

CS/CS/HB 1093

2026

A bill to be entitled
An act relating to advanced air mobility; providing a short title; amending s. 255.065, F.S.; revising the definition of the term "qualifying project"; creating s. 330.412, F.S.; defining the term "vertiport"; providing sovereign immunity for certain vertiport operators; providing for future legislative review and repeal; amending s. 332.007, F.S.; revising the definition of the term "airport infrastructure"; authorizing the Department of Transportation to fund up to specified percentages of vertiport project costs; amending s. 332.15, F.S.; providing requirements for the department; creating s. 332.151, F.S.; defining the term "vertiport"; requiring the department to expeditiously approve certain vertiports; preempting the regulation of vertiport design, aeronautical operations, and aviation safety to this state; providing exceptions; preempting the regulation of electric aircraft charging stations and associated infrastructure to this state; prohibiting a local governmental entity from enacting or enforcing certain ordinances and regulations; providing requirements for local governmental entities; providing an effective date.

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

27

28 **Section 1.** This act may be cited as the "Advanced Air
29 Mobility Competitiveness and Infrastructure Act."

30 **Section 2. Paragraph (i) of subsection (1) of section**
31 **255.065, Florida Statutes, is amended to read:**

32 255.065 Public-private partnerships.—

33 (1) DEFINITIONS.—As used in this section, the term:

34 (i) "Qualifying project" means:

35 1. A facility or project that serves a public purpose,
36 including, but not limited to, any ferry or mass transit
37 facility, vehicle parking facility, airport or seaport facility,
38 rail facility or project, fuel supply facility, oil or gas
39 pipeline, medical or nursing care facility, recreational
40 facility, sporting or cultural facility, or educational facility
41 or other building or facility that is used or will be used by a
42 public educational institution, or any other public facility or
43 infrastructure that is used or will be used by the public at
44 large or in support of an accepted public purpose or activity;

45 2. An improvement, including equipment, of a building that
46 will be principally used by a public entity or the public at
47 large or that supports a service delivery system in the public
48 sector;

49 3. A water, wastewater, or surface water management
50 facility or other related infrastructure; ~~or~~

51 4. Notwithstanding any provision of this section, for
52 projects that involve a facility owned or operated by the
53 governing board of a county, district, or municipal hospital or
54 health care system, or projects that involve a facility owned or
55 operated by a municipal electric utility, only those projects
56 that the governing board designates as qualifying projects
57 pursuant to this section; or

58 5. Vertiports and charging systems.

59 **Section 3. Section 330.412, Florida Statutes, is created
60 to read:**

61 330.412 Limitation of liability for certain public
62 vertiport operators.—

63 (1) For purposes of this section, the term "vertiport" has
64 the same meaning as in s. 332.151(1).

65 (2) For vertiports that are colocated with a public
66 airport, the vertiport operator shall be considered an agency or
67 subdivision of this state for purposes of s. 768.28 and is
68 entitled to sovereign immunity to the same extent as a public
69 airport operator.

70 (3) This section expires July 1, 2036, unless reviewed and
71 saved from repeal through reenactment by the Legislature.

72 **Section 4. Paragraph (c) of subsection (2) of section
73 332.007, Florida Statutes, is amended, and paragraph (e) is
74 added to subsection (6) of that section, to read:**

75 332.007 Administration and financing of aviation and

76 airport programs and projects; state plan.—

77 (2)

78 (c) Each commercial service airport as defined in s.
79 332.0075 shall establish and maintain a comprehensive airport
80 infrastructure program to ensure the ongoing preservation of
81 airport infrastructure and facilities in safe and serviceable
82 condition. For purposes of this paragraph, the term "airport
83 infrastructure" means the facilities, systems, and structural
84 components of an airport necessary for the safe and efficient
85 movement of people and goods. The term includes vertiport pads,
86 safety zones, charging systems, grid upgrades, and resilience
87 energy systems. Beginning November 1, 2025, and annually
88 thereafter, each commercial service airport shall provide a
89 certification to the department, in a manner prescribed by the
90 department, that it has established and maintains a
91 comprehensive airport infrastructure program. The comprehensive
92 airport infrastructure program report, and related documents and
93 records, must be open to inspection by the department and
94 maintained by the airport for at least 5 years. The
95 comprehensive airport infrastructure program must, at a minimum,
96 include all of the following:

97 1. Identification of airport infrastructure subject to
98 inspection and the schedule for the completion of such
99 inspections, taking into consideration the age, type, intended
100 use, and criticality of the infrastructure to undisrupted

101 commercial or cargo operations.

102 2. A preventative maintenance program for routine
103 maintenance of airport infrastructure, for both commercial and
104 cargo operations.

105 3. A plan to complete any necessary repairs to, or
106 rehabilitation or reconstruction of, airport infrastructure,
107 including prioritization and anticipated timeframe for
108 completion of the work.

109 4. A progress report of inspections and their outcomes,
110 preventative maintenance, and previously identified repair to,
111 or rehabilitation or reconstruction of, airport infrastructure.
112 The progress report must include any changes in timeline for
113 completion, changes in cost estimates, and reasons any
114 inspection, preventative maintenance, or repair or
115 rehabilitation did not take place.

116 (6) Subject to the availability of appropriated funds, the
117 department may participate in the capital cost of eligible
118 public-use airport and aviation development projects in
119 accordance with the following rates, unless otherwise provided
120 in the General Appropriations Act or the substantive bill
121 implementing the General Appropriations Act:

122 (e) When federal funds are not available, the department
123 may fund up to 100 percent of the project costs of a public or
124 private vertiport. If federal funds are available, the
125 department may fund up to 80 percent of the nonfederal share of

126 such project costs.

127 **Section 5. Subsection (5) is added to section 332.15,**

128 **Florida Statutes, to read:**

129 332.15 Advanced air mobility.—The Department of
130 Transportation shall:

131 (5) Create a model vertiport siting code, establish
132 vertiport demonstration corridors, and adopt rules and
133 regulations for coordination among the department, the Federal
134 Aviation Administration, and local governmental entities with
135 respect to vertiports.

136 **Section 6. Section 332.151, Florida Statutes, is created**
137 **to read:**

138 332.151 Vertiport siting; preemption.—

139 (1) The term "vertiport" means an area of land, a body of
140 water, or a structure used or intended to be used for the
141 landing, takeoff, and surface maneuvering of vertical takeoff
142 and landing aircraft, including electric, hybrid, and hydrogen-
143 powered aircraft. The term includes associated buildings,
144 facilities, and infrastructure necessary for the safe and
145 efficient operation of such aircraft, including, but not limited
146 to, electric charging and fueling systems, battery thermal
147 management infrastructure, safety areas, and passenger
148 terminals.

149 (2) The Department of Transportation shall expeditiously
150 approve vertiports adopting the model vertiport siting code

151 created pursuant to s. 332.15(5).

152 (3) The regulation of vertiport design, aeronautical
153 operations, and aviation safety is preempted to this state to
154 ensure consistency with federal regulations. This subsection
155 does not apply to local land use and zoning authority, or to
156 reasonable noise compatibility ordinances, provided such local
157 regulations do not effectively prohibit the operation of
158 advanced air mobility aircraft authorized by the Federal
159 Aviation Administration.

160 (4) (a) The regulation of electric aircraft charging
161 stations and associated infrastructure is preempted to this
162 state.

163 (b) A local governmental entity may not enact or enforce
164 an ordinance or regulation related to the design, construction,
165 or installation of electric aircraft charging stations.

166 (c) Local governmental entities shall issue any required
167 building permits for electric aircraft charging stations based
168 solely upon compliance with the standards established by the
169 Department of Transportation under s. 332.15(5).

170 (d) If a local governmental entity does not approve or
171 deny a permit application for an electric aircraft charging
172 station within 15 business days after receipt of a complete
173 application, the application shall be deemed approved.

174 **Section 7.** This act shall take effect July 1, 2026.