation shall assess the implementation and outcomes of
 1678 activities using data and information regarding the most
 1679 recently completed fiscal year and ongoing operations. At a
 1680 minimum, the evaluation shall address:

- 1681 (1) Evaluation of statutory roles and functions.
- 1682 (2) Management structure.
- 1683 (3) Overall performance and effectiveness in meeting
- 1684 statutory requirements.
- 1685 (4) Degree of coordination and cooperation with other
- 1686 space entities.

1687
 1688 The report shall be submitted to the Governor, the President of
 1689 the Senate, and the Speaker of the House of Representatives by
 1690 January 31, 2007.

1691 Section 51. Subsections (2) through (10) of section
 1692 331.405, Florida Statutes, are amended to read:

1693 331.405 Definitions.--As used in this part:

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1694 (2) "Aerospace industry" means the industry concerned with
 1695 the design and manufacture of aircraft, rockets, missiles,
 1696 spacecraft, satellites, space vehicles, space stations, or space
 1697 facilities, and related ~~or~~ components thereof, ~~and~~ equipment,
 1698 systems, facilities, simulators, programs, and activities,
 1699 including the application of aerospace technologies in air-
 1700 based, land-based, and sea-based platforms for commercial,
 1701 civil, and defense purposes related thereto.

1702 ~~(3) "Authority" means the Florida Space Authority created~~
 1703 ~~by s. 331.302.~~

1704 (3)~~(4)~~ "Board" means the governing body of the
 1705 corporation.

1706 (4)~~(5)~~ "Corporation" means the Florida Aerospace Finance
 1707 Corporation.

1708 (5)~~(6)~~ "Domiciled in this state" means registered to do
 1709 business in Florida.

1710 (6)~~(7)~~ "Financial institution" has the same meaning as in
 1711 s. 655.005(1)(h).

1712 (7)~~(8)~~ "Financing agreement" has the same meaning as in s.
 1713 331.303(10).

1714 (8)~~(9)~~ "Member" means an individual appointed to be a
 1715 member of the board.

1716 (9)~~(10)~~ "President" means the chief executive officer of
 1717 the corporation.

1718 Section 52. Subsection (2) of section 331.407, Florida
 1719 Statutes, is amended to read:

1720 331.407 Florida Aerospace Finance Corporation.--

1721 (2) The corporation may ~~shall have the power and authority~~
 1722 ~~to carry out the following functions:~~

1723 (a) ~~The~~ Coordinate its efforts with programs and goals of
 1724 the United States Air Force, the National Aeronautics and Space
 1725 Administration, the Export-Import Bank, the International Trade
 1726 Administration of the United States Department of Commerce, the
 1727 Foreign Credit Insurance Association, Enterprise Florida, Inc.,
 1728 and its boards, and other private and public programs and
 1729 organizations, domestic and foreign.

1730 (b) ~~The~~ Establish a network of contacts among those
 1731 domestic and foreign public and private organizations which
 1732 provide information, technical assistance, and financial support
 1733 to the aerospace industry.

1734 (c) ~~The~~ Assemble, publish, and disseminate information on
 1735 financing opportunities and techniques of financing aerospace
 1736 projects, programs, and activities; sources of public and
 1737 private aerospace financing assistance; and sources of
 1738 aerospace-related financing.

1739 (d) ~~The~~ Organize, host, and participate in seminars and
 1740 other forums designed to disseminate information and technical
 1741 assistance regarding aerospace-related financing.

1742 (e) ~~The~~ Insure, coinsure, lend, and guarantee loans, and to
 1743 originate for sale direct aerospace-related loans, pursuant to
 1744 criteria, bylaws, policies, and procedures adopted by the board.

1745 (f) ~~The~~ Capitalize, underwrite, and secure funding for
 1746 aerospace infrastructure, satellites, launch vehicles, and any
 1747 service which supports aerospace launches.

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1748 (g) ~~To~~ Construct, lease, or sell aerospace infrastructure,
 1749 satellites, launch vehicles, and any other related activities
 1750 and services.

1751 (h) ~~To~~ Acquire property, including real, personal,
 1752 tangible, intangible, or mixed, under such conditions as the
 1753 board may deem necessary or desirable, and sell or otherwise
 1754 dispose of the same.

1755 (i) ~~To~~ Make and exercise any and all contracts or other
 1756 instruments necessary or convenient to the exercise of its
 1757 powers, including financing agreements.

1758 (j) Contract for innovative mathematics and science
 1759 education programs targeting for grades 6 and 7 and meeting
 1760 state standards. These programs may include hands-on or
 1761 Internet-based aerospace education, provide transportation
 1762 between schools and facilities if necessary, provide overnight
 1763 accommodations if necessary, and provide direct exposure to the
 1764 state's space infrastructure. Proceeds deposited pursuant to s.
 1765 212.20(6)(d) and private sector support shall be used for the
 1766 purposes of this paragraph.

1767 Section 53. Paragraph (a) of subsection (1) of section
 1768 331.411, Florida Statutes, is amended to read:

1769 331.411 Board of directors; powers and duties.--

1770 (1) There is created a board of directors of the
 1771 corporation, which shall consist of up to 7 voting members as
 1772 follows:

1773 (a) One representative appointed by each of the following:

1774 1. The board of supervisors of Space Florida ~~the Florida~~
 1775 ~~Space Authority~~.

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1776 2. The board of directors of the Florida Export Finance
1777 Corporation.

1778 3. The director of the Office of Tourism, Trade, and
1779 Economic Development.

1780 4. The board of directors of Enterprise Florida, Inc.

1781 5. The Secretary of Transportation.
1782

1783 The board shall also include two ex officio nonvoting members, a
1784 member of the House of Representatives selected by the Speaker
1785 of the House of Representatives, and a member of the Senate
1786 selected by the President of the Senate, both of whom shall
1787 serve 2-year terms.

1788 Section 54. Section 74.011, Florida Statutes, is amended
1789 to read:

1790 74.011 Scope.--In any eminent domain action, properly
1791 instituted by and in the name of the state; the Department of
1792 Transportation; any county, school board, municipality,
1793 expressway authority, regional water supply authority,
1794 transportation authority, flood control district, or drainage or
1795 subdrainage district; the ship canal authority; any lawfully
1796 constituted housing, port, or aviation authority; Space Florida
1797 ~~the Florida Space Authority~~; or any rural electric cooperative,
1798 telephone cooperative corporation, or public utility
1799 corporation, the petitioner may avail itself of the provisions
1800 of this chapter to take possession and title in advance of the
1801 entry of final judgment.

1802 Section 55. Subsection (6) of section 196.012, Florida
1803 Statutes, is amended to read:

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1804 196.012 Definitions.--For the purpose of this chapter, the
1805 following terms are defined as follows, except where the context
1806 clearly indicates otherwise:

1807 (6) Governmental, municipal, or public purpose or function
1808 shall be deemed to be served or performed when the lessee under
1809 any leasehold interest created in property of the United States,
1810 the state or any of its political subdivisions, or any
1811 municipality, agency, special district, authority, or other
1812 public body corporate of the state is demonstrated to perform a
1813 function or serve a governmental purpose which could properly be
1814 performed or served by an appropriate governmental unit or which
1815 is demonstrated to perform a function or serve a purpose which
1816 would otherwise be a valid subject for the allocation of public
1817 funds. For purposes of the preceding sentence, an activity
1818 undertaken by a lessee which is permitted under the terms of its
1819 lease of real property designated as an aviation area on an
1820 airport layout plan which has been approved by the Federal
1821 Aviation Administration and which real property is used for the
1822 administration, operation, business offices and activities
1823 related specifically thereto in connection with the conduct of
1824 an aircraft full service fixed base operation which provides
1825 goods and services to the general aviation public in the
1826 promotion of air commerce shall be deemed an activity which
1827 serves a governmental, municipal, or public purpose or function.
1828 Any activity undertaken by a lessee which is permitted under the
1829 terms of its lease of real property designated as a public
1830 airport as defined in s. 332.004(14) by municipalities,
1831 agencies, special districts, authorities, or other public bodies

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1832 corporate and public bodies politic of the state, a spaceport as
 1833 defined in s. 331.303(19), or which is located in a deepwater
 1834 port identified in s. 403.021(9)(b) and owned by one of the
 1835 foregoing governmental units, subject to a leasehold or other
 1836 possessory interest of a nongovernmental lessee that is deemed
 1837 to perform an aviation, airport, aerospace, maritime, or port
 1838 purpose or operation shall be deemed an activity that serves a
 1839 governmental, municipal, or public purpose. The use by a lessee,
 1840 licensee, or management company of real property or a portion
 1841 thereof as a convention center, visitor center, sports facility
 1842 with permanent seating, concert hall, arena, stadium, park, or
 1843 beach is deemed a use that serves a governmental, municipal, or
 1844 public purpose or function when access to the property is open
 1845 to the general public with or without a charge for admission. If
 1846 property deeded to a municipality by the United States is
 1847 subject to a requirement that the Federal Government, through a
 1848 schedule established by the Secretary of the Interior, determine
 1849 that the property is being maintained for public historic
 1850 preservation, park, or recreational purposes and if those
 1851 conditions are not met the property will revert back to the
 1852 Federal Government, then such property shall be deemed to serve
 1853 a municipal or public purpose. The term "governmental purpose"
 1854 also includes a direct use of property on federal lands in
 1855 connection with the Federal Government's Space Exploration
 1856 Program or spaceport activities as defined in s. 212.02(22).
 1857 Real property and tangible personal property owned by the
 1858 Federal Government or Space Florida ~~the Florida Space Authority~~
 1859 and used for defense and space exploration purposes or which is

1860 put to a use in support thereof shall be deemed to perform an
 1861 essential national governmental purpose and shall be exempt.
 1862 "Owned by the lessee" as used in this chapter does not include
 1863 personal property, buildings, or other real property
 1864 improvements used for the administration, operation, business
 1865 offices and activities related specifically thereto in
 1866 connection with the conduct of an aircraft full service fixed
 1867 based operation which provides goods and services to the general
 1868 aviation public in the promotion of air commerce provided that
 1869 the real property is designated as an aviation area on an
 1870 airport layout plan approved by the Federal Aviation
 1871 Administration. For purposes of determination of "ownership,"
 1872 buildings and other real property improvements which will revert
 1873 to the airport authority or other governmental unit upon
 1874 expiration of the term of the lease shall be deemed "owned" by
 1875 the governmental unit and not the lessee. Providing two-way
 1876 telecommunications services to the public for hire by the use of
 1877 a telecommunications facility, as defined in s. 364.02(15), and
 1878 for which a certificate is required under chapter 364 does not
 1879 constitute an exempt use for purposes of s. 196.199, unless the
 1880 telecommunications services are provided by the operator of a
 1881 public-use airport, as defined in s. 332.004, for the operator's
 1882 provision of telecommunications services for the airport or its
 1883 tenants, concessionaires, or licensees, or unless the
 1884 telecommunications services are provided by a public hospital.
 1885 However, property that is being used to provide such
 1886 telecommunications services on or before October 1, 1997, shall
 1887 remain exempt, but such exemption expires October 1, 2004.

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1888 Section 56. Subsection (22) of section 212.02, Florida
 1889 Statutes, is amended to read:

1890 212.02 Definitions.--The following terms and phrases when
 1891 used in this chapter have the meanings ascribed to them in this
 1892 section, except where the context clearly indicates a different
 1893 meaning:

1894 (22) "Spaceport activities" means activities directed or
 1895 sponsored by Space Florida ~~the Florida Space Authority~~ on
 1896 spaceport territory pursuant to its powers and responsibilities
 1897 under the Space Florida Act ~~Florida Space Authority Act~~.

1898 Section 57. Paragraph (d) of subsection (6) of section
 1899 212.20, Florida Statutes, is amended to read:

1900 212.20 Funds collected, disposition; additional powers of
 1901 department; operational expense; refund of taxes adjudicated
 1902 unconstitutionally collected.--

1903 (6) Distribution of all proceeds under this chapter and s.
 1904 202.18(1)(b) and (2)(b) shall be as follows:

1905 (d) The proceeds of all other taxes and fees imposed
 1906 pursuant to this chapter or remitted pursuant to s. 202.18(1)(b)
 1907 and (2)(b) shall be distributed as follows:

1908 1. In any fiscal year, the greater of \$500 million, minus
 1909 an amount equal to 4.6 percent of the proceeds of the taxes
 1910 collected pursuant to chapter 201, or 5 percent of all other
 1911 taxes and fees imposed pursuant to this chapter or remitted
 1912 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in
 1913 monthly installments into the General Revenue Fund.

1914 2. Two-tenths of one percent shall be transferred to the
 1915 Ecosystem Management and Restoration Trust Fund to be used for
 1916 water quality improvement and water restoration projects.

1917 3. After the distribution under subparagraphs 1. and 2.,
 1918 8.814 percent of the amount remitted by a sales tax dealer
 1919 located within a participating county pursuant to s. 218.61
 1920 shall be transferred into the Local Government Half-cent Sales
 1921 Tax Clearing Trust Fund. Beginning July 1, 2003, the amount to
 1922 be transferred pursuant to this subparagraph to the Local
 1923 Government Half-cent Sales Tax Clearing Trust Fund shall be
 1924 reduced by 0.1 percent, and the department shall distribute this
 1925 amount to the Public Employees Relations Commission Trust Fund
 1926 less \$5,000 each month, which shall be added to the amount
 1927 calculated in subparagraph 4. and distributed accordingly.

1928 4. After the distribution under subparagraphs 1., 2., and
 1929 3., 0.095 percent shall be transferred to the Local Government
 1930 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant
 1931 to s. 218.65.

1932 5. After the distributions under subparagraphs 1., 2., 3.,
 1933 and 4., 2.0440 percent of the available proceeds pursuant to
 1934 this paragraph shall be transferred monthly to the Revenue
 1935 Sharing Trust Fund for Counties pursuant to s. 218.215.

1936 6. After the distributions under subparagraphs 1., 2., 3.,
 1937 and 4., 1.3409 percent of the available proceeds pursuant to
 1938 this paragraph shall be transferred monthly to the Revenue
 1939 Sharing Trust Fund for Municipalities pursuant to s. 218.215. If
 1940 the total revenue to be distributed pursuant to this
 1941 subparagraph is at least as great as the amount due from the

1942 Revenue Sharing Trust Fund for Municipalities and the former
 1943 Municipal Financial Assistance Trust Fund in state fiscal year
 1944 1999-2000, no municipality shall receive less than the amount
 1945 due from the Revenue Sharing Trust Fund for Municipalities and
 1946 the former Municipal Financial Assistance Trust Fund in state
 1947 fiscal year 1999-2000. If the total proceeds to be distributed
 1948 are less than the amount received in combination from the
 1949 Revenue Sharing Trust Fund for Municipalities and the former
 1950 Municipal Financial Assistance Trust Fund in state fiscal year
 1951 1999-2000, each municipality shall receive an amount
 1952 proportionate to the amount it was due in state fiscal year
 1953 1999-2000.

1954 7. Of the remaining proceeds:

1955 a. In each fiscal year, the sum of \$29,915,500 shall be
 1956 divided into as many equal parts as there are counties in the
 1957 state, and one part shall be distributed to each county. The
 1958 distribution among the several counties shall begin each fiscal
 1959 year on or before January 5th and shall continue monthly for a
 1960 total of 4 months. If a local or special law required that any
 1961 moneys accruing to a county in fiscal year 1999-2000 under the
 1962 then-existing provisions of s. 550.135 be paid directly to the
 1963 district school board, special district, or a municipal
 1964 government, such payment shall continue until such time that the
 1965 local or special law is amended or repealed. The state covenants
 1966 with holders of bonds or other instruments of indebtedness
 1967 issued by local governments, special districts, or district
 1968 school boards prior to July 1, 2000, that it is not the intent
 1969 of this subparagraph to adversely affect the rights of those

1970 holders or relieve local governments, special districts, or
 1971 district school boards of the duty to meet their obligations as
 1972 a result of previous pledges or assignments or trusts entered
 1973 into which obligated funds received from the distribution to
 1974 county governments under then-existing s. 550.135. This
 1975 distribution specifically is in lieu of funds distributed under
 1976 s. 550.135 prior to July 1, 2000.

1977 b. The department shall distribute \$166,667 monthly
 1978 pursuant to s. 288.1162 to each applicant that has been
 1979 certified as a "facility for a new professional sports
 1980 franchise" or a "facility for a retained professional sports
 1981 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be
 1982 distributed monthly by the department to each applicant that has
 1983 been certified as a "facility for a retained spring training
 1984 franchise" pursuant to s. 288.1162; however, not more than
 1985 \$208,335 may be distributed monthly in the aggregate to all
 1986 certified facilities for a retained spring training franchise.
 1987 Distributions shall begin 60 days following such certification
 1988 and shall continue for not more than 30 years. Nothing contained
 1989 in this paragraph shall be construed to allow an applicant
 1990 certified pursuant to s. 288.1162 to receive more in
 1991 distributions than actually expended by the applicant for the
 1992 public purposes provided for in s. 288.1162(6). However, a
 1993 certified applicant is entitled to receive distributions up to
 1994 the maximum amount allowable and undistributed under this
 1995 section for additional renovations and improvements to the
 1996 facility for the franchise without additional certification.

1997 c. Beginning 30 days after notice by the Office of
 1998 Tourism, Trade, and Economic Development to the Department of
 1999 Revenue that an applicant has been certified as the professional
 2000 golf hall of fame pursuant to s. 288.1168 and is open to the
 2001 public, \$166,667 shall be distributed monthly, for up to 300
 2002 months, to the applicant.

2003 d. Beginning 30 days after notice by the Office of
 2004 Tourism, Trade, and Economic Development to the Department of
 2005 Revenue that the applicant has been certified as the
 2006 International Game Fish Association World Center facility
 2007 pursuant to s. 288.1169, and the facility is open to the public,
 2008 \$83,333 shall be distributed monthly, for up to 168 months, to
 2009 the applicant. This distribution is subject to reduction
 2010 pursuant to s. 288.1169. A lump sum payment of \$999,996 shall be
 2011 made, after certification and before July 1, 2000.

2012 e. Each dealer conducting business at a fixed location at
 2013 the John F. Kennedy Space Center or Cape Canaveral Air Force
 2014 Station, pursuant to a contract with the National Aeronautics
 2015 and Space Administration or pursuant to a subcontract to such
 2016 contract, shall file with the department a separate monthly
 2017 report with segregated tax information regarding taxes collected
 2018 on sales, admissions, tours, leases, and licenses taxable under
 2019 this chapter. The dealer shall simultaneously file a copy of the
 2020 report with the Florida Aerospace Finance Corporation, all of
 2021 which is subject to the same confidentiality provisions as are
 2022 applicable to returns and information filed with the department
 2023 under s. 213.053. Each month, and no later than 30 days after
 2024 collection, the department shall distribute to the Florida

2025 Aerospace Finance Corporation account created pursuant to s.
 2026 331.415 an amount equal to the proceeds collected by the
 2027 department as shown by the returns required by this sub-
 2028 subparagraph. However, the monthly distributions may not include
 2029 proceeds of discretionary surtaxes due under this chapter. This
 2030 sub-subparagraph does not affect any dealer's liability for
 2031 other taxes imposed by and under this chapter.

2032 8. All other proceeds shall remain with the General
 2033 Revenue Fund.

2034 Section 58. Subsection (7) of section 288.063, Florida
 2035 Statutes, is amended to read:

2036 288.063 Contracts for transportation projects.--

2037 (7) For the purpose of this section, Space Florida ~~the~~
 2038 ~~Florida Space Authority~~ may serve as the local government or as
 2039 the contracting agency for transportation projects within
 2040 spaceport territory as defined by s. 331.304.

2041 Section 59. Subsection (1) of section 288.075, Florida
 2042 Statutes, is amended to read:

2043 288.075 Confidentiality of records.--

2044 (1) As used in this section, the term "economic
 2045 development agency" means the Office of Tourism, Trade, and
 2046 Economic Development, any industrial development authority
 2047 created in accordance with part III of chapter 159 or by special
 2048 law, Space Florida ~~the Florida Space Authority~~ created in part
 2049 II of chapter 331, the Florida Aerospace Finance Corporation
 2050 created in part III of chapter 331, the public economic
 2051 development agency of a county or municipality, or any research
 2052 and development authority created in accordance with part V of

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2053 chapter 159. The term also includes any private agency, person,
 2054 partnership, corporation, or business entity when authorized by
 2055 the state, a municipality, or a county to promote the general
 2056 business interests or industrial interests of the state or that
 2057 municipality or county.

2058 Section 60. Subsection (2) of section 288.35, Florida
 2059 Statutes, is amended to read:

2060 288.35 Definitions.--The following terms, wherever used or
 2061 referred to in this part, shall have the following meanings:

2062 (2) "Government agency" means the state or any county or
 2063 political subdivision thereof; any state agency; any
 2064 consolidated government of a county, and some or all of the
 2065 municipalities located within said county; any chartered
 2066 municipality in the state; and any of the institutions of such
 2067 consolidated governments, counties, or municipalities.
 2068 Specifically included are airports, port authorities, industrial
 2069 authorities, and Space Florida ~~the Florida Space Authority~~.

2070 Section 61. Subsection (2) of section 288.9415, Florida
 2071 Statutes, is amended to read:

2072 288.9415 International Trade Grants.--

2073 (2) A county, municipality, economic development council,
 2074 Space Florida ~~the Florida Space Authority~~, or a not-for-profit
 2075 association of businesses organized to assist in the promotion
 2076 of international trade may apply for a grant of state funds for
 2077 the promotion of international trade.

2078 Section 62. Section 1004.86, Florida Statutes, is created
 2079 to read:

2080 1004.86 Florida Center for Mathematics and Science
 2081 Education Research.--
 2082 (1) The Department of Education, in conjunction with the
 2083 Florida Space Research Institute, shall establish at a state
 2084 university the Florida Center for Mathematics and Science
 2085 Education Research to increase student achievement in
 2086 mathematics and science. The center shall:
 2087 (a) Provide technical assistance and support to school
 2088 districts and schools in the development and implementation of
 2089 mathematics and science instruction.
 2090 (b) Conduct applied research on policy and practices
 2091 related to mathematics and science instruction and assessment in
 2092 the state.
 2093 (c) Conduct or compile basic research regarding student
 2094 acquisition of mathematics and science knowledge and skills.
 2095 (d) Develop comprehensive course frameworks for
 2096 mathematics and science courses that emphasize rigor and
 2097 relevance at the elementary, middle, and high school levels.
 2098 (e) Disseminate information regarding research-based
 2099 teaching practices in mathematics and science to teachers and
 2100 teacher educators in the state.
 2101 (f) Collect, manage, and report on assessment information
 2102 regarding student achievement in mathematics and science.
 2103 (g) Establish partnerships with state universities,
 2104 community colleges, and school districts.
 2105 (h) Collaborate with the Florida Center for Reading
 2106 Research in order to provide research-based practices that

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2107 | integrate the teaching of reading within mathematics and
2108 | sciences courses.

2109 | (2) The department shall monitor the center through the
2110 | Division of K-12 Public Schools.

2111 | Section 63. This act shall take effect July 1, 2006.