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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
3/25/2008	.	
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1 The Committee on Military Affairs and Domestic Security (Hill)  
 2 recommended the following **amendment**:

**Senate Amendment (with title amendment)**

5 Delete everything after the enacting clause  
6 and insert:

7 Section 1. Paragraph (b) of subsection (8) of section  
8 311.12, Florida Statutes, is amended to read:

9 311.12 Seaport security standards; inspections; compliance;  
10 appeals.--

11 (8)

12 (b)1. The members of the Seaport Security Standards  
13 Advisory Council shall be appointed by the Governor and consist  
14 of the following:

- 15 a. Two seaport directors.
- 16 b. Two seaport security directors.
- 17 c. One designee from the Department of Law Enforcement.

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18 d. One designee from the Office of Motor Carrier Compliance  
19 of the Department of Transportation.

20 e. One designee from the Attorney General's Office.

21 f. One designee from the Department of Agriculture and  
22 Consumer Services.

23 g. One designee from the Office of Tourism, Trade, and  
24 Economic Development.

25 h. One designee from the Office of Drug Control.

26 i. Two designees from an organization that represents the  
27 tenants of the seaports listed in s. 311.09(1).

28 j. Two designees from a labor organization, as defined in  
29 s.447.02, which represents seaport workers at the seaports listed  
30 in s. 311.09(1).

31 k. One designee from the Division of Law Enforcement of the  
32 Fish and Wildlife Conservation Commission.

33 l. Two designees of sheriffs who have law enforcement  
34 responsibilities on the seaports listed in s. 311.09(1).

35 m. One designee of a police chief who has law enforcement  
36 responsibilities on the seaports listed in s. 311.09(1).

37 2. In addition to the members designated in subparagraph  
38 1., the council may invite a representative of the United States  
39 Coast Guard to attend and participate in council meetings as an  
40 ex officio, nonvoting member of the council.

41 Section 2. Subsection (1) of section 311.09, Florida  
42 Statutes, is amended, and subsection (13) is added to that  
43 section, to read:

44 311.09 Florida Seaport Transportation and Economic  
45 Development Council.--

46 (1) The Florida Seaport Transportation and Economic  
47 Development Council is created within the Department of

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48 Transportation. The council consists of the following 19 17  
49 members: the port director, or the port director's designee, of  
50 each of the ports of Jacksonville, Port Canaveral, Fort Pierce,  
51 Palm Beach, Port Everglades, Miami, Port Manatee, St. Petersburg,  
52 Tampa, Port St. Joe, Panama City, Pensacola, Key West, and  
53 Fernandina; the secretary of the Department of Transportation or  
54 his or her designee; the director of the Office of Tourism,  
55 Trade, and Economic Development or his or her designee; ~~and~~ the  
56 secretary of the Department of Community Affairs or his or her  
57 designee; one designee from an organization that represents the  
58 tenants of the state's seaports listed in s. 311.09(1); and one  
59 designee from a labor organization, as defined in s. 447.02,  
60 representing seaport workers at the state's seaports listed in s.  
61 311.09(1).

62 (13) (a) The council shall convene at least one meeting  
63 annually in order to consult with the appropriate maritime  
64 security committees, the Seaport Security Standards Advisory  
65 Council, the Department of Law Enforcement, port tenants, and  
66 other affected parties, and to analyze and assess actual and  
67 possible impacts of seaport security on commerce and trade.

68 (b) Pursuant to paragraph (a), the council shall consider  
69 in its analysis the cost of security on the seaports listed in  
70 this section. Such analysis shall include, but need not be  
71 limited to, the impact of seaport security on seaport operational  
72 and capital costs that are the result of requirements enacted by  
73 federal law individually, state law individually, and a  
74 combination of both federal and state law and shall exclude costs  
75 related to the routine business and safety operations of a port;  
76 the impact of seaport security costs on the ability of the  
77 seaports to fund enhanced commercial operations; the economic



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78 impact resulting from actual and potential criminal activity  
 79 associated with seaport operations, including cargo theft, human  
 80 trafficking, and the smuggling of illegal drugs through the  
 81 public seaports; and the economic impact, including tax revenue  
 82 loss, to the state of a successful terrorism event at a seaport  
 83 covered under this section.

84 (c) The council shall make recommendations to promote the  
 85 flow of legitimate trade and travel through the state's seaports  
 86 and report its analysis and recommendations to the President of  
 87 the Senate and the Speaker of the House of Representatives  
 88 annually.

89 Section 3. This act shall take effect July 1, 2008.

90  
 91 ===== T I T L E A M E N D M E N T =====

92 And the title is amended as follows:

93 Delete everything before the enacting clause  
 94 and insert:

95 A bill to be entitled  
 96 An act relating to seaport security standards; amending s.  
 97 311.12, F.S.; revising the membership of the Seaport  
 98 Security Standards Advisory Council; amending s. 311.09,  
 99 F.S.; revising the membership of the Florida Seaport  
 100 Transportation and Economic Development Council; revising  
 101 the duties of the Florida Seaport Transportation and  
 102 Economic Development Council; requiring at least one  
 103 annual council meeting; requiring an annual analysis and  
 104 assessment of the economic impact of security on public  
 105 seaports; requiring an annual report of the analysis and  
 106 assessment with recommendations to the Legislature;  
 107 providing an effective date.