

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; providing the ability to employ or contract with  
12          lobbyists; providing for electronic execution of  
13          instruments; authorizing the lease of equipment,  
14          support, and services; providing for imposition of  
15          certain fees; authorizing application for and the  
16          holding of trademarks and service marks, the  
17          solicitation of air carriers, and permitting receiving  
18          and providing sponsorships; providing ability to self-  
19          insure, enter into risk management programs, or  
20          purchase liability insurance; revising the list of  
21          governmental entities that the Authority can enter  
22          into interlocal agreements with and removing maximum  
23          duration on such interlocal agreements; providing  
24          requirements for award of contracts and when such  
25          requirements do not apply; providing for

26 recodification; repealing chapters 2012-234 and 2014-  
 27 250, Laws of Florida, relating to the Authority;  
 28 providing severability; providing an effective date.

30 Be It Enacted by the Legislature of the State of Florida:

31  
 32 Section 1. Pursuant to s. 189.019, Florida Statutes, this  
 33 act constitutes the codification of all special acts relating to  
 34 the Hillsborough County Aviation Authority. It is the intent of  
 35 the Legislature in enacting this law to provide a single,  
 36 comprehensive special act charter for the Authority, including  
 37 all current legislative authority granted to the Authority by  
 38 its several legislative enactments and any additional authority  
 39 granted by this act.

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 42 are codified, reenacted, amended, and repealed as provided in  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

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

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

48 Section 2. General provisions.—

49 (1) It is the intent of the Legislature that this act  
 50 supersede chapters 2012-234 and 2014-250, Laws of Florida,

51 relating to the Hillsborough County Aviation Authority, and is a  
52 codification, a compilation of previously existing legislation  
53 relating to the Authority.

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

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

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

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

74 (6) This act provides an additional, alternative, and  
75 complete method for the exercise of the powers granted and

76 authorized by this act and shall be regarded as supplemental to  
 77 powers conferred by other laws and shall not be regarded as a  
 78 derogation of any powers now existing.

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

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

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

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

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

98 (d) The policy of this state is to promote the development  
 99 of commerce and tourism to secure to the people of this state  
 100 the benefits of those activities conducted in the state.

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

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

114            (a) Securing a diversity of airport services.

115            (b) Avoiding wasteful duplication of such services.

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

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

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

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

125        Section 3. Definitions.—As used in this act, unless

126 otherwise specifically defined or unless another intention  
 127 clearly appears:

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

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

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

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

151 airport buildings or other airport facilities, easements, and  
 152 all appurtenant rights-of-way.

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

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

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

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

175 (9) "Board" means the Board of County Commissioners of

- 176 Hillsborough County.
- 177 (10) "Bond" means and embraces bonds, notes, certificates,  
 178 and other financial obligations issued by the Authority for financing  
 179 or refinancing purposes and, except where otherwise required by the  
 180 context, notes and other instruments executed to evidence obligations  
 181 of the Authority for the repayment of borrowed funds.
- 182 (11) "Clerk" means Clerk of the Court of Hillsborough  
 183 County.
- 184 (12) "County" means the County of Hillsborough.
- 185 (13) "Division" means the Florida Department of Business  
 186 and Professional Regulation, Division of Alcoholic Beverages and  
 187 Tobacco or any successor agency.
- 188 (14) "Federal" or "Federal Government" means the United  
 189 States government, the President of the United States, and any  
 190 department, corporation, commission, agency, or other  
 191 instrumentality thereof.
- 192 (15) "Governor" means the Governor of the State of  
 193 Florida.
- 194 (16) "Instrument" means a formal or legal document in  
 195 writing, including, but not limited to, a contract, deed, bond,  
 196 lease, or mortgage.
- 197 (17) "Members" means the governing body of the Authority,  
 198 and the term "member" means one of the individuals constituting  
 199 such governing body.
- 200 (18) "Municipality" means a municipality created pursuant

201 to general or special law authorized or recognized pursuant to  
 202 s. 2 or s. 6, Art. VIII of the State Constitution and located in  
 203 the County.

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

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

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

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

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

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

222 (25) "Rule" means each statement of general applicability  
 223 adopted by the members that implements, interprets, or  
 224 prescribes law or policy or describes the procedure or practice  
 225 requirements of the Authority and includes any form which

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

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

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

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

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

251 agreements, and other contracts.

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

253 Section 4. Creation; purpose.—

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

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

270 Section 5. Membership.—

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

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

288 (2) A majority of the members physically present  
 289 constitutes a quorum.

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

295 Section 6. Powers.—

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

297 (a) Elect officers as follows: one member as Chairperson,  
 298 one member as Vice Chairperson, one member as Secretary, one  
 299 member as Treasurer, and one member as Assistant  
 300 Secretary/Assistant Treasurer, each of whom shall hold office

301 until new elections are held. Elections shall be held for all  
302 officer positions whenever a new member is appointed to the  
303 board by the Governor or whenever an existing member is  
304 reappointed to the board by the Governor.

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

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

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

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

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

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

323 (2) The Authority has the power to and may:

324 (a) Rely on the provisions of this act, without reference  
325 to other laws, in exercising its powers.

326       (b) Establish and maintain such airports in, over, and  
 327 upon any public waters of this state within the limits of  
 328 jurisdiction of, or bordering on any municipality, any submerged  
 329 land under such public waters, and any artificial or reclaimed  
 330 land which, before the artificial making or reclamation thereof,  
 331 constituted a portion of the submerged land under such public  
 332 waters.

333       (c) Construct and maintain terminal buildings, landing  
 334 floats, causeways, roadways, runways, taxiways, bridges for  
 335 approach to or connecting with the airport, and land floats and  
 336 breakwaters for the protection of any such airport.

337       (d) Require the Treasurer and other officers or employees  
 338 of the Authority to execute an adequate surety bond, conditioned  
 339 upon the faithful performance of the duties of the office or  
 340 employment and in a penal sum fixed by the Authority.

341       (e) Employ, pay, and provide benefits, which may include a  
 342 bonus scheme, for personnel, including law enforcement officers  
 343 with full police powers and a Chief Executive Officer, or any  
 344 similar title given by the members, formerly known as the  
 345 Executive Director, who shall establish positions, duties, and a  
 346 pay plan, which may include a bonus scheme, for and promote,  
 347 discipline, and terminate personnel; be responsible for the day-  
 348 to-day administration, management, and operation of the  
 349 Authority in accordance with policy established by the members;  
 350 and perform other duties as may be authorized by the members.

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

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

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

367 (i) Create, appoint, and prescribe the duties of any  
368 committee.

369 (j) Sue and be sued.

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

371 (l) Publish advertisements.

372 (m) Waive advertisement when the Chief Executive Officer  
373 determines an emergency exists and purchases must be immediately  
374 made by the Authority.

375 (n) Negotiate and enter into contracts, agreements,

376 exclusive or limited agreements, and cooperation agreements of  
377 any kind necessary for the Authority to fulfill the purposes of  
378 this act.

379 (o) Include contract specifications ensuring the  
380 employment of persons whose protected group has been  
381 underutilized in the past.

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

401 making its determination, the Authority shall take evidence or  
402 make findings of fact and establish such policies it deems  
403 necessary. Nothing in this paragraph shall excuse the Authority  
404 from complying with applicable state or local requirements for  
405 competitive selection process or public hearings which may be  
406 required prior to awarding or entering into any contract or  
407 other agreement.

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

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

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

421 (t) Dispose of tangible personal property in accordance  
422 with chapter 274, Florida Statutes, as may be amended from time  
423 to time.

424 (u) Dispose of personal property, derelict or abandoned  
425 aircraft, and derelict or abandoned motor vehicles found on

426 airport premises in accordance with chapter 705, Florida  
 427 Statutes, as may be amended from time to time.

428 (v) Grant concessions.

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

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

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

442 (z) Acquire, own, construct, install, maintain, and  
 443 operate lands, interest in lands, and Authority facilities by  
 444 purchase, gift, devise, lease, or any other means, including by  
 445 eminent domain in accordance with chapters 73 and 74, Florida  
 446 Statutes, as may be amended from time to time. For the purposes  
 447 of making surveys and examinations relative to any condemnation  
 448 proceedings, or to investigate compliance with federal, state,  
 449 or local height zoning regulations, the Authority may lawfully  
 450 enter upon any land, doing no unnecessary damage. The Authority

451 may take possession of property to be acquired by condemnation  
 452 at any time after the filing of the petition describing the same  
 453 in condemnation proceedings as provided in general law. The  
 454 Authority is not precluded from abandoning the condemnation of  
 455 any such property in any case where possession has not been  
 456 taken.

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

463 (bb) Supplement and coordinate in design and operation air  
 464 navigation facilities with those established and operated by the  
 465 federal and state governments.

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

470 (dd) Relinquish jurisdiction, control, supervision, and  
 471 management over any airport or part of any airport which is  
 472 under its jurisdiction but which is owned by a municipality,  
 473 county, or other governmental agency, upon determining that any  
 474 such airport or part of any such airport is no longer required  
 475 for airport purposes; provided, however, that necessary

476 authorizations or approvals are received from federal agencies  
 477 regulating airports.

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

487 (ff) Incur expenses as provided in its annual budget and  
 488 any amended budget.

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

495 (hh) Accept federal, state, and any other public or  
 496 private moneys, grants, contributions, or loans for the  
 497 acquisition, construction, enlargement, improvement,  
 498 maintenance, equipment, or operation of Authority facilities, or  
 499 any other lawful purpose.

500 (ii) Fix, alter, revise, charge, establish, and collect

501 rates, fees, rentals, and other charges, such as, but not  
 502 limited to, customer facility charges and transportation  
 503 facility charges, for the services of Authority facilities at  
 504 reasonable and uniform rates.

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

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

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

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

516 (nn) Amend the budget after its adoption.

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

519 (pp) Designate one or more depositories which are  
 520 qualified as public depositories pursuant to section 280.04,  
 521 Florida Statutes, as may be amended from time to time, and  
 522 thereafter establish and open an account or accounts into which  
 523 revenues collected are to be deposited and from which  
 524 expenditures may be made.

525 (qq) Establish and deposit into and expend moneys from a

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

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

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

546 (tt) Secure the payment of bonds or any part thereof by  
547 pledging all or any part of its revenues and provide for the  
548 security of said bonds and the rights and remedies of the  
549 bondholders.

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

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

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

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

568 (yy) Receive sponsorships and provide sponsorships.

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

572 (aaa) Pending the preparation of definitive bonds, issue  
573 certificates or temporary bonds to the purchaser of bonds.

574 (bbb) Transact the business of the Authority and exercise  
575 all powers necessarily incidental to the exercise of the general

576 and special powers granted in this act and under any other law.

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

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

585 Section 7. Alcoholic beverage licenses.-

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

591 (a) Each such beverage license shall be issued upon the  
592 written or printed application for licenses to conduct such  
593 business, made to the Division stating the character of the  
594 business to be engaged in, the address of the building wherein  
595 the establishment sought to be licensed is or will be located,  
596 and the kind of license as defined in chapter 561, Florida  
597 Statutes, as may be amended from time to time, which the  
598 applicant desires. The application shall be in the name of the  
599 Authority or other governmental agency operating TPA or general  
600 aviation airports and when issued shall be issued in the name of

601 such applicant. The applicant shall pay to the Division the  
602 license fees for the kind of license that the applicant desires.

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

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

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

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

636 Section 8. County and municipal powers and  
637 responsibilities; private ownership transfers.-

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

646 (2) It is lawful for any municipality, and full power and  
647 authority is hereby conferred upon each municipality, to  
648 cooperate and share in the exercise of the powers and  
649 authorities conferred upon the Authority under the provisions of  
650 this act, when mutually agreed upon between any such

651 municipality and the Authority.

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

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

661 2. Granting and conveying to the Authority real or  
 662 personal property, of any kind or nature, or any interest  
 663 therein.

664 3. Covenanting in any such cooperation agreement made  
 665 pursuant to this section to pay all or any part of:

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

669 b. The principal of and interest on any revenue bonds of  
 670 the Authority.

671 c. The deposits required to be made into any reserve or  
 672 other funds established by the Authority, any indenture, deed of  
 673 trust, or other instrument securing said revenue bonds from any  
 674 available funds of the County or a municipality other than  
 675 moneys derived from ad valorem taxes.

676 (b) Any cooperation agreement may be made and entered into  
 677 containing details, terms, provisions, and conditions as may be  
 678 agreed upon.

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

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

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

693 (6)(a) Any municipality, the County, or any private owner  
 694 may, and each is authorized to, sell, lease, lend, grant, or  
 695 convey to the Authority any interest in real or personal  
 696 property which may be used by the Authority in the construction,  
 697 improvement, maintenance, leasing, or operation of Authority  
 698 facilities. Any municipality, the County, or any other owner is  
 699 additionally authorized to transfer, assign, and set over to the  
 700 Authority any contract or contracts which may have been awarded

701 by said municipality, the County, or said owner for the  
 702 construction of Authority facilities not begun or, if begun, not  
 703 completed.

704 (b) Any such action by the County or any municipality must  
 705 be approved by the governing body of the County or the  
 706 municipality expressed by resolution or ordinance.

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

711 Section 9. Bonds.—

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

722 (2) Except as otherwise provided by this act, security,  
 723 payment provisions, contracts, terms, and other attributes of  
 724 bonds issued by the Authority shall be specified by the  
 725 Authority by initial or amendatory resolution, trust agreement,

726 or other bond documentation.

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

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

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

745 (6) The pledge by the Authority of its revenues to the  
746 payment of its bonds by the terms of a resolution or through any  
747 deed of trust, indenture, or other agreement creates a valid and  
748 binding lien thereon and a prior perfected security interest  
749 therein from the time the pledge is made. Any revenues so  
750 pledged are immediately subject to a lien of such pledge without

751 any physical delivery thereof or further act, and the lien of  
752 any such pledge shall be valid and binding against all parties  
753 having claims of any kind against the Authority, irrespective of  
754 whether such parties have notice thereof. No resolution, deed of  
755 trust, indenture, or other agreement by which a pledge is  
756 created need be filed or recorded, except in the records of the  
757 Authority, and notice is not required to be given to any obligor  
758 of such revenues. No filings under the Florida Uniform  
759 Commercial Code are required in order to perfect any pledge  
760 granted.

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

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

772 Section 10. Bondholder rights and remedies.—

773 (1) Unless otherwise provided in any instrument pursuant  
774 to which such bonds were issued, the Authority may not do  
775 anything that will impair the security of the bondholders of the

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

801 been selected by the holders of bonds issued under that  
 802 instrument. If more than one trustee is designated, either by  
 803 two or more written instruments or pursuant to the provisions of  
 804 this paragraph, the group of bondholders owning the highest  
 805 percentage of bonds outstanding has the right to designate the  
 806 single trustee to serve in that capacity for purposes of this  
 807 act.

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

818 1. By mandamus or other suit, action, or proceeding at law  
 819 or in equity, enforce all rights of the bondholders, including  
 820 the right to require the Authority to fix, establish, maintain,  
 821 collect, and charge rates, fees, rentals, and other charges  
 822 adequate to carry out any agreement as to, or pledge of, the  
 823 revenues of the Authority, and to require the Authority to carry  
 824 out any other agreements with or for the benefit of the  
 825 bondholders, and to perform its and their duties under this act.

826        2. Bring suit upon the bonds.

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

830        4. By action or suit in equity, enjoin any acts or things  
 831 which may be unlawful or in violation of the rights of the  
 832 bondholders.

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

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

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

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

870 Section 11. Award of contracts.-

871 (1) (a) All Authority purchases of construction,  
872 improvements, repairs, equipment, supplies, materials, services,  
873 or work of any nature, where the entire cost or value exceeds  
874 \$100,000, shall be done only under contract or contracts  
875 approved and awarded by the Authority utilizing a competitive

876 selection process with a responsive, qualified, and responsible  
 877 bidder, respondent, or proposer, upon proper terms, after  
 878 advertisement or notice has been given asking for competitive  
 879 bids, responses, or proposals, provided that the Authority may  
 880 reject any and all bids, responses, or proposals.

881 (b) These requirements do not apply to:

882 1. Purchases made pursuant to the Consultants' Competitive  
 883 Negotiation Act;

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

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

892 4. Purchases of unique equipment, supplies, materials, or  
 893 services supporting law enforcement and aircraft rescue and  
 894 firefighting;

895 5. Purchases of unique equipment, supplies, materials or  
 896 services, including, but not limited to, subscriptions, dues,  
 897 memberships, sponsorships, trainings, advertisings, and  
 898 entertainers;

899 6. Purchases of equipment, supplies, materials, or  
 900 services through a contract issued by a federal, state, or local

901 government if such contract was procured using a full and open  
 902 competitive process;

903 7. Emergency purchases necessary to mitigate a situation  
 904 which threatens the safety of employees or passengers, the  
 905 operation of the airport, or loss of airport property;

906 8. Certain recurring, mandatory, day-to-day expenditures  
 907 such as utilities, government fees, and taxes;

908 9. Work performed by employees of the Authority;

909 10. Labor supplied by the federal, state, or local  
 910 government;

911 11. Contracts or establishment and compliance with rules  
 912 concerning labor and materials and other related matters in  
 913 connection with any project, or portion thereof, as the  
 914 Authority may deem desirable or as may be requested by the  
 915 federal or state government assisting in the financing of  
 916 Authority facilities;

917 12. Any situation in which the Authority has taken over by  
 918 transfer or assignment any contract authorized to be assigned to  
 919 it under the provisions relating to the transfer of existing  
 920 facilities to the Authority as provided by this act;

921 13. Any contract in connection with the construction of  
 922 Authority facilities which the Authority has had transferred to  
 923 it; and

924 14. Any contract or agreement between the Authority and  
 925 any engineers, architects, attorneys, agents, or other

926 professional services.

927 (c) Any contract subject to section 255.05, Florida  
928 Statutes, as may be amended from time to time, in excess of  
929 \$50,000 shall not be entered into for construction, improvement,  
930 or repair of Authority facilities unless the contractor has  
931 sufficient surety or sureties, approved by the Authority, and in  
932 an amount fixed by the Authority, for the faithful performance  
933 of the contract. Any such contract shall include provisions that  
934 the person entering into the contract with the Authority will  
935 pay for all materials furnished and services rendered for the  
936 performance of the contract and may maintain an action to  
937 recover for the same against the obligor in the undertaking, as  
938 though such person was named therein, provided the action is  
939 brought within 1 year after the time the cause of action  
940 accrued. Nothing in this section shall be construed to limit the  
941 power of the Authority to construct, repair, or improve  
942 Authority facilities or any addition, betterment, or extension  
943 thereto, directly by the officers, agents, and employees of the  
944 Authority, or otherwise than by contract.

945 (2) The Authority may use, as an alternative, the  
946 provisions of section 255.20, Florida Statutes, as may be  
947 amended from time to time, to satisfy the competitive  
948 procurement requirements of this section.

949 Section 12. Legal effects.—Any acquisition of property or  
950 rights therein for Authority facilities, or for airport

951 protection privileges, including the conveyance and acceptance  
952 thereof, and any bonds issued and sold up to and including the  
953 effective date of this act are validated.

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

973 Section 14. Prohibition on the use of the taxing power of  
974 the state.—The Authority has no power to pledge the taxing power  
975 of the state, or any political subdivision or agency thereof,

976 | nor shall any of the obligations issued by the Authority be  
 977 | deemed to be obligations of the state, or any political  
 978 | subdivision or agency thereof, secured by and payable from the  
 979 | ad valorem taxes thereof. The state, or any political  
 980 | subdivision or agency thereof, is not liable for the payment of  
 981 | principal of or interest on such obligations, except from the  
 982 | special funds provided for in this act.

983 |       Section 15. Covenant of the state.—The state pledges and  
 984 | agrees with the Federal Government and any person acquiring any  
 985 | bonds issued by the Authority for the construction, extension,  
 986 | improvement, or enlargement of Authority facilities that the  
 987 | state will not limit or alter the rights vested in the Authority  
 988 | until all bonds at any time issued, together with the interest  
 989 | thereon, are fully paid and discharged. The state further  
 990 | pledges and agrees with the Federal Government that if the  
 991 | Federal Government contributes any funds for the construction,  
 992 | extension, improvement, or enlargement of Authority facilities  
 993 | the state will not alter or limit the rights and powers of the  
 994 | Authority in any manner which would be inconsistent with the  
 995 | continued maintenance, operation, or the improvement of  
 996 | Authority facilities or which would be inconsistent with the due  
 997 | performance of any agreements between the Authority and the  
 998 | Federal Government. The Authority shall continue to have and may  
 999 | exercise all powers granted in this act, so long as the same are  
 1000 | necessary or desirable for the carrying out of the purposes of

1001 this act and the purposes of the Federal Government in the  
 1002 construction, improvement, maintenance, or enlargement of  
 1003 Authority facilities.

1004 Section 16. Exemption from taxation.—Any property owned or  
 1005 otherwise acquired by the Authority is exempt from taxation to  
 1006 the same extent as other property used for public or  
 1007 governmental purposes or functions. The effectuation of the  
 1008 authorized purposes of the Authority shall and will be, in all  
 1009 respects, for the benefit of the people of the state and the  
 1010 County for the increase of their commerce and prosperity, and  
 1011 for the improvement of their safety, security, welfare, health,  
 1012 and living conditions and, since the Authority will be  
 1013 performing essential governmental, municipal, or public purposes  
 1014 or functions in effectuating such purposes, the Authority is not  
 1015 required to pay any taxes or assessments of any kind or nature  
 1016 whatsoever upon any property required or used by it for such  
 1017 purposes, or any rates, fees, rentals, receipts, or incomes at  
 1018 any time received by it, and the bonds issued by the Authority,  
 1019 their transfer and the income therefrom, including any profits  
 1020 made in the sale thereof, and any security instruments or  
 1021 agreements securing the repayment thereof, are free from  
 1022 taxation of any kind by the state or any political subdivision  
 1023 or taxing agency or instrumentality thereof.

1024 Section 17. Discrimination prohibited.—

1025 (1) (a) The Authority and its lessees, including successors

1026 in interest, shall not because of race, color, sex, religion,  
1027 national origin, age, disability, or marital status of any  
1028 individual refuse to hire, employ, bar, or discharge from  
1029 employment such individual or otherwise discriminate against  
1030 such individual with respect to compensation, hire, tenure,  
1031 terms, conditions, or privileges of employment.

1032 (b) No person on the grounds of race, color, sex,  
1033 religion, national origin, age, disability, or marital status  
1034 shall be excluded from the participation in, denied the benefits  
1035 of, or otherwise subjected to discrimination in the use of  
1036 leased premises of the Authority.

1037 (c) In furnishing services or materials, or in the  
1038 construction of any improvements, no person shall be excluded  
1039 from participation in, denied the benefits of, or otherwise  
1040 subjected to discrimination with respect thereto.

1041 (2) There is no right to apply to the court for relief on  
1042 account of any order, requirement, decision, determination, or  
1043 action of the Authority pursuant to this section unless there  
1044 has been an appeal to the Authority.

1045 Section 18. Recodification.—Prior to October 1, 2032, and  
1046 every 10 years thereafter, The Hillsborough County Legislative  
1047 Delegation shall review this chapter, and all acts which amend  
1048 or otherwise modify this chapter, for the purpose of determining  
1049 whether there is a need for recodification of same. If it is  
1050 determined that there is such a need, the legislative delegation

1051 may require the Authority to accomplish same, and to prepare or  
1052 cause to be prepared such legislation as may be necessary for  
1053 such purpose by preparing such legislation.

1054 Section 19. Grammatical usage.—The singular includes the  
1055 plural and vice versa, and gender-specific language includes the  
1056 other gender and neuter.

1057 Section 20. Severability.—The provisions of this act are  
1058 severable, and if any of the provisions hereof shall be held to  
1059 be unconstitutional or invalid, such determination shall not  
1060 affect the constitutionality or validity of any of the remaining  
1061 provisions of this act.

1062 Section 4. Chapters 2012-234 and 2014-250, Laws of  
1063 Florida, are repealed. Such repeal does not affect the  
1064 prosecution of any cause of action that accrued before the  
1065 effective date of the repeal and does not affect rules,  
1066 regulations, policies, actions, and decisions, contracts,  
1067 agreements, obligations, and properties of the Authority  
1068 existing prior to the effective date of this act. Nothing in  
1069 this act is intended, nor shall any provision hereof be  
1070 construed so as to repeal, abrogate, impair, or adversely affect  
1071 the rights and remedies of the holders of any obligations of the  
1072 Authority issued pursuant to the existing acts or any other  
1073 applicable provision of law.

1074 Section 5. This act shall take effect October 1, 2022.