

By Senator Haridopolos

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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.

15  
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 the  
21 power and authority to establish a direct-support organization to  
22 receive, hold, invest, and administer property; to make  
23 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

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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 prescribed  
38 by the Port Authority. The conditions shall provide for budget  
39 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 financial  
56 audit of its accounts and records, to be conducted by an  
57 independent certified public accountant in accordance with the  
58 rules adopted by the Auditor General pursuant to section

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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 the  
61 Port Authority. The Auditor General and Office of Program Policy  
62 Analysis and Government Accountability have the authority to  
63 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.