

1 A bill to be entitled
2 An act relating to the Hillsborough County Aviation
3 Authority; codifying, reenacting, and amending the
4 Authority's special acts; revising definitions;
5 providing that independent special districts operate
6 to serve a public purpose; providing that operation of
7 public airports serve a governmental, municipal, or
8 public purpose or function and are essential to the
9 safety, security, and welfare of the people within the
10 county; providing for advertisement as provided by
11 law; revising requirements for a quorum of members;
12 providing the ability to employ or contract with
13 lobbyists; providing for electronic execution of
14 instruments; authorizing the lease of equipment,
15 support, and services; providing for imposition of
16 certain fees; authorizing application for and the
17 holding of trademarks and service marks, the
18 solicitation of air carriers, and permitting receiving
19 and providing sponsorships; providing ability to self-
20 insure, enter into risk management programs, or
21 purchase liability insurance; revising the list of
22 governmental entities that the Authority can enter
23 into interlocal agreements with and removing maximum
24 duration on such interlocal agreements; providing
25 requirements for award of contracts and when such

26 requirements do not apply; providing for
 27 recodification; repealing chapters 2012-234 and 2014-
 28 250, Laws of Florida, relating to the Authority;
 29 providing severability; providing an effective date.
 30

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

33 Section 1. Pursuant to s. 189.429, Florida Statutes, this
 34 act constitutes the codification of all special acts relating to
 35 the Hillsborough County Aviation Authority. It is the intent of
 36 the Legislature in enacting this law to provide a single,
 37 comprehensive special act charter for the Authority, including
 38 all current legislative authority granted to the Authority by
 39 its several legislative enactments and any additional authority
 40 granted by this act.

41 Section 2. Chapters 2012-234 and 2014-250, Laws of
 42 Florida, relating to the Hillsborough County Aviation Authority,
 43 are codified, reenacted, amended, and repealed as provided in
 44 this act.

45 Section 3. The charter for the Hillsborough County
 46 Aviation Authority is re-created and reenacted to read:

47 Section 1. Short title.—This act may be cited as the
 48 "Hillsborough County Aviation Authority Act."

49 Section 2. General provisions.—

50 (1) It is the intent of the Legislature that this act

51 supersede chapters 2012-234 and 2014-250, Laws of Florida,
52 relating to the Hillsborough County Aviation Authority, and is a
53 codification, a compilation of previously existing legislation
54 relating to the Authority.

55 (2) The codification is also to act as a reviser's bill,
56 deleting provisions which have expired, have had their effect,
57 have served their purpose, or have been impliedly repealed or
58 superseded; replacing incorrect cross references and citations,
59 correcting grammatical, typographical, and like errors; removing
60 inconsistencies and redundancies; and improving clarity and
61 facilitating correct interpretation. It is the intent of the
62 Legislature to define frequently used terms and to reflect
63 standard business practices required for an independent special
64 district to conduct its business which have not been previously
65 enumerated.

66 (3) The Authority shall comply with federal law regarding
67 expenditure of federal moneys.

68 (4) This act shall not be construed as impairing or
69 infringing upon any rights, privileges, or benefits enjoyed by
70 any employee of the Authority who is so employed on the
71 effective date of this act.

72 (5) The members and employees of the Authority shall
73 comply with part III of chapter 112, Florida Statutes, as may be
74 amended from time to time.

75 (6) This act provides an additional, alternative, and

76 complete method for the exercise of the powers granted and
 77 authorized by this act and shall be regarded as supplemental to
 78 powers conferred by other laws and shall not be regarded as a
 79 derogation of any powers now existing.

80 (7) The Legislature declares that independent special
 81 districts operate to serve a public purpose and are a legitimate
 82 method available for use by the public sector to manage, own,
 83 operate, construct, and finance basic capital infrastructure,
 84 facilities, and services.

85 (8) Regarding the airport facilities and concessions, the
 86 Legislature finds and declares:

87 (a) The proper operation of the publicly owned or operated
 88 airports in the County is essential to the safety, security, and
 89 welfare of the people of the Tampa Bay area, the state, and its
 90 people.

91 (b) The publicly owned or operated airports in the County
 92 establish a vital transportation link between the state and the
 93 economic systems of the nation and the world and enable the
 94 state to enjoy and provide the benefits of an international
 95 tourist and commercial center.

96 (c) The economic validity and stability of the publicly
 97 owned or operated airports in the County is a matter of
 98 statewide importance.

99 (d) The policy of this state is to promote the development
 100 of commerce and tourism to secure to the people of this state

101 the benefits of those activities conducted in the state.

102 (e) The proper operation of the publicly owned or operated
 103 airports in the County is essential to the safety, security, and
 104 welfare of the state and its people, and the Legislature
 105 recognizes and affirms such operation as a governmental,
 106 municipal, or public function to be discharged in furtherance of
 107 the policy of securing the benefits of commerce and tourism for
 108 the state and its people.

109 (9) The Authority shall manage airport facilities and
 110 grant airport concessions to further the development of commerce
 111 and tourism in or affecting the Tampa Bay area and the state. In
 112 managing its facilities and granting concessions for services to
 113 the public, the Authority shall promote the development of
 114 commerce and tourism by:

115 (a) Securing a diversity of airport services.

116 (b) Avoiding wasteful duplication of such services.

117 (c) Securing to the users of airports safe, courteous, and
 118 quality service.

119 (d) Limiting or prohibiting business competition which is
 120 destructive to the ends of promoting commerce and tourism in the
 121 state.

122 (e) Allocating limited airport resources to promote such
 123 ends.

124 (f) Fostering Florida's image as a commercial and tourist
 125 center.

126 Section 3. Definitions.—As used in this act, unless
127 otherwise specifically defined or unless another intention
128 clearly appears:

129 (1) "Advertisement" means a notice published at least once
130 a week for 2 consecutive weeks in at least two newspapers of
131 general circulation in the County, as defined in general law, as
132 may be amended from time to time, or as otherwise provided by
133 law.

134 (2) "Air navigation" means the operation or navigation of
135 aircraft in the air space over the County or upon any airport or
136 restricted landing area within the County.

137 (3) "Air navigation facility" means any facility used in,
138 available for use in, or designed for use in aid of air
139 navigation, including airports, restricted landing areas, and
140 any structures, mechanisms, lights, beacons, marks,
141 communicating systems, or other instrumentalities or devices
142 used or useful as an aid or constituting an advantage or
143 convenience to the safe taking off, navigation, and landing of
144 aircraft or the safe and efficient operation or maintenance of
145 an airport or restricted landing area, and any combination of
146 any or all of such facilities.

147 (4) "Airport" means any area of land or water which is
148 designed for the landing and taking off of aircraft, whether or
149 not facilities are provided for the shelter, servicing, or
150 repair of aircraft or for receiving, servicing, and discharging

151 passengers or cargo, all appurtenant areas used or suitable for
 152 airport buildings or other airport facilities, easements, and
 153 all appurtenant rights-of-way.

154 (5) "Airports and other aviation facilities and facilities
 155 related thereto and any portion thereof" means and includes
 156 airports, buildings, structures, terminal buildings, parking
 157 garages and lots, space, hangars, lands, warehouses, shops,
 158 hotels, restaurants, rental car centers, office complexes,
 159 general commercial facilities, gas or service stations, solar
 160 energy facilities, other aviation facilities of any kind or
 161 nature, or any other facilities of any kind or nature related to
 162 or connected with said airports and other aviation facilities
 163 which the Authority is authorized by law to construct, acquire,
 164 own, lease, or operate, together with all fixtures, equipment,
 165 and property, real or personal, tangible or intangible,
 166 necessary, appurtenant, or incidental thereto.

167 (6) "Airport purposes" means and includes airport,
 168 restricted landing area, aviation, aeronautical, and other air
 169 navigation facility purposes.

170 (7) "Authority" means the Hillsborough County Aviation
 171 Authority.

172 (8) "Authority facility" means an airport, airports and
 173 other aviation facilities and facilities related thereto and any
 174 portion thereof, air navigation facilities, and special purpose
 175 facilities and any portion thereof.

176 (9) "Board" means the Board of County Commissioners of
 177 Hillsborough County.

178 (10) "Bond" means and embraces bonds, notes, certificates,
 179 and other financial obligations issued by the Authority for financing
 180 or refinancing purposes and, except where otherwise required by the
 181 context, notes and other instruments executed to evidence obligations
 182 of the Authority for the repayment of borrowed funds.

183 (11) "Clerk" means Clerk of the Court of Hillsborough
 184 County.

185 (12) "County" means the County of Hillsborough.

186 (13) "Division" means the Florida Department of Business
 187 and Professional Regulation, Division of Alcoholic Beverages and
 188 Tobacco or any successor agency.

189 (14) "Federal" or "Federal Government" means the United
 190 States government, the President of the United States, and any
 191 department, corporation, commission, agency, or other
 192 instrumentality thereof.

193 (15) "Governor" means the Governor of the State of
 194 Florida.

195 (16) "Instrument" means a formal or legal document in
 196 writing, including, but not limited to, a contract, deed, bond,
 197 lease, or mortgage.

198 (17) "Members" means the governing body of the Authority,
 199 and the term "member" means one of the individuals constituting
 200 such governing body.

201 (18) "Municipality" means a municipality created pursuant
 202 to general or special law authorized or recognized pursuant to
 203 s. 2 or s. 6, Art. VIII of the State Constitution and located in
 204 the County.

205 (19) "Officer of the Authority" means a member who has
 206 been elected by the other members to serve as the Chairperson,
 207 Vice Chairperson, Secretary, Treasurer, or Assistant
 208 Secretary/Assistant Treasurer.

209 (20) "Person" means and includes individuals, children,
 210 firms, associations, joint ventures, partnerships, estates,
 211 trusts, business trusts, syndicates, fiduciaries, corporations,
 212 and all other groups or combinations.

213 (21) "Policy" means a general principle adopted by the
 214 members and by which the Authority conducts its internal
 215 governance.

216 (22) "Regulation" means the same as "rule" as defined by
 217 this act and may be used interchangeably with the word "rule."

218 (23) "Resolution" means a formal, written expression of an
 219 action adopted by the members.

220 (24) "Revenues" means rates, fees, grants, receipts,
 221 charges, and other moneys acquired through all sources by the
 222 Authority and interest income thereon.

223 (25) "Rule" means each statement of general applicability
 224 adopted by the members that implements, interprets, or
 225 prescribes law or policy or describes the procedure or practice

226 requirements of the Authority and includes any form which
 227 imposes any requirement or solicits any information not
 228 specifically required by statute or by an existing rule and may
 229 be used interchangeably with the word "regulation" or
 230 "ordinance."

231 (26) "Special purpose facilities and any portion thereof"
 232 means facilities related to or to be used in connection with the
 233 airports and other aviation facilities of the Authority and
 234 located on lands at or adjacent to the airports and other
 235 aviation facilities under the control, management, and
 236 jurisdiction of the Authority and includes all property,
 237 structures, rights, easements, and franchises relating thereto
 238 and deemed necessary or convenient therefor.

239 (27) "Standard procedure" means the method and manner
 240 established or approved by the Chief Executive Officer or a
 241 designee of the Chief Executive Officer that implements policy
 242 for the day-to-day management of the Authority's operations.

243 (28) "State government" means the government of the State
 244 of Florida, the Governor, and any department, commission,
 245 corporation, agency, or other instrumentality thereof.

246 (29) "Surplus fund" means an unrestricted fund established
 247 by the Authority into which certain revenues of the Authority
 248 may be deposited on a monthly or more frequent basis after
 249 payment, or provision for payment, of all current expenses
 250 pursuant to its then-applicable budget and after all deposits

251 have been made as required under its indentures, trust
 252 agreements, and other contracts.

253 (30) "TPA" means Tampa International Airport.

254 Section 4. Creation; purpose.—

255 (1) The Hillsborough County Aviation Authority is created,
 256 and the powers granted by this act are declared to be
 257 governmental, municipal, or public purposes or functions,
 258 exercised for public purposes, and are matters of public
 259 necessity. Lands and other real and personal property,
 260 easements, and privileges acquired and used by the Authority are
 261 declared to have been acquired for and used for governmental,
 262 municipal, or public purposes or functions and as a matter of
 263 public necessity. The Authority is a public body corporate and
 264 is an independent special district.

265 (2) The Authority has exclusive jurisdiction, control,
 266 supervision, and management over all airports in the County and
 267 each municipality, except any airport owned, controlled, and
 268 operated by a private person. Said jurisdiction, control,
 269 supervision, and management are in the best interest of the
 270 County and each municipality.

271 Section 5. Membership.—

272 (1) The Authority shall consist of five members: one
 273 member who is the Mayor of the City of Tampa, ex officio; one
 274 member who is a member of and selected by the Board, ex officio;
 275 and three members who are appointed by the Governor. No member

276 shall receive any compensation for services as a member. Each
277 member appointed by the Governor shall be appointed for a term
278 of 4 years. The Board shall appoint one of its members annually
279 at the time of its organizational session who shall serve until
280 its next annual appointment, provided that he or she continues
281 to serve as a county commissioner during that time. Each member
282 shall qualify by taking an oath to faithfully perform the duties
283 of the office, and the oath shall be filed with the Clerk. To be
284 eligible for appointment as a member of the Authority by the
285 Governor, the person appointed must be a resident and citizen of
286 the County and may not be employed by or be an elected official
287 of the County or municipality. Each member may continue to serve
288 until a successor has been commissioned.

289 (2) A majority of the members physically present
290 constitutes a quorum. However, in emergency situations only,
291 appearances by telephone or other electronic means will be
292 considered in establishing a quorum.

293 (3) The Governor has the power to remove any member for
294 good cause. Within 15 days after any vacancy occurs a successor
295 shall be appointed in the same manner as that member for which a
296 vacancy has occurred and shall serve for the unexpired term of
297 his or her predecessor.

298 Section 6. Powers.—

299 (1) The Authority has the power to and shall:

300 (a) Elect officers as follows: one member as Chairperson,

301 one member as Vice Chairperson, one member as Secretary, one
302 member as Treasurer, and one member as Assistant
303 Secretary/Assistant Treasurer, each of whom shall hold office
304 until new elections are held. Elections shall be held for all
305 officer positions whenever a new member is appointed to the
306 board by the Governor or whenever an existing member is
307 reappointed to the board by the Governor.

308 (b) Approve, file with the Clerk, and pay any surety bond
309 required of any member and any employee of the Authority.

310 (c) Exclusively control, supervise, and manage all
311 airports in the County and each municipality, except any airport
312 owned, controlled, or operated by a private person.

313 (d) Advertise for sealed bids and other competitive
314 selection processes when and as required by law; provided,
315 however, the Authority may reject all bids, proposals, or
316 responses and readvertise or select a single item from any bid,
317 proposal, or response as further provided in this act.

318 (e) Adopt before October 1 an annual budget which has been
319 prepared by the Chief Executive Officer and which must include
320 an estimate of all revenues and anticipated expenditures for the
321 following fiscal year.

322 (f) Require in all bond documents that moneys derived from
323 such bonds be paid to or upon order of the Authority.

324 (g) Have the Authority's finances audited in the same
325 manner as other independent special districts are audited.

326 (2) The Authority has the power to and may:
 327 (a) Rely on the provisions of this act, without reference
 328 to other laws, in exercising its powers.
 329 (b) Establish and maintain such airports in, over, and
 330 upon any public waters of this state within the limits of
 331 jurisdiction of, or bordering on any municipality, any submerged
 332 land under such public waters, and any artificial or reclaimed
 333 land which, before the artificial making or reclamation thereof,
 334 constituted a portion of the submerged land under such public
 335 waters.
 336 (c) Construct and maintain terminal buildings, landing
 337 floats, causeways, roadways, runways, taxiways, bridges for
 338 approach to or connecting with the airport, and land floats and
 339 breakwaters for the protection of any such airport.
 340 (d) Require the Treasurer and other officers or employees
 341 of the Authority to execute an adequate surety bond, conditioned
 342 upon the faithful performance of the duties of the office or
 343 employment and in a penal sum fixed by the Authority.
 344 (e) Employ, pay, and provide benefits, which may include a
 345 bonus scheme, for personnel, including law enforcement officers
 346 with full police powers and a Chief Executive Officer, or any
 347 similar title given by the members, formerly known as the
 348 Executive Director, who shall establish positions, duties, and a
 349 pay plan, which may include a bonus scheme, for and promote,
 350 discipline, and terminate personnel; be responsible for the day-

351 to-day administration, management, and operation of the
 352 Authority in accordance with policy established by the members;
 353 and perform other duties as may be authorized by the members.

354 (f) By policy or resolution, authorize the Chief Executive
 355 Officer to perform any of the powers of the Authority in whole
 356 or in part and with whatever other limitations it may find
 357 appropriate, provided that said authorization does not result in
 358 an invalid exercise of delegated legislative authority as
 359 defined in general law.

360 (g) Employ or contract with technical and professional
 361 experts including, but not limited to, lobbyists necessary to
 362 assist the Authority in carrying out or exercising any powers
 363 granted by this act.

364 (h) Reimburse for all travel expenses incurred while on
 365 business for the Authority, upon requisition, any member, its
 366 attorneys, the Chief Executive Officer, and any employee, agent,
 367 or contractor of the Authority traveling under the direction of
 368 the Chief Executive Officer or the Chief Executive Officer's
 369 designee in accordance with the Authority's policies.

370 (i) Create, appoint, and prescribe the duties of any
 371 committee.

372 (j) Sue and be sued.

373 (k) Adopt, use, and alter a corporate seal.

374 (l) Publish advertisements.

375 (m) Waive advertisement when the Chief Executive Officer

376 determines an emergency exists and purchases must be immediately
377 made by the Authority.

378 (n) Negotiate and enter into contracts, agreements,
379 exclusive or limited agreements, and cooperation agreements of
380 any kind necessary for the Authority to fulfill the purposes of
381 this act.

382 (o) Include contract specifications ensuring the
383 employment of persons whose protected group has been
384 underutilized in the past.

385 (p) Enter into exclusive or limited agreements with a
386 single operator or a limited number of operators. The Authority
387 shall grant exclusive or limited agreements to displace business
388 competition by rule or policy whenever the Authority determines,
389 in consideration of the factors set forth below, that any such
390 agreement is necessary to further the purposes of this act.
391 Before entering into any exclusive or limited agreement, the
392 Authority shall, under authority expressly delegated by the
393 state, determine the necessity for such an exclusive or limited
394 agreement to further the policies and objectives stated in this
395 act, which include public safety, public convenience, quality of
396 service, the need to conserve airport space, the need to avoid
397 duplication of services, the impact on the environment or
398 facilities of the airport as an essential commercial and tourist
399 service center, and the need to avoid destructive competition
400 which may impair the quality of airport services to the public,

401 lead to uncertainty, disruption, or instability in the rendering
402 of such services, or detract from the Tampa Bay area and the
403 state's attractiveness as a center of tourism and commerce. In
404 making its determination, the Authority shall take evidence or
405 make findings of fact and establish such policies it deems
406 necessary. Nothing in this paragraph shall excuse the Authority
407 from complying with applicable state or local requirements for
408 competitive selection process or public hearings which may be
409 required prior to awarding or entering into any contract or
410 other agreement.

411 (g) Provide for the manual or electronic execution of any
412 instrument on behalf of the Authority by the signature of the
413 Chairperson or Vice Chairperson, and attested to by the
414 Secretary or the Assistant Secretary or, if delegated by the
415 members to do so, the Chief Executive Officer or any other
416 Authority personnel to whom the Chief Executive Officer has
417 delegated authority, or by their electronic or facsimile
418 signature in accordance with the Uniform Facsimile Signature of
419 Public Officials Act.

420 (r) Purchase, lease, and sell equipment, supplies, and
421 services required for its purposes.

422 (s) Sell, lease, transfer, dispose of, or grant a lesser
423 interest in any of its properties.

424 (t) Dispose of tangible personal property in accordance
425 with chapter 274, Florida Statutes, as may be amended from time

426 to time.

427 (u) Dispose of personal property, derelict or abandoned
 428 aircraft, and derelict or abandoned motor vehicles found on
 429 airport premises in accordance with chapter 705, Florida
 430 Statutes, as may be amended from time to time.

431 (v) Grant concessions.

432 (w) Advertise, promote, and encourage the use and
 433 expansion of facilities under its jurisdiction.

434 (x) Enact airport zoning regulations in accordance with
 435 chapter 333, Florida Statutes, as may be amended from time to
 436 time, to ensure the safe operation of airports under its
 437 jurisdiction; however, any such airport zoning regulations may
 438 not affect the zoning use regulations imposed by the County or
 439 any municipality.

440 (y) Issue a written permit, before the County or any
 441 municipality issues a building permit, that any construction
 442 proposed on land affected by airport zoning regulations conforms
 443 to airport zoning regulations upon payment of a reasonable
 444 permit fee set at the discretion of the Airport Zoning Director.

445 (z) Acquire, own, construct, install, maintain, and
 446 operate lands, interest in lands, and Authority facilities by
 447 purchase, gift, devise, lease, or any other means, including by
 448 eminent domain in accordance with chapters 73 and 74, Florida
 449 Statutes, as may be amended from time to time. For the purposes
 450 of making surveys and examinations relative to any condemnation

451 proceedings, or to investigate compliance with federal, state,
452 or local height zoning regulations, the Authority may lawfully
453 enter upon any land, doing no unnecessary damage. The Authority
454 may take possession of property to be acquired by condemnation
455 at any time after the filing of the petition describing the same
456 in condemnation proceedings as provided in general law. The
457 Authority is not precluded from abandoning the condemnation of
458 any such property in any case where possession has not been
459 taken.

460 (aa) Reimburse the owner of any structure for which the
461 Authority may require removal, relocation, or reconstruction
462 located in, on, under, or across any private property, public
463 street, highway, or other public or private places for the
464 estimated or actual expense of the removal, relocation, or
465 reconstruction.

466 (bb) Supplement and coordinate in design and operation air
467 navigation facilities with those established and operated by the
468 federal and state governments.

469 (cc) Request the County or any municipality to convey to
470 the Authority the fee simple title to any airport or other
471 property owned by the County or any municipality and needed for
472 airport purposes.

473 (dd) Relinquish jurisdiction, control, supervision, and
474 management over any airport or part of any airport which is
475 under its jurisdiction but which is owned by a municipality,

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476 county, or other governmental agency, upon determining that any
477 such airport or part of any such airport is no longer required
478 for airport purposes; provided, however, that necessary
479 authorizations or approvals are received from federal agencies
480 regulating airports.

481 (ee) Expend revenues for the cost of investigating,
482 surveying, planning, acquiring, advertising, establishing,
483 constructing, enlarging, improving, equipping, and erecting
484 Authority facilities by appropriation of revenues or wholly or
485 partly from the proceeds of bonds of the Authority. The term
486 "cost" includes awards in condemnation proceedings, rentals
487 where an acquisition is by lease, and amounts paid to utility
488 companies for relocation of their wires, poles, and other
489 facilities.

490 (ff) Incur expenses as provided in its annual budget and
491 any amended budget.

492 (gg) Assess against and collect from the owner or operator
493 of each airplane using any Authority facility a landing fee or
494 service charge sufficient to cover the cost of the service
495 furnished to airplanes using any such facility, which cost may
496 include the liquidation of bonds or other indebtedness for
497 construction and improvement.

498 (hh) Accept federal, state, and any other public or
499 private moneys, grants, contributions, or loans for the
500 acquisition, construction, enlargement, improvement,

501 maintenance, equipment, or operation of Authority facilities, or
 502 any other lawful purpose.

503 (ii) Fix, alter, revise, charge, establish, and collect
 504 rates, fees, rentals, and other charges, such as, but not
 505 limited to, customer facility charges and transportation
 506 facility charges, for the services of Authority facilities at
 507 reasonable and uniform rates.

508 (jj) Adopt a resolution as may be required to levy an ad
 509 valorem tax and submit it to the Board.

510 (kk) Apply for, hold, and periodically transfer alcoholic
 511 beverage licenses as provided by this act.

512 (ll) Adopt and amend rules, regulations, and policies
 513 reasonably necessary for the implementation of this act.

514 (mm) By resolution, fix and enforce penalties, including,
 515 but not limited to, the imposition of sanctions and fines, for
 516 the violation of this act or any rule, regulation, or policy
 517 adopted in accordance with this act or in the regulation of the
 518 airports under the Authority's control.

519 (nn) Amend the budget after its adoption.

520 (oo) Receive, deposit, secure, and pay out moneys as
 521 provided by this act.

522 (pp) Designate one or more depositories which are
 523 qualified as public depositories pursuant to section 280.04,
 524 Florida Statutes, as may be amended from time to time, and
 525 thereafter establish and open an account or accounts into which

526 revenues collected are to be deposited and from which
527 expenditures may be made.

528 (qq) Establish and deposit into and expend moneys from a
529 surplus fund by using funds other than those derived from ad
530 valorem taxation, that may remain unexpended at the end of the
531 fiscal year and may be set aside in a separate fund and
532 accumulated and expended from year to year solely for the
533 purpose of building and constructing permanent improvements,
534 replacements, alterations, buildings, and other structures,
535 including runways, taxi strips, and aprons.

536 (rr) By resolution, borrow money and issue bonds in the
537 manner and within the limitation, except as otherwise provided
538 in this act, prescribed by general law for the issuance and
539 authorization of bonds; however, any bonds issued by the
540 Authority shall be self-liquidating or otherwise payable from
541 revenues of the Authority and shall not be a lien against the
542 general taxing powers of the County or any municipality.

543 (ss) Enter into any deeds of trust, indentures, or other
544 agreements with any bank or trust company as security for its
545 bonds, and assign and pledge any or all of its revenues. Such
546 deeds of trust, indentures, or other agreements may contain
547 provisions customary in such instruments or as authorized by the
548 Authority.

549 (tt) Secure the payment of bonds or any part thereof by
550 pledging all or any part of its revenues and provide for the

551 security of said bonds and the rights and remedies of the
552 bondholders.

553 (uu) Apply for and hold trademarks or service marks.

554 (vv) Apply to the proper authorities of the United States
555 for the right to establish, operate, and maintain foreign and
556 domestic trade zones within the limits of the airport and
557 establish, operate, and maintain such foreign and domestic trade
558 zones.

559 (ww) Solicit air carriers, shipping lines, intermodal or
560 common carriers, and other businesses and do all things
561 necessary or advisable, including, but not limited to,
562 establishing an air service incentive program, to promote
563 commerce and increase passenger traffic and freight tonnage
564 through the airports operated by the Authority.

565 (xx) Publicize, advertise, promote and make known to the
566 users, potential users, and public in general the advantages,
567 facilities, resources, products, attractions, and attributes of
568 the activities and projects authorized by this act, including,
569 but not limited to, participating in community organizations
570 supporting trade, travel, or economic development.

571 (yy) Receive sponsorships and provide sponsorships.

572 (zz) Self-insure, enter into risk management programs, or
573 purchase liability insurance for whatever coverage it may choose
574 or any combination thereof.

575 (aaa) Pending the preparation of definitive bonds, issue

576 certificates or temporary bonds to the purchaser of bonds.

577 (bbb) Transact the business of the Authority and exercise
 578 all powers necessarily incidental to the exercise of the general
 579 and special powers granted in this act and under any other law.

580 (ccc) Exercise all powers of a local agency granted
 581 pursuant to part II of chapter 159, Florida Statutes, as may be
 582 amended from time to time, and to a governmental unit granted
 583 pursuant to part VII of chapter 159, Florida Statutes, as may be
 584 amended from time to time.

585 (ddd) Do all acts and things necessary or convenient for
 586 the promotion of its business and the general safety, security,
 587 and welfare of the Authority.

588 Section 7. Alcoholic beverage licenses.-

589 (1) Alcoholic beverage licenses, as provided for in
 590 section 561.17, Florida Statutes, as may be amended from time to
 591 time, shall be issued to the Authority or other governmental
 592 agency operating TPA or general aviation airports as provided in
 593 this section.

594 (a) Each such beverage license shall be issued upon the
 595 written or printed application for licenses to conduct such
 596 business, made to the Division stating the character of the
 597 business to be engaged in, the address of the building wherein
 598 the establishment sought to be licensed is or will be located,
 599 and the kind of license as defined in chapter 561, Florida
 600 Statutes, as may be amended from time to time, which the

601 applicant desires. The application shall be in the name of the
602 Authority or other governmental agency operating TPA or general
603 aviation airports and when issued shall be issued in the name of
604 such applicant. The applicant shall pay to the Division the
605 license fees for the kind of license that the applicant desires.

606 (b) Each license is renewable as provided by general law.
607 Each beverage license shall be for the term and subject to the
608 same privileges or renewal as provided in sections 561.26 and
609 561.27, Florida Statutes, as may be amended from time to time.

610 (c) Any business operated under any beverage license shall
611 be operated only by a lessee of the restaurants, lounges, or
612 bars in the airport terminal, administration building, or hotels
613 at the airports to whom the license may be transferred. The
614 Authority or governmental agency operating TPA or general
615 aviation airports and each authorized lessee shall make
616 application to the Division for the transfer of the license to
617 the lessee, and the application shall be approved by the
618 Division if it meets the requirements of law to do so. Upon
619 termination of a lease for any reason, the lessee shall
620 immediately notify the Division to retransfer the beverage
621 licenses to the Authority or the governmental agency operating
622 TPA or general aviation airports. Upon failure of a lessee to
623 notify the Division, the Authority or the governmental agency
624 operating TPA or general aviation airports shall immediately
625 notify the Division in writing to transfer the license back to

626 the Authority or other governmental agency operating TPA or
 627 general aviation airports which may then transfer it to another
 628 authorized lessee. Thereafter, the beverage license may be
 629 transferred to any new lessee or the restaurants, lounges, or
 630 bars upon the same terms and conditions. Any alcoholic beverage
 631 license issued in accordance with this section is the property
 632 of the Authority or the governmental agency operating TPA or
 633 general aviation airports, subject to transfer as provided by
 634 this act.

635 (2) This section does not preclude persons operating on
 636 property of the Authority from acquiring an alcoholic beverage
 637 license for use on its premises pursuant to general law and the
 638 rules of the Division.

639 Section 8. County and municipal powers and
 640 responsibilities; private ownership transfers.-

641 (1) Each municipality is empowered to appropriate moneys
 642 for acquiring, establishing, constructing, enlarging, improving,
 643 maintaining, equipping, or operating airports and other air
 644 navigation facilities under the provisions of this act, and each
 645 municipality is authorized to appropriate and to raise by
 646 taxation or otherwise moneys to assist in carrying out the
 647 provisions of this act as to airports partly or wholly within
 648 the limits of each municipality.

649 (2) It is lawful for any municipality, and full power and
 650 authority is hereby conferred upon each municipality, to

651 cooperate and share in the exercise of the powers and
652 authorities conferred upon the Authority under the provisions of
653 this act, when mutually agreed upon between any such
654 municipality and the Authority.

655 (3) (a) The County and each municipality, drainage
656 district, road and bridge district, school district, county,
657 city, state, or any other political subdivision, board,
658 department, agency, commission, or individual in, or out of, the
659 state are authorized to aid and cooperate with the Authority in
660 carrying out any authorized purpose of the Authority by:

661 1. Entering into cooperation agreements with the Authority
662 and providing in any such cooperation agreement for the making
663 of a loan, gift, grant, or contribution to the Authority.

664 2. Granting and conveying to the Authority real or
665 personal property, of any kind or nature, or any interest
666 therein.

667 3. Covenantee in any such cooperation agreement made
668 pursuant to this section to pay all or any part of:

669 a. The costs of operation and maintenance of Authority
670 facilities from moneys derived from ad valorem taxation or from
671 any other available funds of the County or a municipality.

672 b. The principal of and interest on any revenue bonds of
673 the Authority.

674 c. The deposits required to be made into any reserve or
675 other funds established by the Authority, any indenture, deed of

676 trust, or other instrument securing said revenue bonds from any
677 available funds of the County or a municipality other than
678 moneys derived from ad valorem taxes.

679 (b) Any cooperation agreement may be made and entered into
680 containing details, terms, provisions, and conditions as may be
681 agreed upon.

682 (c) Any cooperation agreement may be made and entered into
683 for the benefit of the holders of any revenue bonds of the
684 Authority as well as the parties thereto and is enforceable in
685 any court of competent jurisdiction by the holders of any such
686 revenue bonds or of the coupons appertaining thereto.

687 (4) The County and each municipality are authorized and
688 empowered to convey the fee simple title to any real property
689 needed for airport purposes and owned by either the County or a
690 municipality to the Authority.

691 (5) Before the County or any municipality issues a
692 building permit authorizing building on land affected by airport
693 zoning regulations, it must obtain a written permit from the
694 Authority to certify that the construction conforms to the
695 regulations required by the airport zoning regulations.

696 (6) (a) Any municipality, the County, or any private owner
697 may, and each is authorized to, sell, lease, lend, grant, or
698 convey to the Authority any interest in real or personal
699 property which may be used by the Authority in the construction,
700 improvement, maintenance, leasing, or operation of Authority

701 facilities. Any municipality, the County, or any other owner is
 702 additionally authorized to transfer, assign, and set over to the
 703 Authority any contract or contracts which may have been awarded
 704 by said municipality, the County, or said owner for the
 705 construction of Authority facilities not begun or, if begun, not
 706 completed.

707 (b) Any such action by the County or any municipality must
 708 be approved by the governing body of the County or the
 709 municipality expressed by resolution or ordinance.

710 (c) Notwithstanding any other provision of law, this
 711 section is complete authority for the acquisition by agreement
 712 of airports and other aviation facilities and facilities related
 713 thereto and any portion thereof and no other action is required.

714 Section 9. Bonds.—

715 (1) Bonds may be issued to finance one or more or a
 716 combination of Authority facilities. Subject to any prior rights
 717 of bondholders, proceeds of such bonds may be pledged and used
 718 to pay the cost of the acquisition, construction, or improvement
 719 of one or more or a combination of Authority facilities or to
 720 refund bonds previously issued for such purpose. Revenues of the
 721 Authority, regardless of the airport project or other source
 722 from which they are derived, may be pledged to pay bonds issued
 723 to finance the cost of Authority facilities and to pay refunding
 724 bonds and ancillary costs associated with such financings.

725 (2) Except as otherwise provided by this act, security,

726 payment provisions, contracts, terms, and other attributes of
727 bonds issued by the Authority shall be specified by the
728 Authority by initial or amendatory resolution, trust agreement,
729 or other bond documentation.

730 (3) The bonds shall be executed by manual or facsimile
731 signature by the officers the Authority has designated, provided
732 that such bonds bear at least one signature which is manually
733 executed to the extent required by general law. Any coupons
734 attached to the bonds shall bear the facsimile signature or
735 signatures of the officer or officers designated by the
736 Authority. If any member or officer whose manual or facsimile
737 signature appears on any bond or coupon ceases to be a member or
738 an officer before the delivery of the bonds, such signature
739 shall be valid and sufficient for all purposes as if that member
740 or officer had remained in office until delivery. The bonds may
741 bear the seal of the Authority affixed, which may be a
742 facsimile, as provided by resolution.

743 (4) Bonds may be sold either at public or private sale at
744 such price or prices determined by the Authority.

745 (5) Any bonds issued pursuant to this act are negotiable
746 instruments and investment securities under chapter 678, Florida
747 Statutes, as may be amended from time to time.

748 (6) The pledge by the Authority of its revenues to the
749 payment of its bonds by the terms of a resolution or through any
750 deed of trust, indenture, or other agreement creates a valid and

751 binding lien thereon and a prior perfected security interest
752 therein from the time the pledge is made. Any revenues so
753 pledged are immediately subject to a lien of such pledge without
754 any physical delivery thereof or further act, and the lien of
755 any such pledge shall be valid and binding against all parties
756 having claims of any kind against the Authority, irrespective of
757 whether such parties have notice thereof. No resolution, deed of
758 trust, indenture, or other agreement by which a pledge is
759 created need be filed or recorded, except in the records of the
760 Authority, and notice is not required to be given to any obligor
761 of such revenues. No filings under the Florida Uniform
762 Commercial Code are required in order to perfect any pledge
763 granted.

764 (7) No approval of the qualified electors or qualified
765 freeholders of the state or of the County may be required for
766 the issuance of any bonds by the Authority unless such approval
767 is required by the provisions of the Constitution of the State
768 of Florida.

769 (8) Notwithstanding any other provision of law, bonds
770 issued by the Authority are legal investments for banks, savings
771 banks, trustees, executors, all other fiduciaries, and all
772 state, municipal, and other public funds. Any such bonds are
773 securities eligible for deposit for the securing of all state,
774 municipal, and other public funds.

775 Section 10. Bondholder rights and remedies.—

776 (1) Unless otherwise provided in any instrument pursuant
777 to which such bonds were issued, the Authority may not do
778 anything that will impair the security of the bondholders of the
779 Authority or violate any agreement with them for their benefit.

780 (2) (a) In addition to any other rights and remedies
781 lawfully granted to bondholders in law, unless otherwise
782 provided in any instrument pursuant to which such bonds were
783 issued, holders of 25 percent or such other percentage as may be
784 specified in any deed of trust, indenture, or other agreement
785 under which the bonds were issued in the aggregate principal
786 amount of the bonds then outstanding are entitled to appoint a
787 trustee, upon notice as provided in this act and for the purpose
788 provided in this act, if the Authority defaults in the payment
789 of principal or interest for a period of 30 days after either
790 becomes due, whether at maturity or upon call for redemption, or
791 if the Authority fails to comply with the provisions of this
792 act, its resolution or resolutions, or the requirements of any
793 deed of trust, indenture, or other agreement under which the
794 bonds were issued. Any such bondholders must first give written
795 notice of their intention to appoint a trustee to the Authority
796 by certified United States mail addressed to the chairperson of
797 the Authority at the principal office of the Authority and to
798 the holders of all other bonds then outstanding at their
799 addresses shown on the registration books maintained by the
800 Authority or the bond registrar. For purposes of this paragraph,

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801 any trustee appointed to serve in that capacity pursuant to a
802 deed of trust, trust agreement, indenture, or other document by
803 which bonds of the Authority have been issued is deemed to have
804 been selected by the holders of bonds issued under that
805 instrument. If more than one trustee is designated, either by
806 two or more written instruments or pursuant to the provisions of
807 this paragraph, the group of bondholders owning the highest
808 percentage of bonds outstanding has the right to designate the
809 single trustee to serve in that capacity for purposes of this
810 act.

811 (b) Unless otherwise provided in any instrument pursuant
812 to which such bonds were issued, any trustee, whether appointed
813 by bondholders in accordance with the provisions of this act or
814 in accordance with the terms of any deed of trust, indenture, or
815 other agreement, may, upon written request of the holders of 25
816 percent or such other percentage as may be specified in any deed
817 of trust, indenture, or other agreement under which the bonds
818 were issued in the aggregate principal amount of the bonds then
819 outstanding may, in any court of competent jurisdiction, in his,
820 her, or its own name:

821 1. By mandamus or other suit, action, or proceeding at law
822 or in equity, enforce all rights of the bondholders, including
823 the right to require the Authority to fix, establish, maintain,
824 collect, and charge rates, fees, rentals, and other charges
825 adequate to carry out any agreement as to, or pledge of, the

826 revenues of the Authority, and to require the Authority to carry
 827 out any other agreements with or for the benefit of the
 828 bondholders, and to perform its and their duties under this act.

829 2. Bring suit upon the bonds.

830 3. By action or suit in equity, require the Authority to
 831 account as if it were the trustee of an express trust for the
 832 bondholders.

833 4. By action or suit in equity, enjoin any acts or things
 834 which may be unlawful or in violation of the rights of the
 835 bondholders.

836 5. By written notice given in the same manner as provided
 837 by this act to the Authority declare all bonds due and payable
 838 and, if all defaults are made good and with the consent of the
 839 holders of 25 percent or such other percentage as may be
 840 specified in any deed of trust, indenture, or other agreement
 841 under which the bonds were issued in the aggregate principal
 842 amount of the bonds then outstanding, annul such declaration and
 843 its consequences.

844 (3) Unless otherwise provided in any instrument pursuant
 845 to which such bonds were issued, if a default continues for more
 846 than 60 days after written notice to the Authority, any trustee
 847 when appointed as aforesaid, or acting under a deed of trust,
 848 indenture, or other agreement, and whether or not all bonds have
 849 been declared due and payable, upon the happening of any of the
 850 events of default specified in this section, shall be entitled

851 as of right to appoint a receiver. The receiver may enter and
 852 take possession of any of the Authority facilities for which the
 853 Authority is in default as provided herein, or any part or parts
 854 thereof and the revenues which are or may be applicable to the
 855 payment of the bonds in default and operate and maintain the
 856 same, for and on behalf of and in the name of the Authority and
 857 the bondholders. The receiver shall collect revenues in the same
 858 manner as the Authority might, and shall use and apply such
 859 funds in accordance with the applicable bond documents or, if
 860 not so specified into a separate account, as directed by the
 861 court.

862 (4) Unless otherwise provided in any instrument pursuant
 863 to which such bonds were issued, nothing in this section or any
 864 other section of this act authorizes any receiver appointed to
 865 sell, assign, mortgage, or otherwise dispose of any assets of
 866 the Authority. The powers of such receiver are limited to the
 867 operation and maintenance of the Authority facilities as the
 868 court may direct, in the name of and for and on behalf of the
 869 Authority and the bondholders. No holder of bonds or any court
 870 or any trustee is empowered by this act to sell, assign,
 871 mortgage, or otherwise dispose of any assets of whatever kind or
 872 character belonging to the Authority.

873 Section 11. Award of contracts.-

874 (1) (a) All Authority purchases of construction,
 875 improvements, repairs, equipment, supplies, materials, services,

876 or work of any nature, where the entire cost or value exceeds
877 \$100,000, shall be done only under contract or contracts
878 approved and awarded by the Authority utilizing a competitive
879 selection process with a responsive, qualified, and responsible
880 bidder, respondent, or proposer, upon proper terms, after
881 advertisement or notice has been given asking for competitive
882 bids, responses, or proposals, provided that the Authority may
883 reject any and all bids, responses, or proposals.

884 (b) These requirements do not apply to:

885 1. Purchases made pursuant to the Consultants' Competitive
886 Negotiation Act;

887 2. Purchases of required equipment, supplies, materials,
888 or services that are highly specialized or proprietary, or when
889 no other authorized vendor can supply the required equipment,
890 supplies, materials, or services;

891 3. Purchases of equipment, supplies, materials, or
892 services utilizing the Authority standardization program or the
893 owner's direct purchase program, or utilizing proof of concepts,
894 to evaluate viability of products before purchase;

895 4. Purchases of unique equipment, supplies, materials, or
896 services supporting law enforcement and aircraft rescue and
897 firefighting;

898 5. Purchases of unique equipment, supplies, materials or
899 services, including, but not limited to, subscriptions, dues,
900 memberships, sponsorships, trainings, advertisings, and

901 entertainers;

902 6. Purchases of equipment, supplies, materials, or

903 services through a contract issued by a federal, state, or local

904 government if such contract was procured using a full and open

905 competitive process;

906 7. Emergency purchases necessary to mitigate a situation

907 which threatens the safety of employees or passengers, the

908 operation of the airport, or loss of airport property;

909 8. Certain recurring, mandatory, day-to-day expenditures

910 such as utilities, government fees, and taxes;

911 9. Work performed by employees of the Authority;

912 10. Labor supplied by the federal, state, or local

913 government;

914 11. Contracts or establishment and compliance with rules

915 concerning labor and materials and other related matters in

916 connection with any project, or portion thereof, as the

917 Authority may deem desirable or as may be requested by the

918 federal or state government assisting in the financing of

919 Authority facilities;

920 12. Any situation in which the Authority has taken over by

921 transfer or assignment any contract authorized to be assigned to

922 it under the provisions relating to the transfer of existing

923 facilities to the Authority as provided by this act;

924 13. Any contract in connection with the construction of

925 Authority facilities which the Authority has had transferred to

926 it; and

927 14. Any contract or agreement between the Authority and
928 any engineers, architects, attorneys, agents, or other
929 professional services.

930 (c) Any contract subject to section 255.05, Florida
931 Statutes, as may be amended from time to time, in excess of
932 \$50,000 shall not be entered into for construction, improvement,
933 or repair of Authority facilities unless the contractor has
934 sufficient surety or sureties, approved by the Authority, and in
935 an amount fixed by the Authority, for the faithful performance
936 of the contract. Any such contract shall include provisions that
937 the person entering into the contract with the Authority will
938 pay for all materials furnished and services rendered for the
939 performance of the contract and may maintain an action to
940 recover for the same against the obligor in the undertaking, as
941 though such person was named therein, provided the action is
942 brought within 1 year after the time the cause of action
943 accrued. Nothing in this section shall be construed to limit the
944 power of the Authority to construct, repair, or improve
945 Authority facilities or any addition, betterment, or extension
946 thereto, directly by the officers, agents, and employees of the
947 Authority, or otherwise than by contract.

948 (2) The Authority may use, as an alternative, the
949 provisions of section 255.20, Florida Statutes, as may be
950 amended from time to time, to satisfy the competitive

951 procurement requirements of this section.

952 Section 12. Legal effects.—Any acquisition of property or
 953 rights therein for Authority facilities, or for airport
 954 protection privileges, including the conveyance and acceptance
 955 thereof, and any bonds issued and sold up to and including the
 956 effective date of this act are validated.

957 Section 13. Ad valorem tax.—When the Authority prepares
 958 its annual budget and finds it necessary to levy an ad valorem
 959 tax, it shall adopt a resolution determining the estimated
 960 amounts to be expended by the Authority in the ensuing fiscal
 961 year, exclusive of the proceeds of any bonds or other
 962 obligations of the Authority, for acquiring, establishing,
 963 constructing, enlarging, operating, and maintaining Authority
 964 facilities or for any other corporate purpose of the Authority,
 965 and request the Board to levy the tax, not to exceed 1.5 mills
 966 per annum, on all the taxable real and personal property in the
 967 County for the exclusive use of the Authority and for the
 968 purposes provided in this section. The Authority shall submit a
 969 certified copy of any such resolution to the Board at the same
 970 time it submits its annual budget to the Clerk. The Board has no
 971 right or authority to alter either the amount of the levy
 972 request or the use of its proceeds or to in any way alter the
 973 budget of the Authority. The Board shall authorize the levy
 974 requested. The tax collector of the County shall collect and
 975 promptly pay over to the Authority the proceeds of such tax.

976 Section 14. Prohibition on the use of the taxing power of
 977 the state.—The Authority has no power to pledge the taxing power
 978 of the state, or any political subdivision or agency thereof,
 979 nor shall any of the obligations issued by the Authority be
 980 deemed to be obligations of the state, or any political
 981 subdivision or agency thereof, secured by and payable from the
 982 ad valorem taxes thereof. The state, or any political
 983 subdivision or agency thereof, is not liable for the payment of
 984 principal of or interest on such obligations, except from the
 985 special funds provided for in this act.

986 Section 15. Covenant of the state.—The state pledges and
 987 agrees with the Federal Government and any person acquiring any
 988 bonds issued by the Authority for the construction, extension,
 989 improvement, or enlargement of Authority facilities that the
 990 state will not limit or alter the rights vested in the Authority
 991 until all bonds at any time issued, together with the interest
 992 thereon, are fully paid and discharged. The state further
 993 pledges and agrees with the Federal Government that if the
 994 Federal Government contributes any funds for the construction,
 995 extension, improvement, or enlargement of Authority facilities
 996 the state will not alter or limit the rights and powers of the
 997 Authority in any manner which would be inconsistent with the
 998 continued maintenance, operation, or the improvement of
 999 Authority facilities or which would be inconsistent with the due
 1000 performance of any agreements between the Authority and the

1001 Federal Government. The Authority shall continue to have and may
 1002 exercise all powers granted in this act, so long as the same are
 1003 necessary or desirable for the carrying out of the purposes of
 1004 this act and the purposes of the Federal Government in the
 1005 construction, improvement, maintenance, or enlargement of
 1006 Authority facilities.

1007 Section 16. Exemption from taxation.—Any property owned or
 1008 otherwise acquired by the Authority is exempt from taxation to
 1009 the same extent as other property used for public or
 1010 governmental purposes or functions. The effectuation of the
 1011 authorized purposes of the Authority shall and will be, in all
 1012 respects, for the benefit of the people of the state and the
 1013 County for the increase of their commerce and prosperity, and
 1014 for the improvement of their safety, security, welfare, health,
 1015 and living conditions and, since the Authority will be
 1016 performing essential governmental, municipal, or public purposes
 1017 or functions in effectuating such purposes, the Authority is not
 1018 required to pay any taxes or assessments of any kind or nature
 1019 whatsoever upon any property required or used by it for such
 1020 purposes, or any rates, fees, rentals, receipts, or incomes at
 1021 any time received by it, and the bonds issued by the Authority,
 1022 their transfer and the income therefrom, including any profits
 1023 made in the sale thereof, and any security instruments or
 1024 agreements securing the repayment thereof, are free from
 1025 taxation of any kind by the state or any political subdivision

1026 or taxing agency or instrumentality thereof.

1027 Section 17. Discrimination prohibited.—

1028 (1) (a) The Authority and its lessees, including successors
1029 in interest, shall not because of race, color, sex, religion,
1030 national origin, age, disability, or marital status of any
1031 individual refuse to hire, employ, bar, or discharge from
1032 employment such individual or otherwise discriminate against
1033 such individual with respect to compensation, hire, tenure,
1034 terms, conditions, or privileges of employment.

1035 (b) No person on the grounds of race, color, sex,
1036 religion, national origin, age, disability, or marital status
1037 shall be excluded from the participation in, denied the benefits
1038 of, or otherwise subjected to discrimination in the use of
1039 leased premises of the Authority.

1040 (c) In furnishing services or materials, or in the
1041 construction of any improvements, no person shall be excluded
1042 from participation in, denied the benefits of, or otherwise
1043 subjected to discrimination with respect thereto.

1044 (2) There is no right to apply to the court for relief on
1045 account of any order, requirement, decision, determination, or
1046 action of the Authority pursuant to this section unless there
1047 has been an appeal to the Authority.

1048 Section 18. Recodification.—Prior to October 1, 2032, and
1049 every 10 years thereafter, The Hillsborough County Legislative
1050 Delegation shall review this chapter, and all acts which amend

1051 or otherwise modify this chapter, for the purpose of determining
1052 whether there is a need for recodification of same. If it is
1053 determined that there is such a need, the legislative delegation
1054 may require the Authority to accomplish same, and to prepare or
1055 cause to be prepared such legislation as may be necessary for
1056 such purpose by preparing such legislation.

1057 Section 19. Grammatical usage.—The singular includes the
1058 plural and vice versa, and gender-specific language includes the
1059 other gender and neuter.

1060 Section 20. Severability.—The provisions of this act are
1061 severable, and if any of the provisions hereof shall be held to
1062 be unconstitutional or invalid, such determination shall not
1063 affect the constitutionality or validity of any of the remaining
1064 provisions of this act.

1065 Section 4. Chapters 2012-234 and 2014-250, Laws of
1066 Florida, are repealed. Such repeal does not affect the
1067 prosecution of any cause of action that accrued before the
1068 effective date of the repeal and does not affect rules,
1069 regulations, policies, actions, and decisions, contracts,
1070 agreements, obligations, and properties of the Authority
1071 existing prior to the effective date of this act. Nothing in
1072 this act is intended, nor shall any provision hereof be
1073 construed so as to repeal, abrogate, impair, or adversely affect
1074 the rights and remedies of the holders of any obligations of the
1075 Authority issued pursuant to the existing acts or any other

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1076 | applicable provision of law.

1077 | Section 5. This act shall take effect October 1, 2022.