

1 A bill to be entitled
 2 An act relating to the Canaveral Port District, Brevard
 3 County; amending chapter 2003-335, Laws of Florida;
 4 amending the powers and duties of the district;
 5 authorizing the district to establish a direct-support
 6 organization to receive, hold, invest, and administer
 7 property, make expenditures to or for the benefit of the
 8 district, and promote the development and expansion of the
 9 economic, historical, and cultural contributions of the
 10 maritime industry of the district; providing powers and
 11 duties of the organization; providing for membership of
 12 the board of directors of the organization; providing for
 13 the budget and financial audit of the organization;
 14 providing an effective date.

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 16 Be It Enacted by the Legislature of the State of Florida:

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 18 Section 1. Section 3 is added to Article VI of chapter
 19 2003-335, Laws of Florida, to read:

20 Section 3. (a) The Canaveral Port Authority shall have
 21 the power and authority to establish a direct-support
 22 organization to receive, hold, invest, and administer property;
 23 to make expenditures to or for the benefit of the Canaveral Port
 24 District; and to promote the development and expansion of the
 25 economic, historical, and cultural contributions of the maritime
 26 industry of the Canaveral Port District.

27 (b) A direct-support organization established pursuant to
 28 this section shall be approved by the Canaveral Port Authority

29 and be a corporation not for profit, incorporated under the
30 provisions of chapter 617, Florida Statutes, and approved by the
31 Department of State.

32 (c) The direct-support organization shall be organized and
33 operated exclusively to carry out the purposes set forth in
34 subsection (a).

35 (d) The direct-support organization is authorized and
36 permitted to use property, facilities, and employee services of
37 the Canaveral Port Authority subject to the conditions
38 prescribed by the Port Authority. The conditions shall provide
39 for budget and audit review and oversight by the Port Authority.

40 (e) The direct-support organization shall provide equal
41 employment opportunities to all persons, regardless of race,
42 color, religion, sex, age, or national origin.

43 (f) The board of directors of the direct-support
44 organization shall be appointed by the Port Authority and shall
45 include the chairperson of the Port Authority, or his or her
46 designee, and the chief executive officer as members. The Port
47 Authority shall approve the articles of incorporation and bylaws
48 of the direct-support organization and any amendments thereto.

49 (g) The annual budget of the direct-support organization
50 shall be presented to and approved by the Port Authority on or
51 before the beginning of the fiscal year adopted by the direct-
52 support organization.

53 (h) In any fiscal year in which the direct-support
54 organization has more than \$100,000 in expenditures or expenses,
55 the direct-support organization shall provide an annual
56 financial audit of its accounts and records, to be conducted by

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57 an independent certified public accountant in accordance with
58 the rules adopted by the Auditor General pursuant to section
59 11.45(8), Florida Statutes. The annual audit report shall be
60 submitted within 9 months after the end of the fiscal year to
61 the Port Authority. The Auditor General and Office of Program
62 Policy Analysis and Government Accountability have the authority
63 to require and receive from the direct-support organization any
64 records relative to the operation of the organization.

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