

**By** Senator Harrell

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30 standards; providing that a permit application for an  
31 electric aircraft charging station shall be deemed  
32 approved under certain circumstances; providing an  
33 effective date.

34

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

36

37 Section 1. This act may be cited as the "Advanced Air  
38 Mobility Competitiveness and Infrastructure Act."

39 Section 2. Paragraph (ffff) is added to subsection (7) of  
40 section 212.08, Florida Statutes, to read:

41 212.08 Sales, rental, use, consumption, distribution, and  
42 storage tax; specified exemptions.—The sale at retail, the  
43 rental, the use, the consumption, the distribution, and the  
44 storage to be used or consumed in this state of the following  
45 are hereby specifically exempt from the tax imposed by this  
46 chapter.

47 (7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any  
48 entity by this chapter do not inure to any transaction that is  
49 otherwise taxable under this chapter when payment is made by a  
50 representative or employee of the entity by any means,  
51 including, but not limited to, cash, check, or credit card, even  
52 when that representative or employee is subsequently reimbursed  
53 by the entity. In addition, exemptions provided to any entity by  
54 this subsection do not inure to any transaction that is  
55 otherwise taxable under this chapter unless the entity has  
56 obtained a sales tax exemption certificate from the department  
57 or the entity obtains or provides other documentation as  
58 required by the department. Eligible purchases or leases made

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59 with such a certificate must be in strict compliance with this  
60 subsection and departmental rules, and any person who makes an  
61 exempt purchase with a certificate that is not in strict  
62 compliance with this subsection and the rules is liable for and  
63 shall pay the tax. The department may adopt rules to administer  
64 this subsection.

65 (ffff) Electric vertical takeoff and landing aircraft and  
66 related items.—The sale of the following is exempt from the tax  
67 imposed by this chapter:

68 1. Electric vertical takeoff and landing aircraft,  
69 batteries, and training devices placed into service for at least  
70 36 months.

71 2. Electricity used for electric vertical takeoff and  
72 landing aircraft training operations.

73 Section 3. Paragraph (i) of subsection (1) of section  
74 255.065, Florida Statutes, is amended to read:

75 255.065 Public-private partnerships.—

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

77 (i) “Qualifying project” means:

78 1. A facility or project that serves a public purpose,  
79 including, but not limited to, any ferry or mass transit  
80 facility, vehicle parking facility, airport or seaport facility,  
81 rail facility or project, fuel supply facility, oil or gas  
82 pipeline, medical or nursing care facility, recreational  
83 facility, sporting or cultural facility, or educational facility  
84 or other building or facility that is used or will be used by a  
85 public educational institution, or any other public facility or  
86 infrastructure that is used or will be used by the public at  
87 large or in support of an accepted public purpose or activity;

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88        2. An improvement, including equipment, of a building that  
89 will be principally used by a public entity or the public at  
90 large or that supports a service delivery system in the public  
91 sector;

92        3. A water, wastewater, or surface water management  
93 facility or other related infrastructure; ~~or~~

94        4. Notwithstanding any provision of this section, for  
95 projects that involve a facility owned or operated by the  
96 governing board of a county, district, or municipal hospital or  
97 health care system, or projects that involve a facility owned or  
98 operated by a municipal electric utility, only those projects  
99 that the governing board designates as qualifying projects  
100 pursuant to this section; or

101        5. Vertiports and charging systems.

102        Section 4. Section 330.412, Florida Statutes, is created to  
103 read:

104        330.412 Limitation of liability for certain public or  
105 private vertiport operators.—

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

108        (2) A vertiport operator is not liable for any personal  
109 injury, wrongful death, property damage, or other economic loss  
110 related to his or her acts or omissions in the performance of  
111 his or her services unless the act or omission constituted gross  
112 negligence or willful misconduct.

113        (3) The limitation of liability provided in subsection (2)  
114 applies only if the vertiport operator posts and maintains a  
115 clearly legible warning sign in a conspicuous location at the  
116 vertiport which notifies the public of the liability protections

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117       afforded under this section.

118       (4) The Department of Transportation shall adopt rules to  
119       implement this section.

120       Section 5. Paragraph (c) of subsection (2) of section  
121       332.007, Florida Statutes, is amended, and paragraph (e) is  
122       added to subsection (6) of that section, to read:

123       332.007 Administration and financing of aviation and  
124       airport programs and projects; state plan.—

125       (2)

126       (c) Each commercial service airport as defined in s.  
127       332.0075 shall establish and maintain a comprehensive airport  
128       infrastructure program to ensure the ongoing preservation of  
129       airport infrastructure and facilities in safe and serviceable  
130       condition. For purposes of this paragraph, the term "airport  
131       infrastructure" means the facilities, systems, and structural  
132       components of an airport necessary for the safe and efficient  
133       movement of people and goods. The term includes vertiport pads,  
134       safety zones, charging systems, grid upgrades, and resilience  
135       energy systems. Beginning November 1, 2025, and annually  
136       thereafter, each commercial service airport shall provide a  
137       certification to the department, in a manner prescribed by the  
138       department, that it has established and maintains a  
139       comprehensive airport infrastructure program. The comprehensive  
140       airport infrastructure program report, and related documents and  
141       records, must be open to inspection by the department and  
142       maintained by the airport for at least 5 years. The  
143       comprehensive airport infrastructure program must, at a minimum,  
144       include all of the following:

145       1. Identification of airport infrastructure subject to

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146       inspection and the schedule for the completion of such  
147       inspections, taking into consideration the age, type, intended  
148       use, and criticality of the infrastructure to undisrupted  
149       commercial or cargo operations.

150       2. A preventative maintenance program for routine  
151       maintenance of airport infrastructure, for both commercial and  
152       cargo operations.

153       3. A plan to complete any necessary repairs to, or  
154       rehabilitation or reconstruction of, airport infrastructure,  
155       including prioritization and anticipated timeframe for  
156       completion of the work.

157       4. A progress report of inspections and their outcomes,  
158       preventative maintenance, and previously identified repair to,  
159       or rehabilitation or reconstruction of, airport infrastructure.  
160       The progress report must include any changes in timeline for  
161       completion, changes in cost estimates, and reasons any  
162       inspection, preventative maintenance, or repair or  
163       rehabilitation did not take place.

164       (6) Subject to the availability of appropriated funds, the  
165       department may participate in the capital cost of eligible  
166       public-use airport and aviation development projects in  
167       accordance with the following rates, unless otherwise provided  
168       in the General Appropriations Act or the substantive bill  
169       implementing the General Appropriations Act:

170       (e) When federal funds are not available, the department  
171       may fund up to 100 percent of the project costs of a public or  
172       private vertiport. If federal funds are available, the  
173       department may fund up to 80 percent of the nonfederal share of  
174       such project costs.

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175       Section 6. Subsection (5) is added to section 332.15,  
176 Florida Statutes, to read:

177       332.15 Advanced air mobility.—The Department of  
178 Transportation shall:

179       (5) Create a model vertiport siting code, establish  
180 vertiport demonstration corridors, and adopt rules for  
181 coordination among the department, the Federal Aviation  
182 Administration, and local governmental entities with respect to  
183 vertiports.

184       Section 7. Section 332.151, Florida Statutes, is created to  
185 read:

186       332.151 Vertiport siting; preemption.—

187       (1) As used in this section, the term "vertiport" means an  
188 area of land, a body of water, or a structure used or intended  
189 to be used for the landing, takeoff, and surface maneuvering of  
190 vertical takeoff and landing aircraft, including electric,  
191 hybrid, and hydrogen-powered aircraft. The term includes  
192 associated buildings, facilities, and infrastructure necessary  
193 for the safe and efficient operation of such aircraft,  
194 including, but not limited to, electric charging and fueling  
195 systems, battery thermal management infrastructure, safety  
196 areas, and passenger terminals.

197       (2) The Department of Transportation shall expeditiously  
198 approve vertiports adopting the model vertiport siting code  
199 created pursuant to s. 332.15(5).

200       (3) The regulation of vertiport design, aeronautical  
201 operations, and aviation safety is preempted to the state to  
202 ensure consistency with federal regulations. This subsection  
203 does not apply to local land use and zoning authority or to

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204 reasonable noise compatibility ordinances, provided such local  
205 regulations do not effectively prohibit the operation of  
206 advanced air mobility aircraft authorized by the Federal  
207 Aviation Administration.

208 (4) (a) The regulation of electric aircraft charging  
209 stations and associated infrastructure is preempted to the  
210 state.

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

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

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

222 Section 8. This act shall take effect July 1, 2026.