

1 A bill to be entitled
 2 An act relating to Florida Industrial and Phosphate
 3 Research Institute; transferring, renumbering, and
 4 amending s. 378.101, F.S.; establishing the Florida
 5 Industrial and Phosphate Research Institute within the
 6 University of South Florida Polytechnic; creating the
 7 Phosphate Research and Activities Board; providing duties,
 8 membership, and terms for the board; providing for an
 9 executive director of the institute; providing duties for
 10 the executive director; providing duties and authorized
 11 activities for the institute; amending s. 211.31, F.S.;
 12 conforming a cross-reference; providing for a type two
 13 transfer of the Florida Institute of Phosphate Research to
 14 the Florida Industrial and Phosphate Research Institute
 15 within the University of South Florida Polytechnic;
 16 repealing s. 378.102, F.S., relating to procurement of
 17 research services by the Florida Institute of Phosphate
 18 Research; providing an effective date.

19
 20 Be It Enacted by the Legislature of the State of Florida:

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 22 Section 1. Section 378.101, Florida Statutes, is
 23 transferred, renumbered as section 1004.346, Florida Statutes,
 24 and amended to read:

25 (Substantial rewording of section. See
 26 s. 378.101, F.S., for present text.)

27 1004.346 Florida Industrial and Phosphate Research
 28 Institute.—

29 (1) INSTITUTE CREATION.—The Florida Industrial and
30 Phosphate Research Institute is established within the
31 University of South Florida Polytechnic.

32 (2) PHOSPHATE RESEARCH AND ACTIVITIES BOARD.—The Phosphate
33 Research and Activities Board is created to monitor the
34 expenditure of funds appropriated to the university from the
35 Phosphate Research Trust Fund.

36 (a) The board shall approve an annual report, prepared by
37 the institute executive director, which outlines the expenditure
38 of the funds appropriated to the university from the Phosphate
39 Research Trust Fund and describes the various phosphate-related
40 projects and institute operations funded by those moneys.

41 (b) The board shall consist of five members. The Governor
42 shall appoint two persons representing the phosphate mining or
43 processing industry and one member representing a major
44 environmental conservation group in the state. The Secretary of
45 Environmental Protection or his or her designee and the Campus
46 Executive Officer of the University of South Florida Polytechnic
47 shall also serve as board members.

48 (c) Members of the board appointed by the Governor shall
49 be appointed to 3-year terms. A board member may continue to
50 serve until a successor is appointed, but not more than 180 days
51 after the expiration of his or her term. A board member is
52 eligible for reappointment to subsequent terms.

53 (d) Board members shall annually elect a chair from among
54 the membership.

55 (e) Board members shall serve without compensation, but
56 are entitled to reimbursement for per diem and travel expenses

57 as provided in s. 112.061.

58 (3) INSTITUTE EXECUTIVE DIRECTOR.—An executive director
59 shall be designated by and serve at the pleasure of the Campus
60 Executive Officer of the University of South Florida Polytechnic
61 or his or her designee. The executive director shall be
62 responsible for the daily administration of the institute,
63 including the expenditure of funds from all sources. The
64 executive director shall consult with the Phosphate Research and
65 Activities Board on the projects that the institute expects to
66 undertake using moneys appropriated from the Phosphate Research
67 Trust Fund.

68 (4) INSTITUTE DUTIES AND AUTHORIZED ACTIVITIES.—

69 (a) The institute shall:

70 1. Establish methods for better and more efficient
71 practices for phosphate mining and processing.

72 2. Conduct or contract for studies on the environmental
73 and health effects of phosphate mining and reclamation.

74 3. Conduct or contract for studies of reclamation
75 alternatives and technologies in phosphate mining and processing
76 and wetlands reclamation.

77 4. Conduct or contract for studies of phosphatic clay and
78 phosphogypsum disposal and utilization as a part of phosphate
79 mining and processing.

80 5. Provide the public with access to the results of its
81 activities and maintain a public library related to the
82 institute's activities, which may contain special collections.

83 (b) The institute may:

84 1. Research and develop methods for better and more

85 efficient processes and practices for commercial and industrial
 86 activities, including, but not limited to, mitigating the health
 87 and environmental effects of such activities as well as
 88 developing and evaluating alternatives and technologies.

89 2. Secure funding from grants and other available sources
 90 for carrying out the activities authorized or required under
 91 this section.

92 3. Enter into contracts with any firm, institution, or
 93 corporation, or federal, state, local, or foreign governmental
 94 agency, to carry out the activities authorized or required under
 95 this section.

96 4. Promote the application, patenting, and
 97 commercialization of the institute's technologies, knowledge,
 98 and intellectual property in accordance with university policies
 99 and procedures.

100 5. Educate the public about the science related to topics
 101 and issues that are within the institute's scope of expertise.

102 6. Hold public hearings.

103 7. Establish public-private partnerships.

104 8. Provide consulting services.

105 Section 2. Subsection (4) of section 211.31, Florida
 106 Statutes, is amended to read:

107 211.31 Levy of tax on severance of certain solid minerals;
 108 rate, basis, and distribution of tax.—

109 (4) The expenses of administering this part and ss.
 110 378.021, 378.031, and 1004.346 ~~378.101~~ shall be borne by the
 111 Land Reclamation Trust Fund, the Nonmandatory Land Reclamation
 112 Trust Fund, and the Phosphate Research Trust Fund.

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113 Section 3. All powers, duties, functions, records,
114 personnel, property, and unexpended balances of appropriations,
115 allocations, and other funds of the Florida Institute of
116 Phosphate Research are transferred by a type two transfer
117 pursuant to s. 20.06(2), Florida Statutes, to the Florida
118 Industrial and Phosphate Research Institute within the
119 University of South Florida Polytechnic.

120 Section 4. Section 378.102, Florida Statutes, is repealed.

121 Section 5. This act shall take effect upon becoming a law.