

By Senator Altman

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1                   A bill to be entitled  
2       An act relating to space exploration; creating part  
3       XIII of ch. 288, F.S., entitled "Space Exploration  
4       Research Laboratory"; creating s. 288.9933, F.S.;  
5       requiring the Florida Institute of Technology to  
6       submit a plan to the Department of Economic  
7       Opportunity in order to qualify for grant funding of a  
8       space exploration research laboratory; requiring  
9       certain information to be included in the plan;  
10      requiring the institute to annually submit a report  
11      relating to expenditures and accomplishments of the  
12      space exploration research laboratory; specifying  
13      information for inclusion in the annual report;  
14      requiring the institute to enter into a contract  
15      containing certain terms with the Department of  
16      Economic Opportunity; providing for funding to cease  
17      under certain circumstances; requiring the Department  
18      of Economic Opportunity to make annual reviews and  
19      recommendations concerning whether to continue funding  
20      the space exploration research laboratory; providing  
21      for funding to cease under certain circumstances;  
22      amending s. 212.20, F.S.; directing the Department of  
23      Revenue, after notice by the Department of Economic  
24      Opportunity that certain contingencies have been met,  
25      to annually distribute for a certain number of years a  
26      specified amount of funds generated by visitor  
27      activity at the Kennedy Space Center and Cape  
28      Canaveral Air Force Station for the purpose of  
29      establishing and operating a space exploration

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30 research institute at the Florida Institute of  
31 Technology; providing an effective date.

32  
33 Be It Enacted by the Legislature of the State of Florida:

34  
35 Section 1. Part XIII of chapter 288, Florida Statutes,  
36 consisting of section 288.9933, Florida Statutes, is created and  
37 entitled "Space Exploration Research Laboratory."

38  
39 PART XIII

40 SPACE EXPLORATION RESEARCH LABORATORY

41  
42 288.9933 Space exploration research laboratory at the  
43 Florida Institute of Technology.-

44 (1) The Florida Institute of Technology shall submit a plan  
45 for establishing and operating a space exploration research  
46 laboratory to the Department of Economic Opportunity, to qualify  
47 to receive the grant funds available in accordance with s.  
48 212.20(6). At a minimum, the plan must include the following:

49 (a) Enrollment and graduation expectations for  
50 baccalaureate, masters, and doctorate programs related to space  
51 exploration and science, technology, engineering, and  
52 mathematics (STEM) disciplines for each of the next succeeding  
53 10 years.

54 (b) The number of new faculty and the average salary of  
55 newly hired faculty expected for each of the next 10 years.

56 (c) The number of faculty with a National Academy  
57 membership who are expected to be associated with the institute.

58 (d) A strategy for securing private and federal research

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59 funds.

60 (2) By February 1 of each year, the institute must submit a  
61 report to the Governor, the President of the Senate, the Speaker  
62 of the House of Representatives, and the Department of Economic  
63 Opportunity providing details of the expenditures and  
64 accomplishments of the space exploration research laboratory,  
65 including the following:

66 (a) The number of students enrolled and the number of  
67 students who have graduated with baccalaureate, masters, and  
68 doctorate degrees related to space exploration and science,  
69 technology, engineering, and mathematics (STEM) disciplines over  
70 the previous year and the number of students who have graduated  
71 with such degrees since the inception of the research  
72 laboratory.

73 (b) The number and qualifications of newly hired faculty  
74 for the research laboratory, specifying the number of faculty  
75 with a National Academy membership and any other prestigious  
76 faculty awards.

77 (c) The amount and type of private and federal research  
78 funds secured during the previous year.

79 (d) Total research expenditures in space exploration.

80 (e) The number of new start-up companies formed.

81 (f) The number of patents and licenses issued.

82 (g) The amount of royalty income generated.

83 (3) The institute must enter into a contract with the  
84 Department of Economic Opportunity agreeing to create a world  
85 class space exploration research laboratory that generates at  
86 least \$20 million annually in nonstate revenue by the end of the  
87 research laboratory's 10th year of operation. If the minimum

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88 standard of \$20 million annually is not met within 10 years  
89 after the first grant distribution, the Department of Economic  
90 Opportunity must so certify to the Department of Revenue and the  
91 distribution provided under s. 212.20(6)(d)6.e., shall cease on  
92 June 30th following the submission of the report required under  
93 subsection (2).

94 (4) The Department of Economic Opportunity must review the  
95 annual report required under subsection (2) and make an annual  
96 recommendation to continue funding for the space exploration  
97 research laboratory certifying to the Governor, the Speaker of  
98 the House of Representatives, and the President of the Senate  
99 that the laboratory is making substantial progress in  
100 establishing and maintaining a world class space exploration  
101 laboratory at the institute. If the department determines that  
102 the institute is not making substantial progress in establishing  
103 and maintaining a world class space exploration research  
104 laboratory, the department shall so certify to the Department of  
105 Revenue and the distribution provided in s. 212.20(6)(d)6.e.,  
106 shall cease on June 30th following the date of submission of the  
107 report required under subsection (2).

108 Section 2. Paragraph (d) of subsection (6) of section  
109 212.20, Florida Statutes, is amended to read:

110 212.20 Funds collected, disposition; additional powers of  
111 department; operational expense; refund of taxes adjudicated  
112 unconstitutionally collected.—

113 (6) Distribution of all proceeds under this chapter and s.  
114 202.18(1)(b) and (2)(b) shall be as follows:

115 (d) The proceeds of all other taxes and fees imposed  
116 pursuant to this chapter or remitted pursuant to s. 202.18(1)(b)

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117 and (2) (b) shall be distributed as follows:

118 1. In any fiscal year, the greater of \$500 million, minus  
119 an amount equal to 4.6 percent of the proceeds of the taxes  
120 collected pursuant to chapter 201, or 5.2 percent of all other  
121 taxes and fees imposed pursuant to this chapter or remitted  
122 pursuant to s. 202.18(1) (b) and (2) (b) shall be deposited in  
123 monthly installments into the General Revenue Fund.

124 2. After the distribution under subparagraph 1., 8.814  
125 percent of the amount remitted by a sales tax dealer located  
126 within a participating county pursuant to s. 218.61 shall be  
127 transferred into the Local Government Half-cent Sales Tax  
128 Clearing Trust Fund. Beginning July 1, 2003, the amount to be  
129 transferred shall be reduced by 0.1 percent, and the department  
130 shall distribute this amount to the Public Employees Relations  
131 Commission Trust Fund less \$5,000 each month, which shall be  
132 added to the amount calculated in subparagraph 3. and  
133 distributed accordingly.

134 3. After the distribution under subparagraphs 1. and 2.,  
135 0.095 percent shall be transferred to the Local Government Half-  
136 cent Sales Tax Clearing Trust Fund and distributed pursuant to  
137 s. 218.65.

138 4. After the distributions under subparagraphs 1., 2., and  
139 3., 2.0440 percent of the available proceeds shall be  
140 transferred monthly to the Revenue Sharing Trust Fund for  
141 Counties pursuant to s. 218.215.

142 5. After the distributions under subparagraphs 1., 2., and  
143 3., 1.3409 percent of the available proceeds shall be  
144 transferred monthly to the Revenue Sharing Trust Fund for  
145 Municipalities pursuant to s. 218.215. If the total revenue to

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146 be distributed pursuant to this subparagraph is at least as  
147 great as the amount due from the Revenue Sharing Trust Fund for  
148 Municipalities and the former Municipal Financial Assistance  
149 Trust Fund in state fiscal year 1999-2000, no municipality shall  
150 receive less than the amount due from the Revenue Sharing Trust  
151 Fund for Municipalities and the former Municipal Financial  
152 Assistance Trust Fund in state fiscal year 1999-2000. If the  
153 total proceeds to be distributed are less than the amount  
154 received in combination from the Revenue Sharing Trust Fund for  
155 Municipalities and the former Municipal Financial Assistance  
156 Trust Fund in state fiscal year 1999-2000, each municipality  
157 shall receive an amount proportionate to the amount it was due  
158 in state fiscal year 1999-2000.

159 6. Of the remaining proceeds:

160 a. In each fiscal year, the sum of \$29,915,500 shall be  
161 divided into as many equal parts as there are counties in the  
162 state, and one part shall be distributed to each county. The  
163 distribution among the several counties must begin each fiscal  
164 year on or before January 5th and continue monthly for a total  
165 of 4 months. If a local or special law required that any moneys  
166 accruing to a county in fiscal year 1999-2000 under the then-  
167 existing provisions of s. 550.135 be paid directly to the  
168 district school board, special district, or a municipal  
169 government, such payment must continue until the local or  
170 special law is amended or repealed. The state covenants with  
171 holders of bonds or other instruments of indebtedness issued by  
172 local governments, special districts, or district school boards  
173 before July 1, 2000, that it is not the intent of this  
174 subparagraph to adversely affect the rights of those holders or

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175 relieve local governments, special districts, or district school  
176 boards of the duty to meet their obligations as a result of  
177 previous pledges or assignments or trusts entered into which  
178 obligated funds received from the distribution to county  
179 governments under then-existing s. 550.135. This distribution  
180 specifically is in lieu of funds distributed under s. 550.135  
181 before July 1, 2000.

182       b. The department shall distribute \$166,667 monthly  
183 pursuant to s. 288.1162 to each applicant certified as a  
184 facility for a new or retained professional sports franchise  
185 pursuant to s. 288.1162. Up to \$41,667 shall be distributed  
186 monthly by the department to each certified applicant as defined  
187 in s. 288.11621 for a facility for a spring training franchise.  
188 However, not more than \$416,670 may be distributed monthly in  
189 the aggregate to all certified applicants for facilities for  
190 spring training franchises. Distributions begin 60 days after  
191 such certification and continue for not more than 30 years,  
192 except as otherwise provided in s. 288.11621. A certified  
193 applicant identified in this sub-subparagraph may not receive  
194 more in distributions than expended by the applicant for the  
195 public purposes provided for in s. 288.1162(5) or s.  
196 288.11621(3).

197       c. Beginning 30 days after notice by the Department of  
198 Economic Opportunity to the Department of Revenue that an  
199 applicant has been certified as the professional golf hall of  
200 fame pursuant to s. 288.1168 and is open to the public, \$166,667  
201 shall be distributed monthly, for up to 300 months, to the  
202 applicant.

203       d. Beginning 30 days after notice by the Department of

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204 Economic Opportunity to the Department of Revenue that the  
205 applicant has been certified as the International Game Fish  
206 Association World Center facility pursuant to s. 288.1169, and  
207 the facility is open to the public, \$83,333 shall be distributed  
208 monthly, for up to 168 months, to the applicant. This  
209 distribution is subject to reduction pursuant to s. 288.1169. A  
210 lump sum payment of \$999,996 shall be made, after certification  
211 and before July 1, 2000.

212 e. After notice by the Department of Economic Opportunity  
213 to the Department of Revenue that the Department of Economic  
214 Opportunity has approved a plan developed by the Florida  
215 Institute of Technology pursuant to s. 288.9933 for establishing  
216 a space exploration research laboratory, the department shall  
217 distribute \$5 million annually to the Florida Institute of  
218 Technology for establishing and operating a space exploration  
219 research laboratory. This amount represents sales and use taxes  
220 generated by visitor activity at the Kennedy Space Center and  
221 the Cape Canaveral Air Force Station. The department must make  
222 the distribution 60 days after such certification and continue  
223 to make an annual distribution of the same amount on the  
224 anniversary date of the initial distribution for 10 additional  
225 years.

226 7. All other proceeds must remain in the General Revenue  
227 Fund.

228 Section 3. This act shall take effect July 1, 2013.