

1 A bill to be entitled
2 An act relating to the state's aerospace industry;
3 redesignating the "Florida Space Authority" as "Space
4 Florida"; providing legislative intent; providing
5 definitions; revising and consolidating the roles,
6 purposes, responsibilities, assets, and duties of the
7 Florida Space Authority as those of Space Florida;
8 deleting authority to establish facilities and
9 complementary activities; providing additional powers and
10 duties of Space Florida; prohibiting Space Florida from
11 endorsing political candidates or making campaign
12 contributions; characterizing certain property as Space
13 Florida territory; providing additional powers and
14 responsibilities of Space Florida relating to the state's
15 aerospace industry; deleting authority to exercise eminent
16 domain powers; requiring Space Florida to create a
17 business plan and a marketing campaign; requiring Space
18 Florida to coordinate its activities with federal and
19 state agencies; replacing provisions providing for a board
20 of supervisors with provisions providing for a board of
21 directors of Space Florida; providing for designation and
22 appointment of members; providing for terms, removal of
23 members, and filling of vacancies; providing for board
24 meetings; specifying service without compensation;
25 providing for reimbursement of certain expenses; providing
26 financial disclosure requirements; revising powers and
27 duties of the board; creating ss. 331.3011 and 331.3051,
28 F.S.; amending ss. 331.301, 331.302, 331.303, 331.305,

29 | 331.306, 331.308, 331.309, 331.310, 331.3101, 331.311,
 30 | 331.312, 331.313, 331.315, 331.316, 331.317, 331.318,
 31 | 331.319, 331.320, 331.321, 331.322, 331.323, 331.324,
 32 | 331.325, 331.326, 331.327, 331.328, 331.329, 331.331,
 33 | 331.333, 331.334, 331.335, 331.336, 331.337, 331.338,
 34 | 331.339, 331.340, 331.343, 331.345, 331.346, 331.347,
 35 | 331.348, 331.349, 331.350, 331.351, 331.354, 331.355,
 36 | 331.360, and 331.369, F.S., to conform; amending ss.
 37 | 14.2015, 74.011, 196.012, 212.02, 288.063, 288.075,
 38 | 288.35, and 288.9415, F.S., to conform; amending s.
 39 | 212.08, F.S.; expanding the exemption from the sales and
 40 | use tax on certain machinery and equipment; amending s.
 41 | 212.20, F.S.; requiring dealers at certain business
 42 | locations to file returns with the Department of Revenue
 43 | disclosing certain sales tax information; specifying
 44 | return requirements; requiring the department to
 45 | distribute certain proceeds to Space Florida; requiring
 46 | expenditure of such proceeds for certain purposes;
 47 | creating s. 1004.86, F.S.; requiring the Department of
 48 | Education to establish the Florida Center for Mathematics
 49 | and Science Education Research at a public state
 50 | university; specifying requirements for the center;
 51 | repealing s. 331.314, F.S., relating to the exclusive
 52 | authority of the Florida Space Authority to regulate
 53 | spaceports; repealing s. 331.367, F.S., relating to the
 54 | Spaceport Management Council; repealing s. 331.368, F.S.,
 55 | relating to the Florida Space Research Institute;
 56 | repealing ss. 331.401, 331.403, 331.405, 331.407, 331.409,

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57 331.411, 331.415, 331.417, and 331.419, F.S., relating to
58 the Florida Aerospace Finance Corporation; providing that
59 the Florida Space Authority, the Florida Space Research
60 Institute, and the Florida Aerospace Finance Corporation
61 are dissolved on a specified date; providing that Space
62 Florida assumes the records, property, and unexpended
63 balances of appropriations, allocations, and other funds
64 from the dissolved entities; requiring the Governor, the
65 President of the Senate, and the Speaker of the House of
66 Representatives to appoint the board of directors of Space
67 Florida by a specified date; requiring the board of
68 directors of Space Florida to hold its first meeting by a
69 specified date; amending ss. 228.1224, 288.9015, 445.004,
70 and 1001.10, F.S.; requiring the Florida Commission on
71 Tourism, Enterprise Florida, Inc., Workforce Florida,
72 Inc., and the Commissioner of Education to enter into
73 memoranda of agreement with Space Florida; providing an
74 effective date.

75
76 Be It Enacted by the Legislature of the State of Florida:

77
78 Section 1. Section 331.301, Florida Statutes, is amended
79 to read:

80 331.301 Short title.--This act may be cited as the "Space
81 ~~Florida Space Authority~~ Act."

82 Section 2. Section 331.3011, Florida Statutes, is created
83 to read:

84 331.3011 Legislative findings and intent.--

85 (1) The Legislature finds and declares that the aerospace
86 industry of this state is integral to the state's long-term
87 success in diversifying its economy and building a knowledge-
88 based economy that is able to support the creation of high
89 value-added businesses and jobs. Further, under the direction
90 and leadership of a single, private-public board, this state has
91 the opportunity to strengthen its existing leadership in civil
92 and military aerospace activity and emerge as a leader in the
93 nation's new vision for space exploration and commercial
94 aerospace opportunities, including the integration of space,
95 aeronautics, and aviation technologies. As the leading location
96 for talent, research, advanced technologies and systems
97 development, launch, and other aerospace-based industry
98 activities, this state can position itself for sustainable
99 economic growth and prosperity.

100 (2) The Legislature finds that attaining this vision
101 requires a strong public and private commitment to a world class
102 aerospace and aeronautics industry. It is the intent of the
103 Legislature that Space Florida will encourage the public and
104 private sectors to work together to implement an aggressive
105 strategy that enhances the state's workforce, education, and
106 research capabilities, with emphasis on mathematics, science,
107 engineering, and related fields; will focus on the state's
108 economic development efforts in order to capture a larger share
109 of activity in aerospace research, technology, production, and
110 commercial operations, while maintaining the state's historical
111 leadership in space launch activities; and will preserve the
112 unique national role served by the Cape Canaveral Air Force

113 Station and Kennedy Space Center by reducing costs and improving
 114 the regulatory flexibility for commercial sector launches while
 115 pursuing the development of alternative sites for commercial
 116 horizontal launches.

117 (3) It is the intent of the Legislature that aerospace
 118 activities be highly visible and coordinated within this state.
 119 To that end, it is the intent of the Legislature that Space
 120 Florida provide a single point of contact for state aerospace-
 121 related activities with federal agencies, the military, state
 122 agencies, businesses, and the private sector.

123 Section 3. Section 331.302, Florida Statutes, is amended
 124 to read:

125 (Substantial rewording of section. See
 126 s. 331.302, F.S., for present text.)

127 331.302 Space Florida; creation; purpose.--

128 (1) There is established, formed, and created Space
 129 Florida, which is created and incorporated as a public
 130 corporation, body politic, and subdivision of the state to
 131 foster the growth and development of a sustainable and world-
 132 leading aerospace industry in this state. Space Florida shall
 133 promote aerospace business development by facilitating business
 134 financing, spaceport operations, research and development,
 135 workforce development, and innovative education programs. Space
 136 Florida has all the powers, rights, privileges, and authority as
 137 provided under the laws of this state.

138 (2) In carrying out its duties and responsibilities, Space
 139 Florida shall advise, coordinate, cooperate, and, when
 140 necessary, enter into memoranda of agreement with

141 municipalities, counties, regional authorities, state agencies
 142 and organizations, appropriate federal agencies and
 143 organizations, and other interested persons and groups.

144 (3) Space Florida may not endorse any candidate for any
 145 elected public office or contribute money to the campaign of any
 146 candidate for public office.

147 (4) Space Florida is not an agency as defined in ss.
 148 216.011 and 287.012.

149 Section 4. Section 331.303, Florida Statutes, is amended
 150 to read:

151 331.303 Definitions.--

152 (1) "Aerospace" means the industry that designs and
 153 manufactures aircraft related to space flight, rockets,
 154 missiles, spacecraft, satellites, space vehicles, space
 155 stations, space facilities or components thereof, and equipment,
 156 systems, facilities, simulators, programs, and related
 157 activities. "Authority" ~~means the Florida Space Authority~~
 158 ~~created by this act.~~

159 (2) "Board" or "board of directors ~~supervisors~~" means the
 160 governing body of Space Florida ~~the authority~~.

161 (3) "Bonds" means revenue bonds, assessment bonds, or
 162 other bonds or obligations issued by Space Florida ~~the authority~~
 163 for the purpose of raising financing for its projects.

164 (4) "Business client" means any person, other than a state
 165 official or state employee, who receives the services of, or is
 166 the subject of solicitation by, representatives of Space Florida
 167 ~~the authority~~ in connection with the performance of its
 168 statutory duties, including purchasers or prospective purchasers

169 of Space Florida ~~authority~~ services, persons or representatives
 170 of firms considering or being solicited for investment in Space
 171 Florida ~~authority~~ projects, persons or representatives of firms
 172 considering or being solicited for location, relocation, or
 173 expansion of an aerospace-related ~~a space-related~~ business
 174 within the state, and business, financial, or other persons
 175 connected with the aerospace ~~space~~ industry.

176 (5) "Complementary activity" means any aerospace ~~space~~
 177 business incubator, aerospace ~~space~~ tourism activity,
 178 educational involvement in an incubator, or space tourism and
 179 aerospace-related ~~space-related~~ research and development.

180 (6) "Conduit bond" means any bond of Space Florida that
 181 ~~the authority which~~ is a nonrecourse obligation of Space Florida
 182 ~~the authority~~ payable from the proceeds of the ~~such~~ bonds and
 183 related financing agreements.

184 (7) "Cost" means all costs, fees, charges, expenses, and
 185 amounts associated with the development of projects by Space
 186 Florida ~~the authority~~.

187 (8) "Entertainment expenses" means the actual, necessary,
 188 and reasonable costs of providing hospitality for business
 189 clients or guests, which costs are defined and prescribed by
 190 rules adopted by Space Florida ~~the authority~~, subject to
 191 approval by the Chief Financial Officer.

192 (9) "Federal aid" means any property, funding, or other
 193 financial assistance provided by the Federal Government to Space
 194 Florida ~~the authority~~ for its projects.

195 (10) "Financing agreement" means a lease, lease-purchase
 196 agreement, lease with option to purchase, sale or installment

197 sale agreement, whether title passes in whole or in part at any
 198 time before ~~prior to~~, at, or after completion of the project,
 199 loan agreement, or other agreement forming the basis for the
 200 financing under this act, including any agreements, guarantees,
 201 or security instruments forming part of or related to providing
 202 assurance of payment of the obligations under the ~~such~~ financing
 203 agreement.

204 (11) "Guest" means a person, other than a state official
 205 or state employee, authorized by the board or its designee to
 206 receive the hospitality of Space Florida ~~the authority~~ in
 207 connection with the performance of its statutory duties.

208 (12) "Landing area" means the geographical area designated
 209 by Space Florida ~~the authority~~ within the spaceport territory
 210 for or intended for the landing and surface maneuvering of any
 211 launch or other space vehicle.

212 (13) "Launch pad" means any launch pad, runway, airstrip,
 213 or similar facility ~~used by the spaceport or spaceport user~~ for
 214 launching ~~of~~ space vehicles.

215 (14) "Payload" means any property or cargo to be
 216 transported aboard any vehicle launched by or from the
 217 spaceport.

218 (15) "Person" means any individual, child, community
 219 college, college, university, firm, association, joint venture,
 220 partnership, estate, trust, business trust, syndicate,
 221 fiduciary, corporation, nation, government (federal, state, or
 222 local), agency (government or other), subdivision of the state,
 223 municipality, county, business entity, or any other group or
 224 combination.

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225 (16) "Project" means any development, improvement,
226 property, launch, utility, facility, system, works, road,
227 sidewalk, enterprise, service, or convenience, which may include
228 coordination with state partners or agencies ~~Enterprise Florida,~~
229 ~~Inc., the Board of Education, the Florida Aerospace Finance~~
230 ~~Corporation, and the Florida Space Research Institute;~~ any
231 rocket, capsule, module, launch facility, assembly facility,
232 operations or control facility, tracking facility,
233 administrative facility, or any other type of space-related
234 transportation vehicle, station, or facility; any type of
235 equipment or instrument to be used or useful in connection with
236 any of the foregoing; any type of intellectual property and
237 intellectual property protection in connection with any of the
238 foregoing including, without limitation, any patent, copyright,
239 trademark, and service mark for, among other things, computer
240 software; any water, wastewater, gas, or electric utility
241 system, plant, or distribution or collection system; any small
242 business incubator initiative, including any startup aerospace
243 company, and any aerospace business proposing to expand or
244 locate its business in this state, research and development
245 company, research and development facility, education and
246 workforce training facility, storage facility, and consulting
247 service; or any tourism initiative, including any space
248 experience attraction, microgravity flight program, aerospace
249 space-launch-related activity, and space museum sponsored or
250 promoted by Space Florida ~~the authority.~~

251 (17) "Range" means the geographical area designated by
252 Space Florida ~~the authority~~ or other appropriate body as the

253 area for the launching of rockets, missiles, launch vehicles,
 254 and other vehicles designed to reach high altitude.

255 (18) "Recovery" means the recovery of space vehicles and
 256 payloads which have been launched from or by a ~~the~~ spaceport.

257 (19) "Spaceport" means any area of land or water, or any
 258 manmade object or facility located therein, developed by Space
 259 Florida ~~the authority~~ under this act, which area is intended for
 260 public use or for the launching, takeoff, and landing of
 261 spacecraft and aircraft, and includes any appurtenant areas
 262 which are used or intended for public use, for spaceport
 263 buildings, or for other spaceport facilities, spaceport
 264 projects, or rights-of-way.

265 ~~(20) "Spaceport Florida" means the authority or its~~
 266 ~~facilities and projects.~~

267 (20) ~~(21)~~ "Spaceport launch facilities" means ~~shall be~~
 268 ~~defined as~~ industrial facilities as described in accordance with
 269 s. 380.0651(3)(c) and include any launch pad, launch control
 270 center, and fixed launch-support equipment.

271 (21) ~~(22)~~ "Spaceport system" means the programs,
 272 organizations, and infrastructure developed by Space Florida ~~the~~
 273 ~~authority~~ for the development of facilities or activities to
 274 enhance and provide commercial aerospace space-related
 275 development opportunities for business, education, workforce
 276 development, and government within the state.

277 (22) ~~(23)~~ "Spaceport territory" means the geographical area
 278 designated in s. 331.304 and as amended or changed in accordance
 279 with s. 331.329.

280 (23) ~~(24)~~ "Spaceport user" means any person who uses the

281 facilities or services of any spaceport; and, for the purposes
 282 of any exemptions or rights granted under this act, the said
 283 spaceport user shall be deemed a spaceport user only during the
 284 time period in which the ~~such~~ person has in effect a contract,
 285 memorandum of understanding, or agreement with the spaceport,
 286 and such rights and exemptions shall be granted with respect to
 287 transactions relating only to spaceport projects.

288 ~~(24)-(25)~~ "Travel expenses" means the actual, necessary,
 289 and reasonable costs of transportation, meals, lodging, and
 290 incidental expenses normally incurred by a traveler, which costs
 291 are defined and prescribed by rules adopted by Space Florida ~~the~~
 292 ~~authority~~, subject to approval by the Chief Financial Officer.

293 ~~(25)-(26)~~ "Spaceport discretionary capacity improvement
 294 projects" means capacity improvements that enhance space
 295 transportation capacity at spaceports that have had one or more
 296 orbital or suborbital flights during the previous calendar year
 297 or have an agreement in writing for installation of one or more
 298 regularly scheduled orbital or suborbital flights upon the
 299 commitment of funds for stipulated spaceport capital
 300 improvements.

301 Section 5. Section 331.305, Florida Statutes, is amended
 302 to read:

303 331.305 Powers of Space Florida ~~the authority~~.--Space
 304 Florida may ~~The authority shall have the power to:~~

305 (1) Exercise all powers granted to corporations under the
 306 Florida Business Corporation Act, chapter 607.

307 (2) Sue and be sued by its name in any court of law or in
 308 equity.

309 (3) Adopt and use a corporate seal and alter the same at
310 pleasure.

311 ~~(4) Review and make recommendations with respect to a
312 strategy to guide and facilitate the future of space related
313 educational and commercial development. The authority shall in
314 coordination with the Federal Government, private industry, and
315 Florida universities develop a business plan which shall address
316 the expansion of Spaceport Florida locations, space launch
317 capacity, spaceport projects, and complementary activities,
318 which shall include, but not be limited to, a detailed analysis
319 of:~~

320 ~~(a) The authority and the commercial space industry.~~

321 ~~(b) Products, services description potential,
322 technologies, skills.~~

323 ~~(c) Market research and evaluation customers,
324 competition, economics.~~

325 ~~(d) Marketing plan and strategy.~~

326 ~~(e) Design and development plan tasks, difficulties,
327 costs.~~

328 ~~(f) Manufacturing locations, facilities, and operations
329 plan.~~

330 ~~(g) Management organization roles and responsibilities.~~

331 ~~(h) Overall schedule (monthly).~~

332 ~~(i) Important risks, assumptions, and problems.~~

333 ~~(j) Community impact economic, human development,
334 community development.~~

335 ~~(k) Financial plan (monthly for first year; quarterly for
336 next 3 years).~~

337 ~~(1) Proposed authority offering financing,~~
 338 ~~capitalization, use of funds.~~

339 (4)~~(5)~~ Acquire property, real, personal, intangible,
 340 tangible, or mixed, within or without its territorial limits, in
 341 fee simple or any lesser interest or estate, by purchase, gift,
 342 devise, or lease, on such terms and conditions as the board may
 343 deem necessary or desirable, and sell or otherwise dispose of
 344 the same and of any of the assets and properties of Space
 345 Florida ~~the authority~~.

346 (5)~~(6)~~ Make and execute any and all contracts and other
 347 instruments necessary or convenient to the exercise of its
 348 powers, including financing agreements with persons or spaceport
 349 users to facilitate the financing, construction, leasing, or
 350 sale of any project.

351 (6)~~(7)~~ Whenever deemed necessary by the board, lease as
 352 lessor or lessee to or from any person, public or private, any
 353 facilities or property for the use of Space Florida ~~the~~
 354 ~~authority~~ and carry out any of the purposes of Space Florida ~~the~~
 355 ~~authority~~.

356 (7)~~(8)~~ Appoint, through its board of directors
 357 ~~supervisors~~, a president ~~an executive director~~.

358 (8)~~(9)~~ Own, acquire, construct, develop, create,
 359 reconstruct, equip, operate, maintain, extend, and improve
 360 launch pads, landing areas, ranges, payload assembly buildings,
 361 payload processing facilities, laboratories, aerospace ~~space~~
 362 business incubators, launch vehicles, payloads, space flight
 363 hardware, facilities and equipment for the construction of
 364 payloads, space flight hardware, rockets, and other launch

365 vehicles, and other spaceport facilities and other aerospace-
 366 related ~~space-related~~ systems, including educational, cultural,
 367 and parking facilities and space-related initiatives.

368 (9) Insure, coinsure, lend, and guarantee loans and to
 369 originate for sale direct aerospace-related loans, pursuant to
 370 criteria, bylaws, policies, and procedures adopted by the board.

371 (10) Capitalize, underwrite, and secure funding for
 372 aerospace infrastructure, satellites, launch vehicles, and any
 373 service that supports aerospace launches.

374 (11) Construct, lease, or sell aerospace infrastructure,
 375 satellites, launch vehicles, and any other related activities
 376 and services.

377 (12) Acquire, accept, or administer grants, contracts, and
 378 fees from other organizations to perform activities that are
 379 consistent with the purposes of this section.

380 ~~(10) Undertake a program of advertising to the public~~
 381 ~~promoting space related businesses or any spaceport projects of~~
 382 ~~the authority, and expend moneys and undertake such activities~~
 383 ~~to carry out such advertising and promotional program as the~~
 384 ~~board from time to time may determine.~~

385 (13)~~(11)~~ Own, acquire, construct, reconstruct, equip,
 386 operate, maintain, extend, or ~~and~~ improve transportation
 387 facilities appropriate to meet the transportation requirements
 388 of Space Florida ~~the authority~~ and activities conducted within
 389 the spaceport territory.

390 (14)~~(12)~~ Own, acquire, construct, reconstruct, equip,
 391 operate, maintain, extend, or ~~and~~ improve electric power plants,
 392 transmission lines and related facilities, gas mains and

393 facilities of any nature for the production or distribution of
 394 natural gas, transmission lines and related facilities and
 395 plants and facilities for the generation and transmission of
 396 power through traditional and new and experimental sources of
 397 power and energy; purchase electric power, natural gas, and
 398 other sources of power for distribution within any spaceport
 399 territory; develop and operate water and sewer systems and waste
 400 collection and disposal consistent with chapter 88-130, Laws of
 401 Florida; and develop and operate such new and experimental
 402 public utilities, including, but not limited to, centrally
 403 distributed heating and air-conditioning facilities and
 404 services, closed-circuit television systems, and computer
 405 services and facilities, as the board may from time to time
 406 determine. However, Space Florida may ~~the authority shall~~ not
 407 construct any system, work, project, or utility authorized to be
 408 constructed under this paragraph in the event that a system,
 409 work, project, or utility of a similar character is being
 410 actually operated by a municipality or private company in the
 411 municipality or territory adjacent thereto, unless such
 412 municipality or private company consents to such construction.

413 ~~(15)(13)~~ (15) Designate, set aside, and maintain lands and
 414 areas within or without the territorial limits of any spaceport
 415 territory as conservation areas or bird and wildlife
 416 sanctuaries; stock such areas with animal and plant life and
 417 stock water areas with fish and other aquatic life; adopt
 418 pursuant to ss. 120.536(1) and 120.54 ~~promulgate~~ and enforce
 419 rules ~~and regulations~~ with respect thereto and protect and
 420 preserve the natural beauty thereof; and do all acts necessary

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421 or desirable in order to qualify such lands and areas as
422 conservation areas and sanctuaries under any of the laws of the
423 state or under federal law.

424 (16)~~(14)~~ Establish a program for the control, abatement,
425 and elimination of mosquitoes and other noxious insects,
426 rodents, reptiles, and other pests throughout the spaceport
427 territory and undertake such works and construct such facilities
428 within or without the spaceport territory as may be determined
429 by the board to be needed to effectuate such program; abate and
430 suppress mosquitoes and other arthropods, whether disease-
431 bearing or pestiferous, within any spaceport territory when in
432 the judgment of the board such action is necessary or desirable
433 for the health and welfare of the inhabitants of or visitors to
434 any spaceport; and take any and all temporary or permanent
435 eliminative measures that the board may deem advisable. The
436 Legislature hereby finds and declares Space Florida ~~the~~
437 ~~authority~~ eligible to receive state funds, supplies, services,
438 and equipment available or that may in the future become
439 available to mosquito or pest control districts, the provisions
440 of s. 388.021 notwithstanding.

441 (17)~~(15)~~ Subject to the rules and regulations of the
442 appropriate water management district, own, acquire, construct,
443 reconstruct, equip, maintain, operate, extend, and improve water
444 and flood control facilities. The Legislature hereby finds and
445 declares Space Florida ~~the authority~~ eligible to receive moneys,
446 disbursements, and assistance from the state available to flood
447 control or water management districts and navigation districts
448 or agencies.

449 (18)~~(16)~~ Own, acquire, construct, reconstruct, equip,
 450 maintain, operate, extend, and improve public safety facilities
 451 for the spaceport, including security stations, security
 452 vehicles, fire stations, water mains and plugs, and fire trucks
 453 and other vehicles and equipment; hire employees, security
 454 officers, and firefighters; and undertake such works and
 455 construct such facilities determined by the board to be
 456 necessary or desirable to promote and ensure public safety
 457 within the spaceport territory.

458 (19)~~(17)~~ Hire, through its president ~~executive director~~, a
 459 safety officer with substantial experience in public safety
 460 procedures and programs for space vehicle launching and related
 461 hazardous operations. The safety officer shall monitor and
 462 report on the safety and hazards of ground-based space
 463 operations to the president ~~executive director~~.

464 ~~(18) Establish a personnel management system for hiring~~
 465 ~~employees and setting employee benefit packages. The personnel~~
 466 ~~of the authority shall not be considered to be within the state~~
 467 ~~employment system.~~

468 ~~(19) Establish procedures, rules, and rates governing per~~
 469 ~~diem and travel expenses of its employees, the members of the~~
 470 ~~board of supervisors, and other persons authorized by the board~~
 471 ~~to incur such expenses. Except as otherwise provided in s.~~
 472 ~~331.3101, such rules are subject to provisions of state law or~~
 473 ~~rules pertaining to per diem and travel expenses of public~~
 474 ~~officers, employees, or other persons authorized by an agency~~
 475 ~~head to incur such expenses.~~

476 (20) Examine, develop, and use ~~utilize~~ new concepts,

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477 designs, and ideas; own, acquire, construct, reconstruct, equip,
478 operate, maintain, extend, and improve experimental spaceport
479 facilities and services; and otherwise undertake, sponsor,
480 finance, and maintain such research activities, experimentation,
481 and development as the board may from time to time determine, in
482 connection with any of the projects that Space Florida ~~the~~
483 ~~authority~~ is authorized to undertake pursuant to the powers and
484 authority vested in it by this act, and in order to promote the
485 development and utilization of new concepts, designs, and ideas
486 in the fields of space exploration, commercialization of the
487 space industry, and spaceport facilities.

488 (21) Issue revenue bonds, assessment bonds, or any other
489 bonds or obligations authorized by the provisions of this act or
490 any other law, or any combination of the foregoing, and pay all
491 or part of the cost of the acquisition, construction,
492 reconstruction, extension, repair, improvement, or maintenance
493 of any project or combination of projects, including payloads
494 and space flight hardware, and equipment for research,
495 development, and educational activities, to provide for any
496 facility, service, or other activity of Space Florida ~~the~~
497 ~~authority~~, and provide for the retirement or refunding of any
498 bonds or obligations of Space Florida ~~the authority~~, or for any
499 combination of the foregoing purposes. Space Florida ~~The~~
500 ~~authority~~ must provide 14 days' notice to the presiding officers
501 and appropriations chairs of both houses of the Legislature
502 prior to presenting a bond proposal to the Governor and Cabinet.
503 If either presiding officer or appropriations chair objects to
504 the bonding proposal within the 14-day-notice period, the bond

505 issuance may be approved only by a vote of two-thirds of the
 506 members of the Governor and Cabinet.

507 (22) Make expenditures for entertainment and travel
 508 expenses and business clients, guests, and other authorized
 509 persons as provided in this act.

510 (23) In connection with any financing agreement, fix and
 511 collect fees, loan payments, rental payments, and other charges
 512 for the use of any project in such amount as to provide
 513 sufficient moneys to pay the principal of and interest on bonds
 514 as the same shall become due and payable, if so provided in the
 515 bond resolution or trust agreement, and to create reserves for
 516 such purposes. The fees, rents, payments, and charges and all
 517 other revenues and proceeds derived from the project in
 518 connection with which the bonds of any issue shall have been
 519 issued, except such part thereof as may be necessary for such
 520 reserves or any expenditures as may be provided in the
 521 resolution authorizing the issuance of the bonds or in the trust
 522 agreement securing the same, shall be set aside, at the time as
 523 may be specified in the resolution or trust agreement, in a
 524 sinking fund which may be pledged to and charged with the
 525 payment of the principal of and the interest on such bonds as
 526 the same shall become due and the redemption price or the
 527 purchase price of bonds retired by call or purchase as therein
 528 provided. Such pledge is ~~shall be~~ valid and binding from the
 529 time the pledge is made. The fees, rents, charges, and other
 530 revenues and moneys so pledged and thereafter received by or on
 531 behalf of Space Florida ~~the authority~~ shall immediately be
 532 subject to the lien of any such pledge without any physical

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533 delivery thereof or further act, and the lien of any such pledge
534 is ~~shall be~~ valid and binding as against all parties having
535 claims of any kind in tort, contract, or otherwise against Space
536 Florida ~~the authority~~, irrespective of whether such parties have
537 notice thereof. Neither the resolution nor any trust agreement
538 by which a pledge is created need be filed or recorded, except
539 in the records of Space Florida ~~the authority~~. The use and
540 disposition of money to the credit of the sinking fund shall be
541 subject to the provisions of the resolution authorizing the
542 issuance of such bonds or the provisions of such trust
543 agreement.

544 ~~(24) Exercise the right and power of eminent domain in~~
545 ~~spaceport territory as defined in s. 331.304. In exercising such~~
546 ~~power, the authority shall comply with the procedures and~~
547 ~~requirements of chapters 73 and 74.~~

548 Section 6. Section 331.3051, Florida Statutes, is created
549 to read:

550 331.3051 Duties of Space Florida.--Space Florida shall:

551 (1) Create a business plan to foster the growth and
552 development of the aerospace industry. The business plan must
553 address business development; finance; spaceport operations;
554 research and development; workforce development; and education.
555 The business plan must be completed by March 1, 2007, and be
556 revised when determined as necessary by the board.

557 (2) Enter into memoranda of agreement with the Department
558 of Education, the Department of Transportation, Enterprise
559 Florida, Inc., the Florida Tourism Commission and its direct-
560 support organization, and Workforce Florida, Inc., for the

561 purpose of implementing this act.

562 (3) In cooperation with Enterprise Florida, Inc., develop
563 a plan to retain, expand, attract, and create aerospace industry
564 entities, public or private, which results in the creation of
565 high-value-added businesses and jobs in this state.

566 (4) Create a marketing campaign to help attract, develop,
567 and retain aerospace businesses, aerospace research and
568 technology, and other related activities in this state. The
569 campaign must be coordinated with any existing economic-
570 development-promotion efforts in this state and may use private
571 resources. Marketing strategies may include developing
572 promotional materials, Internet and print advertising, public
573 relations and media placement, trade show attendance, and other
574 activities.

575 (5) Develop, in conjunction with Enterprise Florida, Inc.,
576 and the Florida Commission on Tourism and its direct-support
577 organization, a public advertising program promoting aerospace-
578 related activities, businesses, or any Space Florida projects.

579 (6) In cooperation with Enterprise Florida, Inc., develop
580 a plan to finance aerospace businesses. The plan may include the
581 following activities:

582 (a) Assembling, publishing, and disseminating information
583 concerning financing opportunities and techniques for aerospace
584 projects, programs, and activities; sources of public and
585 private aerospace financing assistance; and sources of
586 aerospace-related financing.

587 (b) Organizing, hosting, and participating in seminars and
588 other forums designed to disseminate information and technical

589 assistance regarding aerospace-related financing.

590 (c) Coordinating with programs and goals of the Department
591 of Defense, the National Aeronautics and Space Administration,
592 the Export-Import Bank, the International Trade Administration
593 of the United States Department of Commerce, the Foreign Credit
594 Insurance Association, and other private and public programs and
595 organizations, domestic and foreign.

596 (d) Establishing a network of contacts among those
597 domestic and foreign public and private organizations that
598 provide information, technical assistance, and financial support
599 to the aerospace industry.

600 (7) In carrying out its responsibilities for spaceport
601 operations:

602 (a) Seek federal support to renew and upgrade the
603 infrastructure and technologies at the Cape Canaveral Air Force
604 Station, the Kennedy Space Center, and the Eastern Range that
605 will enhance space and military programs of the Federal
606 Government, and improve access for commercial launch activities.

607 (b) Support federal efforts to clarify roles and
608 responsibilities of federal agencies, and eliminate duplicative
609 federal rules and policies, in an effort to streamline access
610 for commercial launch users.

611 (c) Pursue the development of additional commercial
612 spaceports in the state through a competitive request for
613 proposals in partnership with counties or municipalities, the
614 Federal Government, or private entities.

615 (d) Promote and facilitate launch activity within the
616 state by supporting and assisting commercial launch operators in

617 completing and submitting required documentation and gaining
618 approvals and authorization from the required federal agencies
619 for launching from Florida.

620 (e) Consult, as necessary, with the appropriate federal,
621 state, and local authorities, including the National Aeronautics
622 and Space Administration, the Federal Aviation Administration,
623 the Department of Defense, the Department of Transportation, the
624 Florida National Guard, and industry on all aspects of
625 establishing and operating spaceport infrastructure and related
626 facilities within the state.

627 (8) In carrying out its responsibility for research and
628 development:

629 (a) Manage the contract for the operators of the state's
630 Space Life Sciences Laboratory.

631 (b) Work in collaboration with one or more universities
632 and other public or private entities to develop a proposal for a
633 Center of Excellence for Aerospace that will foster and promote
634 the research necessary to develop commercially promising,
635 advanced, and innovative science and technology and will
636 transfer those discoveries to the commercial sector.

637 (9) In carrying out its responsibility for workforce
638 development, coordinate with Workforce Florida, Inc., community
639 colleges, colleges, universities, and other public and private
640 partners to develop a plan to retain and retrain workers, from
641 entry-level skills training through to technician-level, and 4-
642 year degrees and higher, with the skills most relevant to space
643 and aeronautics employers, and further enhance the Florida
644 Aviation/Aerospace Banner Center to ensure that graduates from

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645 the institution meet the needs of the space and aeronautics
646 industry.

647 (10) In carrying out its responsibility for creating
648 innovative education programs, fund programs developed in
649 conjunction with the Department of Education, targeting grades
650 K-20 in an effort to promote mathematics and science education
651 programs, which may include the Florida-NASA Matching Grant
652 Program, aerospace-focused education programs for teachers,
653 education-oriented microgravity flight programs for teachers and
654 students, and Internet-based aerospace education. Funds for
655 these programs shall include tax revenues distributed to Space
656 Florida under s. 212.20(6)(d) and may also include private-
657 sector support or in-kind contributions. In its annual report,
658 Space Florida shall include, at a minimum, a description of
659 programs funded, the number of students served, and private-
660 sector support.

661 Section 7. Section 331.306, Florida Statutes, is amended
662 to read:

663 331.306 Federal airspace notification.--In coordination
664 with the Florida Department of Transportation, Space Florida ~~the~~
665 ~~authority~~ shall develop and file the federal airspace
666 notification required for priority airspace use.

667 Section 8. Section 331.308, Florida Statutes, is amended
668 to read:

669 331.308 Board of directors ~~supervisors~~.--

670 (1) Space Florida shall be governed by a board of
671 directors. Designees of appointed members do not have voting
672 authority. The board of directors shall consist of the following

673 members:

674 (a) The Governor or the Governor's designee.

675 (b) The Secretary of Transportation or the secretary's
676 designee.

677 (c) The president of Workforce Florida, Inc., or the
678 president's designee.

679 (d) The president of Enterprise Florida, Inc., or the
680 president's designee.

681 (e) The president of the Florida Tourism Commission's
682 direct-support organization or the president's designee.

683 (f) The Commissioner of Education or the commissioner's
684 designee.

685 (g) Seven members from the private sector appointed by the
686 Governor. In making these appointments, the Governor shall
687 ensure that the composition of the board reflects the diversity
688 of the aerospace industry community of this state and, to the
689 greatest degree possible, that the composition of the board
690 includes, but is not limited to, individuals representing the
691 industries of business, finance, marketing, space, aerospace,
692 aviation, defense, research and development, and education. The
693 Governor shall also consider whether the current members of the
694 board, together with potential appointees, reflect the racial,
695 ethnic, and gender diversity, as well as the geographic
696 distribution, of the population of the state.

697 (h) Two ex officio, nonvoting members, one of whom shall
698 be a member of the Senate, selected by the President of the
699 Senate, and one of whom shall be a member of the House of
700 Representatives, selected by the Speaker of the House of

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701 Representatives.

702 (i) Six members from the private sector, three of whom
703 shall be appointed by the President of the Senate and three of
704 whom shall be appointed by the Speaker of the House of
705 Representatives.

706 (2) (a) Vacancies on the board shall be filled for the
707 unexpired term in the same manner as the original appointments
708 to the board.

709 (b) Each member of the board of directors shall serve for
710 a term of 4 years, except that the initial terms shall be
711 staggered.

712 1. The Governor shall appoint two members for a 1-year
713 term, two members for 2-year terms, and three members for 4-year
714 terms.

715 2. The President of the Senate and the Speaker of the
716 House of Representatives shall each appoint one member for a 1-
717 year term, one member for a 2-year term, and one member for a 4-
718 year term.

719 (c) Any member is eligible for reappointment.

720 (3) Appointed members may be removed by the Governor for
721 cause. Absence from three consecutive meetings without good
722 cause shall result in automatic removal.

723 (4) All regular members are subject to confirmation by the
724 Senate at the next regular session of the Legislature.

725 (5) The Governor shall serve as chair of the board of
726 directors. The board of directors shall biennially elect one of
727 its members as vice chair to serve in the absence of the
728 Governor and to perform such other duties as may be designated.

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729 The president shall keep a record of the proceedings of the
730 board of directors and shall be the custodian of all books,
731 documents, and papers filed with the board of directors, the
732 minutes of the board of directors, and the official seal of
733 Space Florida.

734 (6) The board of directors shall meet at least four times
735 each year, upon the call of the chair, at the request of the
736 vice chair, or at the request of a majority of the membership. A
737 majority of the total number of current voting directors shall
738 constitute a quorum. The board of directors may take official
739 action by a majority vote of the members present at any meeting
740 at which a quorum is present.

741 (7) Members of the board of directors shall serve without
742 compensation, but members, the president, and staff may be
743 reimbursed for all reasonable, necessary, and actual expenses,
744 as determined by the board of directors of Space Florida
745 pursuant to s. 112.061.

746 (8) Each member of the board of directors of Space Florida
747 who is not otherwise required to file financial disclosure
748 pursuant to s. 8, Art. II of the State Constitution or s.
749 112.3144, shall file disclosure of financial interests pursuant
750 to s. 112.3145. ~~There is created within the Florida Space~~
751 ~~Authority a board of supervisors consisting of eight regular~~
752 ~~members, who shall be appointed by the Governor, and two ex~~
753 ~~officio nonvoting members, one of whom shall be a state senator~~
754 ~~selected by the President of the Senate and one of whom shall be~~
755 ~~a state representative selected by the Speaker of the House of~~
756 ~~Representatives. The Lieutenant Governor, who is the state's~~

757 ~~space policy leader, shall serve as chair of the board of~~
758 ~~supervisors, and shall cast the deciding vote if the votes of~~
759 ~~the eight regular members result in a tie. The board shall elect~~
760 ~~a vice chair to preside in the absence of the Lieutenant~~
761 ~~Governor and to perform such other duties as may be designated.~~
762 ~~All regular members shall be subject to confirmation by the~~
763 ~~Senate at the next regular session of the Legislature. Existing~~
764 ~~board members are not prohibited from reappointment. Each of the~~
765 ~~regular board members must be a resident of the state and must~~
766 ~~have experience in the aerospace or commercial space industry or~~
767 ~~in finance or have other significant relevant experience. A~~
768 ~~private sector legal entity may not have more than one person~~
769 ~~serving on the board at any one time. One regular member shall~~
770 ~~represent organized labor interests, one regular member shall~~
771 ~~represent minority interests, and four regular members must~~
772 ~~represent space industry, at least one of whom must also be from~~
773 ~~a small business, as defined in s. 288.703. For the purpose of~~
774 ~~this section, "space industry" includes private sector entities~~
775 ~~engaged in space flight business, as defined in s. 212.031,~~
776 ~~research and technology development of space based products and~~
777 ~~services, space station commercialization, development of~~
778 ~~spaceport and range technology, remote sensing products and~~
779 ~~services, space biotechnology, measurement and calibration of~~
780 ~~space assets, space related software and information technology~~
781 ~~development, design and architecture of space based assets and~~
782 ~~facilities for manufacturing and other purposes, space related~~
783 ~~nanotechnology, space tourism, and other commercial enterprises~~
784 ~~utilizing uniquely space based capabilities.~~

785 ~~(2) Each regular member shall serve a term of 4 years or~~
 786 ~~until a successor is appointed and qualified. The term of each~~
 787 ~~such member shall be construed to commence on the date of~~
 788 ~~appointment and to terminate on June 30 of the year of the end~~
 789 ~~of the term. Appointment to the board shall not preclude any~~
 790 ~~such member from holding any other private or public position.~~

791 ~~(3) The ex officio nonvoting legislative members shall~~
 792 ~~serve on the board for 2 year terms.~~

793 ~~(4) Any vacancy on the board shall be filled for the~~
 794 ~~balance of the unexpired term.~~

795 ~~(5) The board shall appoint an executive director.~~
 796 ~~Meetings shall be held quarterly or more frequently at the call~~
 797 ~~of the chair. A majority of the regular members of the board~~
 798 ~~shall constitute a quorum, and a majority vote of such members~~
 799 ~~present is necessary for any action taken by the board.~~

800 ~~(6) The Governor has the authority to remove from the~~
 801 ~~board any regular member in the manner and for cause as defined~~
 802 ~~by the laws of this state and applicable to situations that may~~
 803 ~~arise before the board. Unless excused by the chair of the~~
 804 ~~board, a regular member's absence from two or more consecutive~~
 805 ~~board meetings creates a vacancy in the office to which the~~
 806 ~~member was appointed.~~

807 Section 9. Section 331.309, Florida Statutes, is amended
 808 to read:

809 331.309 Treasurer; depositories; fiscal agent.--

810 (1) The board shall designate an individual who is a
 811 resident of the state, or a qualified public depository as
 812 defined in s. 280.02, as treasurer of Space Florida the

813 ~~authority~~, who shall have charge of the funds of Space Florida
 814 ~~the authority~~. Such funds shall be disbursed only upon the order
 815 of or pursuant to the resolution of the board by warrant, check,
 816 authorization, or direct deposit pursuant to s. 215.85, signed
 817 or authorized by the treasurer or his or her representative or
 818 by such other persons as may be authorized by the board. The
 819 board may give the treasurer such other or additional powers and
 820 duties as the board may deem appropriate and shall establish the
 821 treasurer's compensation. The board may require the treasurer to
 822 give a bond in such amount, on such terms, and with such
 823 sureties as may be deemed satisfactory to the board to secure
 824 the performance by the treasurer of his or her powers and
 825 duties. The board shall audit or have audited the books of the
 826 treasurer at least once a year.

827 (2) The board is authorized to select as depositories in
 828 which the funds of the board and of Space Florida ~~the authority~~
 829 shall be deposited any qualified public depository as defined in
 830 s. 280.02, upon such terms and conditions as to the payment of
 831 interest by such depository upon the funds so deposited as the
 832 board may deem just and reasonable. ~~Funds of the authority may~~
 833 ~~also be deposited with the Florida Commercial Space Financing~~
 834 ~~Corporation created by s. 331.407.~~ The funds of Space Florida
 835 ~~the authority~~ may be kept in or removed from the State Treasury
 836 upon written notification from the chair of the board to the
 837 Chief Financial Officer.

838 (3) The board may employ a fiscal agent, who shall be
 839 either a resident of the state or a corporation organized under
 840 the laws of this or any other state and authorized by such laws

841 to act as such fiscal agent in the state.

842 Section 10. Section 331.310, Florida Statutes, is amended
843 to read:

844 331.310 Powers and duties of the board of directors
845 ~~supervisors. --Except as otherwise provided in this act, all of~~
846 ~~the powers and duties of the authority shall be exercised by and~~
847 ~~through the board of supervisors, including the power and duty~~
848 ~~to:~~

849 (1) The board may: ~~Adopt bylaws, rules, resolutions, and~~
850 ~~orders prescribing the powers, duties, and functions of the~~
851 ~~officers of the authority, the conduct of the business of the~~
852 ~~authority, the maintenance of records, and the form of all~~
853 ~~documents and records of the authority. The board may adopt~~
854 ~~administrative rules and regulations with respect to any of the~~
855 ~~projects of the authority, with notice and public hearing.~~

856 ~~(2) Maintain an executive office and authority offices in~~
857 ~~close proximity to Kennedy Space Center.~~

858 (a)(3) Enter, and authorize any agent or employee of Space
859 Florida ~~the authority~~ to enter, upon any lands, waters, and
860 premises, upon giving reasonable notice and due process to the
861 land owner, for the purposes of making surveys, soundings,
862 drillings, appraisals, and examinations necessary to perform its
863 duties and functions. Any such entry shall not be deemed a
864 trespass or an entry that would constitute a taking in an
865 eminent domain proceeding. Space Florida ~~The authority~~ shall
866 make reimbursement for any actual damages to such lands, waters,
867 and premises as a result of such activity.

868 (b)(4) Execute all contracts and other documents, adopt

869 all proceedings, and perform all acts determined by the board to
 870 be necessary or desirable to carry out the purposes of this act.
 871 The board may authorize one or more members of the board to
 872 execute contracts and other documents on behalf of the board or
 873 Space Florida ~~the authority~~.

874 (c) ~~(5)~~ Establish and create such departments, committees,
 875 or other entities ~~agencies~~ as from time to time the board may
 876 deem necessary or desirable in the performance of any acts or
 877 other things necessary to the exercise of the powers provided in
 878 this act, and delegate to such departments, boards, or other
 879 agencies such administrative duties and other powers as the
 880 board may deem necessary or desirable.

881 ~~(6) Appoint a person to act as executive director of the~~
 882 ~~authority, having such official title, functions, duties,~~
 883 ~~powers, and salary as the board may prescribe.~~

884 (d) ~~(7)~~ Examine, and authorize any officer or agent of
 885 Space Florida ~~the authority~~ to examine, the county tax rolls
 886 with respect to the assessed valuation of the real and personal
 887 property within any spaceport territory.

888 (e) ~~(8)~~ Engage in the planning and implementation of space-
 889 related economic and educational development within the state.

890 (f) Provide the strategic direction for the aerospace-
 891 related research priorities of the state and its aerospace-
 892 related businesses, the scope of research projects for Space
 893 Florida, and the timeframe for completion of the projects.

894 (g) ~~(9)~~ Execute intergovernmental agreements and
 895 development agreements consistent with prevailing statutory
 896 provisions, including, but not limited to, special benefits or

897 tax increment financing initiatives.

898 (h) ~~(10)~~ Establish reserve funds for future board
899 operations.

900 (i) ~~(11)~~ Adopt rules pursuant to chapter 120 to carry out
901 the purposes of this act.

902 (2) The board of directors shall:

903 (a) Adopt bylaws, rules, resolutions, and orders
904 prescribing the powers, duties, and functions of Space Florida
905 to conduct the business of Space Florida, the maintenance of
906 records, and the form of all documents and records of Space
907 Florida. The board may adopt rules with respect to any of the
908 projects of Space Florida with notice and a public hearing.

909 (b) Maintain a Space Florida office or offices in
910 locations that are strategically advantageous to creating or
911 expanding aerospace activities within the state.

912 (c) Appoint a person to act as the president of Space
913 Florida, having such official title, functions, duties, powers,
914 and salary as the board may prescribe.

915 (d) ~~(12)~~ Abide by all applicable federal labor laws in the
916 construction and day-to-day operations of Space Florida ~~the~~
917 ~~authority~~ and any spaceport. Further, the board shall establish,
918 by rule and regulation, pursuant to chapter 120, policies and
919 procedures for the construction and operation of Space Florida
920 ~~the authority~~ and any spaceport. The said policies and
921 procedures shall be such that when Space Florida ~~the authority~~
922 expends federal funds for construction or operation of any
923 spaceport project, Space Florida ~~the authority~~ will be subject
924 to the federal labor laws observed at the Kennedy Space Center

925 and Cape Canaveral Air Force Station, Florida, applicable as a
 926 result of such federal expenditures.

927 (e) ~~(13)~~ Prepare an annual report of operations. The said
 928 report shall include, but not be limited to, a balance sheet, an
 929 income statement, a statement of changes in financial position,
 930 a reconciliation of changes in equity accounts, a summary of
 931 significant accounting principles, the auditor's report, a
 932 summary of the status of existing and proposed bonding projects,
 933 comments from management about the year's business, and
 934 prospects for the next year, which shall be submitted each year
 935 by December 31 ~~November 30~~ to the Governor, the President of the
 936 Senate, the Speaker of the House of Representatives, the
 937 minority leader of the Senate, and the minority leader of the
 938 House of Representatives.

939 (f) Establish a personnel management system for hiring
 940 employees and establishing employee's benefit packages.
 941 Personnel of Space Florida are not state employees.

942 (g) Establish procedures, rules, and rates governing per
 943 diem and travel expenses of its employees, the members of the
 944 board of directors, and other persons authorized by the board to
 945 incur such expenses. Except as otherwise provided in s.
 946 331.3101, such rules are subject to the laws and rules
 947 pertaining to per diem and travel expenses of public officers,
 948 employees, or other persons authorized by an agency head to
 949 incur such expenses.

950 ~~(14) Change the name of the authority.~~

951 Section 11. Section 331.3101, Florida Statutes, is amended
 952 to read:

953 331.3101 Space Florida ~~Space Authority~~; travel and
 954 entertainment expenses.--

955 (1) Notwithstanding the provisions of s. 112.061, Space
 956 Florida ~~the authority~~ shall adopt rules by which it may make
 957 expenditures by advancement or reimbursement, or a combination
 958 thereof, to authority officers and employees; reimburse business
 959 clients, guests, and authorized persons as defined in s.
 960 112.061(2)(e); and make direct payments to third-party vendors:

961 (a) For travel expenses of such business clients, guests,
 962 and authorized persons incurred by Space Florida ~~the authority~~
 963 in connection with the performance of its statutory duties, and
 964 for travel expenses incurred by state officials and state
 965 employees while accompanying such business clients, guests, or
 966 authorized persons or when authorized by the board or its
 967 designee.

968 (b) For entertainment expenses of such guests, business
 969 clients, and authorized persons incurred by Space Florida ~~the~~
 970 ~~authority~~ in connection with the performance of its statutory
 971 duties, and for entertainment expenses incurred for authority
 972 officials and employees when such expenses are incurred while in
 973 the physical presence of such business clients, guests, or
 974 authorized persons.

975 (2) The rules shall be subject to approval by the Chief
 976 Financial Officer before adoption ~~prior to promulgation~~. The
 977 rules shall require the submission of paid receipts, or other
 978 proof prescribed by the Chief Financial Officer, with any claim
 979 for reimbursement, and shall require, as a condition for any
 980 advancement, an agreement to submit paid receipts or other proof

981 and to refund any unused portion of the advancement within 15
 982 days after the expense is incurred or, if the advancement is
 983 made in connection with travel, within 15 days after completion
 984 of the travel. However, with respect to an advancement made
 985 solely for travel expenses, the rules may allow paid receipts or
 986 other proof to be submitted, and any unused portion of the
 987 advancement to be refunded, within 30 days after completion of
 988 the travel.

989 (3) An annual report shall be made to the Legislature not
 990 later than December 31 ~~November 30~~ of each year for the previous
 991 fiscal year, which shall consist of a synopsis concisely
 992 summarizing all travel, entertainment, and incidental expenses
 993 incurred within the United States and, separately, all travel,
 994 entertainment, and incidental expenses incurred outside the
 995 United States.

996 (4) A ~~No~~ claim submitted under this section is not shall
 997 ~~be~~ required to be sworn to before a notary public or other
 998 officer authorized to administer oaths, but any claim authorized
 999 or required to be made under any provision of this section must
 1000 ~~shall~~ contain a statement that the expenses were actually
 1001 incurred as necessary travel or entertainment expenses in the
 1002 performance of official duties of Space Florida ~~the authority~~
 1003 and shall be verified by written declaration that it is true and
 1004 correct as to every material matter. Any person who willfully
 1005 makes and subscribes to any such claim which the person does not
 1006 believe to be true and correct as to every material matter or
 1007 who willfully aids or assists in, or procures, counsels, or
 1008 advises, the preparation or presentation of a claim pursuant to

1009 | this section, which claim is fraudulent or false as to any
 1010 | material matter, whether or not such falsity or fraud is with
 1011 | the knowledge or consent of the person authorized or required to
 1012 | present such claim, commits a misdemeanor of the second degree,
 1013 | punishable as provided in s. 775.082 or s. 775.083. Whoever
 1014 | receives an advancement or reimbursement by means of a false
 1015 | claim is civilly liable, in the amount of the overpayment, for
 1016 | the reimbursement of the public fund from which the claim was
 1017 | paid.

1018 | Section 12. Section 331.311, Florida Statutes, is amended
 1019 | to read:

1020 | 331.311 Exercise by authority of its powers within
 1021 | municipalities and other political subdivisions.--Space Florida
 1022 | may ~~The authority shall have the power to~~ exercise any of its
 1023 | rights, powers, privileges, and authority in any and all
 1024 | portions of any spaceport territory lying within the boundaries
 1025 | of any municipal corporation or other political subdivision,
 1026 | heretofore or hereafter created or organized, whose boundaries
 1027 | lie wholly or partly within the geographical limits of the
 1028 | spaceport territory, to the same extent and in the same manner
 1029 | as in areas of the spaceport territory not incorporated as part
 1030 | of a municipality or other political subdivision. With respect
 1031 | to any municipal corporation or other political subdivision
 1032 | whose boundaries lie partly within and partly without the
 1033 | geographical limits of the spaceport territory, Space Florida
 1034 | may ~~the authority shall have the power to~~ exercise its rights,
 1035 | powers, privileges, and authority only within the portion of the
 1036 | ~~such~~ municipal corporation or other political subdivision lying

1037 within the boundaries of the spaceport territory.

1038 Section 13. Section 331.312, Florida Statutes, is amended
 1039 to read:

1040 331.312 Furnishing facilities and services within the
 1041 spaceport territory.--Space Florida may ~~The authority shall have~~
 1042 ~~the power to~~ construct, develop, create, maintain, and operate
 1043 its projects within the geographical limits of the spaceport
 1044 territory, including any portions of the spaceport territory
 1045 located inside the boundaries of any incorporated municipality
 1046 or other political subdivision, and to offer, supply, and
 1047 furnish the facilities and services provided for in this act to,
 1048 and to establish and collect fees, rentals, and other charges
 1049 from, persons, public or private, within the geographical limits
 1050 of the spaceport territory and for the use of Space Florida ~~the~~
 1051 ~~authority~~ itself.

1052 Section 14. Section 331.313, Florida Statutes, is amended
 1053 to read:

1054 331.313 Power of Space Florida ~~the authority~~ with respect
 1055 to roads.--Within the territorial limits of any spaceport
 1056 territory, Space Florida may ~~the authority has the right to~~
 1057 acquire, through purchase or interagency agreement, or as
 1058 otherwise provided in law, and to construct, control, and
 1059 maintain, roads deemed necessary by Space Florida ~~the authority~~
 1060 and connections thereto and extensions thereof now or hereafter
 1061 acquired, constructed, or maintained in accordance with
 1062 established highway safety standards; provided that, in the
 1063 event a road being addressed by Space Florida ~~the authority~~ is
 1064 owned by another agency or jurisdiction, Space Florida ~~the~~

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1065 ~~authority, before~~ before ~~prior to~~ proceeding with the proposed project
 1066 or work activity, shall have either coordinated the desired work
 1067 with the owning agency or jurisdiction or shall have
 1068 successfully executed an interagency agreement with the owning
 1069 agency or jurisdiction.

1070 Section 15. Section 331.315, Florida Statutes, is amended
 1071 to read:

1072 331.315 Maintenance of projects across rights-of-
 1073 way.--Space Florida may ~~The authority shall have the right to~~
 1074 construct and operate its projects in, along, or under any
 1075 streets, alleys, highways, or other public places or ways, and
 1076 across any drain, ditch, canal, floodway, holding basin,
 1077 excavation, railroad right-of-way, track, grade, fill, or cut;
 1078 ~~provided,~~ however, Space Florida shall pay ~~that~~ just
 1079 compensation, including fees, ~~shall be paid by the authority~~ for
 1080 any damages arising from ~~or private property taken by~~ the
 1081 exercise of such power.

1082 Section 16. Section 331.316, Florida Statutes, is amended
 1083 to read:

1084 331.316 Rates, fees, rentals, tolls, fares, and charges;
 1085 procedure for adoption and modification; minimum revenue
 1086 requirements.--

1087 (1) To recover the costs of the spaceport facility or
 1088 system, Space Florida may ~~the authority shall have the power to~~
 1089 prescribe, fix, establish, and collect rates, fees, rentals,
 1090 tolls, fares, or other charges (hereinafter referred to as
 1091 "revenues"), and to revise the same from time to time, for the
 1092 facilities and services furnished or to be furnished by Space

1093 Florida ~~the authority~~ and the spaceport, including, but not
 1094 limited to, launch pads, ranges, payload assembly and processing
 1095 facilities, visitor and tourist facilities, transportation
 1096 facilities, and parking and other related facilities, and may
 1097 ~~shall have the power to~~ provide for reasonable penalties against
 1098 any user or property for any such rates, fees, rentals, tolls,
 1099 fares, or other charges that are delinquent.

1100 (2) The board may ~~shall have the power to~~ enter into
 1101 contracts for the use of the projects of Space Florida ~~the~~
 1102 ~~authority~~ and for the services and facilities furnished or to be
 1103 furnished by Space Florida ~~the authority~~, including, but not
 1104 limited to, launch services, payload assembly and processing,
 1105 and other aerospace-related ~~space-related~~ services, for such
 1106 consideration and on such other terms and conditions as the
 1107 board may approve. Such contracts, and revenues or service
 1108 charges received or to be received by Space Florida ~~the~~
 1109 ~~authority~~ thereunder, may be pledged as security for any of the
 1110 bonds of Space Florida ~~the authority~~.

1111 Section 17. Section 331.317, Florida Statutes, is amended
 1112 to read:

1113 331.317 Recovery of delinquent charges.--In the event that
 1114 any of the rates, fees, rentals, tolls, fares, other charges, or
 1115 delinquent penalties shall not be paid as and when due and shall
 1116 be in default for 30 days or more, the unpaid balance thereof
 1117 and all interest accrued thereon, together with attorney's fees
 1118 and costs, may be recovered by Space Florida ~~the authority~~ in a
 1119 civil action.

1120 Section 18. Section 331.318, Florida Statutes, is amended

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1121 to read:

1122 331.318 Discontinuance of service.--In the event that the
 1123 rates, fees, rentals, tolls, fares, or other charges for the
 1124 services and facilities of any project are not paid when due,
 1125 the board may ~~shall have the power to~~ discontinue and shut off
 1126 the same until such rates, fees, rentals, tolls, fares, or other
 1127 charges, including interest, penalties, and charges for the
 1128 shutting off and discontinuance and the restoration of such
 1129 services and facilities, are fully paid. Such delinquent rates,
 1130 fees, rentals, tolls, fares, or other charges, together with
 1131 interest, penalties, and charges for the shutting off and
 1132 discontinuance and the restoration of such services and
 1133 facilities, and reasonable attorney's fees and other expenses,
 1134 may be recovered by Space Florida ~~the authority~~ by suit in any
 1135 court of competent jurisdiction. Space Florida ~~The authority~~ may
 1136 also enforce payment of such delinquent rates, fees, rentals,
 1137 tolls, fares, or other charges by any other lawful method of
 1138 enforcement.

1139 Section 19. Section 331.319, Florida Statutes, is amended
 1140 to read:

1141 331.319 Comprehensive planning; building and safety
 1142 codes.--The board of directors may ~~supervisors shall have the~~
 1143 ~~power to~~:

1144 (1) Adopt, and from time to time review, amend,
 1145 supplement, or repeal, a comprehensive general plan for the
 1146 physical development of the area within the spaceport territory
 1147 in accordance with the objectives and purposes of this act and
 1148 consistent with the comprehensive plans of the applicable county

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1149 or counties and municipality or municipalities adopted pursuant
 1150 to the Local Government Comprehensive Planning and Land
 1151 Development Regulation Act, part II of chapter 163.

1152 (2) Prohibit within the spaceport territory the
 1153 construction, alteration, repair, removal, or demolition, or the
 1154 commencement of the construction, alteration, repair (except
 1155 emergency repairs), removal, or demolition, of any building or
 1156 structure, including, but not by way of limitation, public
 1157 utility poles, lines, pipes, and facilities, without first
 1158 obtaining a permit from the board or such other officer or
 1159 agency as the board may designate, and to prescribe the
 1160 procedure with respect to the obtaining of such permit.

1161 Section 20. Section 331.320, Florida Statutes, is amended
 1162 to read:

1163 331.320 Additional powers of board.--The board of
 1164 directors may ~~shall have the power~~ within any spaceport
 1165 territory ~~to~~:

1166 (1) Adopt regulations to prohibit or control the pollution
 1167 of air and water, and require certain location and placement of
 1168 electrical power, telephone, and other utility lines, cables,
 1169 pipes, and ducts.

1170 (2) Divide the spaceport territory into zones or districts
 1171 of such number, shape, and area as the board may deem best
 1172 suited to carry out the purposes of this act, and within and for
 1173 each such district make regulations and restrictions as provided
 1174 for in subsection (1).

1175 Section 21. Section 331.321, Florida Statutes, is amended
 1176 to read:

1177 331.321 Federal and other funds and aid.--Space Florida
 1178 may ~~The authority is authorized to~~ accept, receive, and receipt
 1179 for federal moneys, property, and other moneys or properties,
 1180 either public or private, for the acquisition, planning,
 1181 operation, construction, enlargement, improvement, maintenance,
 1182 equipment, or development of programs, facilities, and sites
 1183 therefor, and ~~to~~ comply with the provisions of the laws of the
 1184 United States and any rules and regulations made thereunder for
 1185 the expenditure of federal moneys.

1186 Section 22. Section 331.322, Florida Statutes, is amended
 1187 to read:

1188 331.322 Agreements with municipalities within any
 1189 spaceport territory.--The board of directors and the governing
 1190 body or bodies of any one or more municipalities located wholly
 1191 or partly within any spaceport territory, whether now in
 1192 existence or hereafter created, may ~~are authorized to~~ enter into
 1193 and carry into effect contracts and agreements relating to the
 1194 common powers, duties, and functions of the board and other
 1195 officers, agents, and employees of Space Florida ~~the authority~~,
 1196 and the respective governing body or bodies of one or more such
 1197 municipalities, and their respective officers, agents, and
 1198 employees, to the end that there may be effective cooperation
 1199 between and coordination of the efforts of such municipality or
 1200 municipalities and Space Florida ~~the authority~~ in discharging
 1201 their common functions, powers, and duties and in rendering
 1202 services to the respective residents and property owners of such
 1203 municipality or municipalities and Space Florida ~~the authority~~.
 1204 The board and the governing body or bodies of one or more such

1205 municipalities are further authorized to enter into and carry
 1206 into effect contracts and agreements for the performance of any
 1207 of their common functions, powers, and duties by a central
 1208 agency or common agent of the contracting parties.

1209 Section 23. Section 331.323, Florida Statutes, is amended
 1210 to read:

1211 331.323 Cooperative agreements with the state, counties,
 1212 and municipalities.--

1213 (1) The state and the counties, municipalities, and other
 1214 political subdivisions, public bodies, and agencies thereof, or
 1215 any of them, whether now existing or hereafter created, are
 1216 authorized to aid and cooperate with Space Florida ~~the authority~~
 1217 in carrying out any of the purposes and projects of Space
 1218 Florida ~~the authority~~, to enter into cooperative agreements with
 1219 Space Florida ~~the authority~~, to provide in any such cooperative
 1220 agreement for the making of loans, gifts, grants, or
 1221 contributions to Space Florida ~~the authority~~ and the granting
 1222 and conveyance to Space Florida ~~the authority~~ of real or
 1223 personal property of any kind or nature, or any interest
 1224 therein, for the carrying out of the purpose and projects of
 1225 Space Florida ~~the authority~~; to covenant in any such cooperative
 1226 agreement to pay all or any part of the costs of acquisition,
 1227 planning, development, construction, reconstruction, extension,
 1228 improvement, operation, and maintenance of any projects of Space
 1229 Florida ~~the authority~~; and to pay all or any part of the
 1230 principal and interest on any bonds of Space Florida ~~the~~
 1231 ~~authority~~.

1232 (2) The state and the counties, municipalities, and other

1233 political subdivisions, public bodies, and agencies thereof, or
 1234 any of them, whether now existing or hereafter created, and
 1235 Space Florida ~~the authority created by this act~~, are further
 1236 authorized to enter into cooperative agreements to provide for
 1237 the furnishing by Space Florida ~~the authority~~ to the state or
 1238 any county, municipality, or other political subdivision, public
 1239 body, or agency thereof of any of the facilities and services of
 1240 Space Florida ~~the authority~~, or by the state or any county,
 1241 municipality, or other political subdivision, public body, or
 1242 agency thereof to Space Florida ~~the authority~~ and to persons
 1243 within the spaceport territory of facilities and services of the
 1244 type that Space Florida ~~the authority~~ is authorized to furnish
 1245 or undertake, or such other facilities and services as may be
 1246 determined necessary or desirable by the board for the carrying
 1247 out of the purposes of this act. Without limitation of the
 1248 foregoing, such cooperative agreements may provide for the
 1249 furnishing by any county, municipality, or other political
 1250 subdivision of fire and police protection for Space Florida ~~the~~
 1251 ~~authority~~ and persons and property within Space Florida ~~the~~
 1252 ~~authority~~, and for the providing to Space Florida ~~the authority~~
 1253 of any services deemed necessary or desirable by the board for
 1254 the proper functioning of Space Florida ~~the authority~~.

1255 (3) Without limitation of the foregoing, the board may
 1256 undertake and finance any of the projects of Space Florida ~~the~~
 1257 ~~authority~~, in whole or in part, jointly with any municipality or
 1258 municipalities, now existing or hereafter created, or in any
 1259 other manner combine the projects of Space Florida ~~the authority~~
 1260 with the projects of such municipality or municipalities.

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1261 (4) Any agreement of the type authorized by this section
 1262 may be made and entered into under ~~pursuant to~~ this act for such
 1263 time or times, not exceeding 40 years.

1264 Section 24. Section 331.324, Florida Statutes, is amended
 1265 to read:

1266 331.324 Contracts, grants, and contributions.--Space
 1267 Florida may ~~The authority shall have the power to~~ make and enter
 1268 all contracts and agreements necessary or incidental to the
 1269 performance of the functions of Space Florida ~~the authority~~ and
 1270 the execution of its powers, and to contract with, and to accept
 1271 and receive grants or loans of money, material, or property
 1272 from, any person, private or public, as the board shall
 1273 determine to be necessary or desirable to carry out the purposes
 1274 of this act, and in connection with any such contract, grant, or
 1275 loan to stipulate and agree to such covenants, terms, and
 1276 conditions as the board shall deem appropriate.

1277 Section 25. Section 331.325, Florida Statutes, is amended
 1278 to read:

1279 331.325 Environmental permits.--Space Florida ~~The~~
 1280 ~~authority~~ shall obtain required environmental permits in
 1281 accordance with federal and state law and shall comply with the
 1282 provisions of chapter 380.

1283 Section 26. Section 331.326, Florida Statutes, is amended
 1284 to read:

1285 331.326 Information relating to trade secrets
 1286 confidential.--The records of Space Florida ~~the authority~~
 1287 regarding matters encompassed by this act are public records
 1288 subject to the provisions of chapter 119. Any information held

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1289 by Space Florida ~~the authority~~ which is a trade secret, as
 1290 defined in s. 812.081, including trade secrets of Space Florida
 1291 ~~the authority~~, any spaceport user, or the space industry
 1292 business, is confidential and exempt from the provisions of s.
 1293 119.07(1) and s. 24(a), Art. I of the State Constitution and may
 1294 not be disclosed. If Space Florida ~~the authority~~ determines that
 1295 any information requested by the public will reveal a trade
 1296 secret, it shall, in writing, inform the person making the
 1297 request of that determination. The determination is a final
 1298 order as defined in s. 120.52. Any meeting or portion of a
 1299 meeting of Space Florida's ~~the authority's~~ board of ~~supervisors~~
 1300 is exempt from the provisions of s. 286.011 and s. 24(b), Art. I
 1301 of the State Constitution when the board is discussing trade
 1302 secrets. Any public record generated during the closed portions
 1303 of the ~~such~~ meetings, such as minutes, tape recordings, and
 1304 notes, is confidential and exempt from the provisions of s.
 1305 119.07(1) and s. 24(a), Art. I of the State Constitution.

1306 Section 27. Section 331.327, Florida Statutes, is amended
 1307 to read:

1308 331.327 Foreign trade zone.--Space Florida may ~~The~~
 1309 ~~authority shall have the power to~~ apply to the Federal
 1310 Government for a grant allowing the designation of any spaceport
 1311 territory as a foreign trade zone pursuant to ss. 288.36 and
 1312 288.37. However, the designation of any spaceport territory as a
 1313 foreign trade zone does ~~shall not be deemed to~~ authorize an
 1314 exemption from any tax imposed by the state or by any political
 1315 subdivision, agency, or instrumentality thereof.

1316 Section 28. Section 331.328, Florida Statutes, is amended

1317 to read:

1318 331.328 Sovereign immunity.--Space Florida ~~The authority~~
 1319 shall be granted sovereign immunity in the same manner as the
 1320 state under the laws and Constitution of the State of Florida.
 1321 The state, by this section, hereby waives the sovereign immunity
 1322 granted to the same extent as waived by the state under state
 1323 law.

1324 Section 29. Section 331.329, Florida Statutes, is amended
 1325 to read:

1326 331.329 Changing boundary lines; annexation and exclusion
 1327 of lands; creation of municipalities within the geographical
 1328 limits of any spaceport territory; limitations on the furnishing
 1329 of services within annexed areas.--

1330 (1) The board of directors may at any time strike out or
 1331 correct the description of any land within or claimed to be
 1332 within the boundary lines of any spaceport territory upon the
 1333 written consent of the owners of all the land that would be
 1334 included or excluded from the boundary lines of any spaceport
 1335 territory or otherwise affected by the taking of such action,
 1336 and of the owners of not less than the majority in acreage of
 1337 all lands within any spaceport territory.

1338 (a) The board may enlarge the geographical limits of any
 1339 spaceport territory to include any lands not then within any
 1340 spaceport territory:

1341 1. Upon the written consent of the owners of all the land
 1342 to be included in any spaceport territory and of the owners of
 1343 not less than a majority in acreage of all the land then within
 1344 any spaceport territory; or

1345 2. By resolution of the board approved at a special
 1346 election called for such purpose, by vote of a majority of
 1347 freeholders residing within the area to be annexed and a
 1348 majority of freeholders residing within any spaceport territory.

1349 (b) The board of directors may contract the geographical
 1350 limits of any spaceport territory so as to exclude from any
 1351 spaceport territory any land then within any spaceport
 1352 territory:

1353 1. Upon the written consent of the owners of all the land
 1354 to be so excluded and of the owners of not less than a majority
 1355 in acreage of all the land then within any spaceport territory;
 1356 or

1357 2. By resolution of the board approved at a special
 1358 election called for such purpose, by vote of a majority of
 1359 freeholders residing within the area to be excluded and a
 1360 majority of the freeholders residing within any spaceport
 1361 territory.

1362 (2) Land, including property situated thereon, added to
 1363 any spaceport territory in the manner provided in subsection (1)
 1364 shall from the time of its inclusion within such spaceport
 1365 territory be subject to all assessments thereafter levied and
 1366 assessed on all other land or property of any spaceport
 1367 territory similarly situated. Land, including property situated
 1368 thereon, excluded from any spaceport territory in the manner
 1369 provided in subsection (1) shall from the date of such exclusion
 1370 be exempt from assessments thereafter imposed by Space Florida
 1371 ~~the authority~~ but shall not be exempt from assessments
 1372 theretofore levied or due with respect to such land or property,

1373 or from subsequent installments of assessments theretofore
 1374 levied or assessed with respect thereto, and such assessments
 1375 may be enforced and collected by or on behalf of Space Florida
 1376 ~~the authority~~ in the same manner as if such land or property
 1377 continued to be within the geographical limits of any spaceport
 1378 territory.

1379 (3) In the event that the geographical limits of any
 1380 spaceport territory as set forth in s. 331.304 are revised so as
 1381 to include within any spaceport territory any areas not
 1382 presently contained within any spaceport territory, Space
 1383 Florida ~~may the authority shall~~ not engage in the business of
 1384 furnishing electric power for sale in such annexed area, unless
 1385 Space Florida ~~the authority~~ shall offer to purchase from any
 1386 person who is at the time engaged in the business of making,
 1387 generating, or distributing electricity for sale within such
 1388 annexed area, such portion of its electric plant and property
 1389 suitable and used for such business in connection therewith as
 1390 lies within the limits of such annexed area, in a manner
 1391 consistent with law.

1392 (4) Space Florida ~~The authority~~ shall designate new launch
 1393 pads outside the present designated spaceport territories by
 1394 statutory amendment of s. 331.304.

1395 Section 30. Section 331.331, Florida Statutes, is amended
 1396 to read:

1397 331.331 Revenue bonds.--

1398 (1) Revenue bonds issued by Space Florida ~~the authority~~
 1399 shall not be deemed revenue bonds issued by the state or its
 1400 agencies for purposes of s. 11, Art. VII of the State

1401 Constitution and ss. 215.57-215.83. Space Florida ~~The authority~~
 1402 shall include in its annual report to the Governor and
 1403 Legislature, as provided in s. 331.310, a summary of the status
 1404 of existing and proposed bonding projects.

1405 (2) The issuance of revenue bonds may be secured by or
 1406 payable from the gross or net pledge of the revenues to be
 1407 derived from any project or combination of projects, from the
 1408 rates, fees, rentals, tolls, fares, or other charges to be
 1409 collected from the users of any project or projects; from any
 1410 revenue-producing undertaking or activity of Space Florida ~~the~~
 1411 ~~authority~~; or from any source of pledged security. Such bonds
 1412 shall not constitute an indebtedness of Space Florida ~~the~~
 1413 ~~authority~~ unless such bonds are additionally secured by the full
 1414 faith and credit of Space Florida ~~the authority~~. Bonds issued by
 1415 Space Florida ~~the authority~~ are not secured by the full faith
 1416 and credit of the State of Florida and do not constitute an
 1417 obligation, either general or special, thereof.

1418 (3) Any two or more projects may be combined and
 1419 consolidated into a single project, and may thereafter be
 1420 operated and maintained as a single project. The revenue bonds
 1421 authorized herein may be issued to finance any one or more such
 1422 projects separately, or to finance two or more such projects,
 1423 regardless whether or not such projects have been combined and
 1424 consolidated into a single project. If the board deems it
 1425 advisable, the proceedings authorizing such revenue bonds may
 1426 provide that Space Florida ~~the authority~~ may thereafter combine
 1427 the projects then being financed or theretofore financed with
 1428 other projects to be subsequently financed by Space Florida ~~the~~

1429 ~~authority~~ shall be on a parity with the revenue bonds then being
 1430 issued, all on such terms, conditions, and limitations as shall
 1431 be provided, and may further provide that the revenues to be
 1432 derived from the subsequent projects shall at the time of the
 1433 issuance of such parity revenue bonds be also pledged to the
 1434 holders of any revenue bonds theretofore issued to finance the
 1435 revenue undertakings which are later combined with such
 1436 subsequent projects. Space Florida ~~The authority~~ may pledge for
 1437 the security of the revenue bonds a fixed amount, without regard
 1438 to any fixed proportion of the gross revenues of any project.

1439 Section 31. Section 331.333, Florida Statutes, is amended
 1440 to read:

1441 331.333 Refunding bonds.--Space Florida ~~The authority~~
 1442 through its board may ~~shall have the power to~~ issue bonds to
 1443 provide for the retirement or refunding of any bonds or
 1444 obligations of Space Florida ~~the authority~~ that at the time of
 1445 such issuance are or subsequently thereto become due and
 1446 payable, or that at the time of issuance have been called or are
 1447 or will be subject to call for redemption within 10 years
 1448 thereafter, or the surrender of which can be procured from the
 1449 holders thereof at prices satisfactory to the board. Refunding
 1450 bonds may be issued at any time when in the judgment of the
 1451 board such issuance will be advantageous to Space Florida ~~the~~
 1452 ~~authority~~. The provisions of this act pertaining to bonds of
 1453 Space Florida ~~the authority~~ shall, unless the context otherwise
 1454 requires, govern the issuance of refunding bonds, the form and
 1455 other details thereof, the rights of the holders thereof, and
 1456 the duties of the board with respect to the same.

1457 Section 32. Section 331.334, Florida Statutes, is amended
 1458 to read:
 1459 331.334 Pledging assessments and other revenues and
 1460 properties as additional security on bonds.--Space Florida ~~The~~
 1461 ~~authority~~ may pledge as additional security for the payment of
 1462 any of the bonds of Space Florida ~~the authority~~ its full faith
 1463 and credit, and provide that such bonds shall be payable as to
 1464 both principal and interest, and as to any reserve or other
 1465 funds provided therefor, to the full extent that any revenues as
 1466 defined in this act, assessments, or other funds, or any
 1467 combination thereof, pledged therefor are insufficient for the
 1468 full payment of the same, and provided further that no bonds
 1469 shall be issued to the payment of which the full faith and
 1470 credit of Space Florida ~~the authority~~ is pledged unless approved
 1471 at an election in the manner provided by law. Space Florida ~~The~~
 1472 ~~authority~~ by resolution of the board may also pledge as
 1473 additional security for said bonds the revenues from any project
 1474 of Space Florida ~~the authority~~, utility service, assessments,
 1475 and any other sources of revenue or funds, or any combination of
 1476 the foregoing, and may pledge or mortgage any of the properties,
 1477 rights, interest, or other assets of Space Florida ~~the~~
 1478 ~~authority~~. Bonds issued by Space Florida ~~the authority~~ are not
 1479 secured by the full faith and credit of the State of Florida and
 1480 do not constitute an obligation, either general or special,
 1481 thereof. The board may also provide with respect to any bonds of
 1482 Space Florida ~~the authority~~ that such bonds shall be payable, in
 1483 whole or in part, as to principal amount or interest, or both,
 1484 out of rates, fees, rentals, tolls, fares, or other charges

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1485 collected with respect to any of the projects of Space Florida
 1486 ~~the authority.~~

1487 Section 33. Section 331.335, Florida Statutes, is amended
 1488 to read:

1489 331.335 Lien of pledges.--All pledges of revenues and
 1490 assessments made pursuant to the provisions of this act shall be
 1491 valid and binding from the time when such pledges are made. All
 1492 such revenues and assessments so pledged and thereafter
 1493 collected shall immediately be subject to the lien of such
 1494 pledges without any physical delivery thereof or further action,
 1495 and the lien of such pledges shall be valid and binding as
 1496 against all parties having claims of any kind in tort, contract,
 1497 or otherwise against Space Florida ~~the authority~~, irrespective
 1498 of whether such parties have notice thereof.

1499 Section 34. Section 331.336, Florida Statutes, is amended
 1500 to read:

1501 331.336 Issuance of bond anticipation notes.--In addition
 1502 to the other powers provided for in this act and not in
 1503 limitation thereof, Space Florida ~~may the authority shall have~~
 1504 ~~the power~~, at any time from time to time after the issuance of
 1505 any bonds of Space Florida ~~the authority shall~~ have been
 1506 authorized, ~~to~~ borrow money for the purposes for which such
 1507 bonds are to be issued in anticipation of the receipt of the
 1508 proceeds of the sale of such bonds and ~~to~~ issue bond
 1509 anticipation notes in a principal amount not in excess of the
 1510 authorized maximum amount of such bond issue. Such notes shall
 1511 be in such denomination or denominations, bear interest at such
 1512 rate or rates, mature at such time or times, be renewable for

1513 such additional term or terms, and be in such form and executed
 1514 in such manner as the board shall prescribe. Such notes may be
 1515 sold at public sale, or if such notes shall be renewable notes,
 1516 may be exchanged for notes then outstanding on such terms as the
 1517 board shall determine. Such notes shall be paid from the
 1518 proceeds of such bonds when issued. The board may in its
 1519 discretion, in lieu of retiring the notes by means of bonds,
 1520 retire them by means of current revenues or from any assessments
 1521 levied for the payment of such bonds, but in such event a like
 1522 amount of the bonds authorized shall not be issued.

1523 Section 35. Section 331.337, Florida Statutes, is amended
 1524 to read:

1525 331.337 Short-term borrowing.--Space Florida ~~The authority~~
 1526 at any time may obtain loans, in such amount and on such terms
 1527 and conditions as the board may approve, for the purpose of
 1528 paying any of the expenses of Space Florida ~~the authority~~ or any
 1529 costs incurred or that may be incurred in connection with any of
 1530 the projects of Space Florida ~~the authority~~, which loans shall
 1531 have such term or terms, be renewable for such term or terms,
 1532 bear interest at such rate or rates, and be payable from and
 1533 secured by a pledge of such funds, revenues, and assessments as
 1534 the board may determine. For the purpose of defraying such costs
 1535 and expenses, Space Florida ~~the authority~~ may issue negotiable
 1536 notes, warrants, or other evidences of debt signed on behalf of
 1537 Space Florida ~~the authority~~ by any one of the board, such notes
 1538 or other evidences of indebtedness to be payable at such time or
 1539 times, to bear interest at such rate or rates, and to be sold or
 1540 discounted at such price or prices and on such term or terms as

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1541 the board may deem advisable. The board may ~~shall have the right~~
 1542 ~~to~~ provide for the payment thereof by pledging the whole or any
 1543 part of the funds, revenues, and assessments of Space Florida
 1544 ~~the authority~~.

1545 Section 36. Section 331.338, Florida Statutes, is amended
 1546 to read:

1547 331.338 Trust agreements.--In the discretion of the board,
 1548 any issue of bonds may be secured by a trust agreement by and
 1549 between Space Florida ~~the authority~~ and a corporate trustee
 1550 which may be any trust company or bank having the powers of a
 1551 trust company within or without the state. The resolution
 1552 authorizing the issuance of the bonds or such trust agreement
 1553 may pledge the revenues to be received from any projects of
 1554 Space Florida ~~the authority~~ and any other authorized moneys to
 1555 be used for the repayment of bonds, and may contain such
 1556 provisions for protecting and enforcing the rights and remedies
 1557 of the bondholders as the board may approve, including without
 1558 limitation covenants setting forth the duties of Space Florida
 1559 ~~the authority~~ in relation to the acquisition, planning,
 1560 development, construction, reconstruction, improvement,
 1561 maintenance, repair, operation, and insurance of any projects,
 1562 the fixing and revision of the rates, fees, rentals, tolls,
 1563 fares, and charges, and the custody, safeguarding, and
 1564 application of all moneys, and for the employment of consulting
 1565 engineers in connection with such acquisition, planning,
 1566 development, construction, reconstruction, improvement,
 1567 maintenance, repair, or operation. It shall be lawful for any
 1568 bank or trust company incorporated under the laws of the state

1569 or the United States which may act as a depository of the
 1570 proceeds of bonds or of revenues to furnish such indemnifying
 1571 bonds or to pledge such securities as may be required by Space
 1572 Florida ~~the authority~~. Such resolution or trust agreement may
 1573 set forth the rights and remedies of the bondholders and of the
 1574 trustee, if any, and may restrict the individual right of action
 1575 by bondholders. The board may provide for the payment of the
 1576 proceeds of the sale of the bonds and the revenues of any
 1577 project to such officer, board, or depository as it may
 1578 designate for the custody thereof, and for the method of
 1579 disbursement thereof, with such safeguards and restrictions as
 1580 it may determine. All expenses incurred in carrying out the
 1581 provisions of such resolution or trust agreement may be treated
 1582 as part of the cost of the project to which such trust agreement
 1583 pertains.

1584 Section 37. Section 331.339, Florida Statutes, is amended
 1585 to read:

1586 331.339 Sale of bonds.--Bonds may be sold in blocks or
 1587 installments at different times, or an entire issue or series
 1588 may be sold at one time. Bonds may only be sold at public sale
 1589 after being advertised and publicly noticed, unless Space
 1590 Florida ~~the authority~~ has previously complied with the
 1591 provisions of s. 218.385. Bonds may be sold or exchanged for
 1592 refunding bonds. Special assessment and revenue bonds may be
 1593 delivered as payment by Space Florida ~~the authority~~ of the
 1594 purchase price or lease of any project or part thereof, or a
 1595 combination of projects or parts thereof, or as the purchase
 1596 price of, or exchange for, any property, real, personal, or

1597 mixed, including franchises, or services rendered by any
 1598 contractor, engineer, or other person, all at one time or in
 1599 blocks from time to time, in such manner and upon such terms as
 1600 the board in its discretion shall determine. The price or prices
 1601 for any bonds sold, exchanged, or delivered may be:

1602 (1) The money paid for the bonds.

1603 (2) The principal amount, plus accrued interest to date of
 1604 redemption or exchange, of outstanding obligations exchanged for
 1605 refunding bonds.

1606 (3) In the case of special assessment or revenue bonds,
 1607 the amount of any indebtedness to contractors or other persons
 1608 paid with such bonds, or the fair value of any properties
 1609 exchanged for the bonds, as determined by the board.

1610 Section 38. Section 331.340, Florida Statutes, is amended
 1611 to read:

1612 331.340 Authorization and form of bonds.--Bonds may be
 1613 authorized by resolution or resolutions of the board which shall
 1614 be adopted by a majority of all of the members thereof then in
 1615 office and present at the meeting at which the resolution or
 1616 resolutions are adopted and shall be approved as provided in s.
 1617 331.305. The resolution or resolutions of the board may be
 1618 adopted at the same meeting at which they are introduced, and
 1619 shall be published and noticed. The board may by resolution
 1620 authorize the issuance of bonds, fix the aggregate amount of
 1621 bonds to be issued, the purpose or purposes for which the moneys
 1622 derived therefrom shall be expended, the rate or rates of
 1623 interest, the denomination of the bonds, whether or not the
 1624 bonds are to be issued in one or more series, the date or dates

1625 | thereof, the date or dates of maturity, which shall not exceed
 1626 | 40 years from their respective dates of issuance, the medium of
 1627 | payment, the place or places within or without the state where
 1628 | payment shall be made, registration privileges, redemption terms
 1629 | and privileges (whether with or without premium), the manner of
 1630 | execution, the form of the bonds including any interest coupons
 1631 | to be attached thereto, the manner of execution of bonds and
 1632 | coupons, and any and all other terms, covenants, and conditions
 1633 | thereof, and the establishment of reserve or other funds. Such
 1634 | authorizing resolution may further provide that such bonds may
 1635 | be executed manually or by engraved, lithographed, or facsimile
 1636 | signature, provided that where signatures are engraved,
 1637 | lithographed, or facsimile no bond shall be valid unless
 1638 | countersigned by a registrar or other officer designated by
 1639 | appropriate resolution of the board. The seal of Space Florida
 1640 | ~~the authority~~ may be affixed, lithographed, engraved, or
 1641 | otherwise reproduced in facsimile on such bonds. In case any
 1642 | officer whose signature or a facsimile of whose signature shall
 1643 | appear on any bonds or coupons shall cease to be such officer
 1644 | before the delivery of such bonds, such signature or facsimile
 1645 | shall nevertheless be valid and sufficient for all purposes the
 1646 | same as if the officer had remained in office until such
 1647 | delivery.

1648 | Section 39. Section 331.343, Florida Statutes, is amended
 1649 | to read:

1650 | 331.343 Defeasance.--The board may make such provision
 1651 | with respect to the defeasance of the right, title, and interest
 1652 | of the holders of any of the bonds and obligations of Space

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1653 Florida ~~the authority~~ in any revenues, funds, or other
 1654 properties by which such bonds are secured as the board deems
 1655 appropriate and, without limitation on the foregoing, may
 1656 provide that when such bonds or obligations become due and
 1657 payable or shall have been called for redemption, and the whole
 1658 amount of the principal and the interest and premium, if any,
 1659 due and payable upon the bonds or obligations when outstanding
 1660 shall be paid, or sufficient moneys or direct obligations of the
 1661 United States Government the principal of and the interest on
 1662 which when due will provide sufficient moneys, shall be held or
 1663 deposited in trust for such purpose, and provision shall also be
 1664 made for paying all other sums payable in connection with such
 1665 bonds or other obligations, then and in such event the right,
 1666 title, and interest of the holders of the bonds in any revenues,
 1667 funds, or other properties by which such bonds are secured shall
 1668 thereupon cease, terminate, and become void; and the board may
 1669 apply any surplus in any sinking fund established in connection
 1670 with such bonds or obligations and all balances remaining in all
 1671 other funds or accounts other than money held for the redemption
 1672 or payment of the bonds or other obligations to any lawful
 1673 purpose of Space Florida ~~the authority~~ as the board shall
 1674 determine.

1675 Section 40. Section 331.345, Florida Statutes, is amended
 1676 to read:

1677 331.345 Covenants.--Any resolution authorizing the
 1678 issuance of bonds may contain such covenants as the board may
 1679 deem advisable and all such covenants shall constitute valid and
 1680 legally binding and enforceable contracts between Space Florida

1681 ~~the authority~~ and the bondholders, regardless of the time of
 1682 issuance thereof. Such covenants may include, without
 1683 limitation, covenants concerning the disposition of the bond
 1684 proceeds, the use and disposition of project revenues, the
 1685 pledging of revenues, and assessments, the obligations of Space
 1686 Florida ~~the authority~~ with respect to the operation of the
 1687 project and the maintenance of adequate project revenues, the
 1688 issuance of additional bonds, the appointment, powers, and
 1689 duties of trustees and receivers, the acquisition of outstanding
 1690 bonds and obligations, restrictions on the establishing of
 1691 competing projects or facilities, restrictions on the sale or
 1692 disposal of the assets and property of Space Florida ~~the~~
 1693 ~~authority~~, the priority of assessment liens, the priority of
 1694 claims by bondholders on the taxing power of Space Florida ~~the~~
 1695 ~~authority~~, the maintenance of deposits to assure the payment of
 1696 revenues by users of spaceport facilities and services, the
 1697 discontinuance of authority services by reason of delinquent
 1698 payments, acceleration upon default, the execution of necessary
 1699 instruments, the procedure for amending or abrogating covenants
 1700 with the bondholders, and such other covenants as may be deemed
 1701 necessary or desirable for the security of the bondholders.

1702 Section 41. Section 331.346, Florida Statutes, is amended
 1703 to read:

1704 331.346 Validity of bonds; validation proceedings.--Any
 1705 bonds issued by Space Florida ~~the authority~~ shall be
 1706 incontestable in the hands of bona fide purchasers or holders
 1707 for value and shall not be invalid because of any irregularity
 1708 or defect in the proceedings for the issue and sale thereof.

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1709 Prior to the issuance of any bonds, Space Florida ~~the authority~~
 1710 shall publish a notice at least once in a newspaper or
 1711 newspapers published or of general circulation in the
 1712 appropriate counties in the state, stating the date of adoption
 1713 of the resolution authorizing such obligations, the amount,
 1714 maximum rate of interest, and maturity of such obligations, and
 1715 the purpose in general terms for which such obligations are to
 1716 be issued, and further stating that no action or proceeding
 1717 questioning the validity of such obligations or of the
 1718 proceedings authorizing the issuance thereof, or of any
 1719 covenants made therein, must be instituted within 20 days after
 1720 the first publication of such notice, or the validity of such
 1721 obligations, proceedings, and covenants shall not be thereafter
 1722 questioned in any court whatsoever. If no such action or
 1723 proceeding is so instituted within such 20-day period, then the
 1724 validity of such obligations, proceedings, and covenants shall
 1725 be conclusive, and all persons or parties whatsoever shall be
 1726 forever barred from questioning the validity of such
 1727 obligations, proceedings, or covenants in any court whatsoever.

1728 Section 42. Section 331.347, Florida Statutes, is amended
 1729 to read:

1730 331.347 Act furnishes full authority for issuance of
 1731 bonds.--This act constitutes full and complete authority for the
 1732 issuance of bonds and the exercise of the powers of Space
 1733 Florida ~~the authority~~ provided herein. Any and all bonds issued
 1734 by Space Florida ~~the authority~~ shall not be secured by the full
 1735 faith and credit of the State of Florida and do not constitute
 1736 an obligation, either general or special, thereof.

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1737 Section 43. Section 331.348, Florida Statutes, is amended
 1738 to read:

1739 331.348 Investment of funds.--The board may in its
 1740 discretion invest funds of Space Florida ~~the authority~~ through
 1741 the Chief Financial Officer or in:

1742 (1) Direct obligations of or obligations guaranteed by the
 1743 United States or for the payment of the principal and interest
 1744 of which the faith and credit of the United States is pledged;

1745 (2) Bonds or notes issued by any of the following federal
 1746 agencies: Bank for Cooperatives; federal intermediate credit
 1747 banks; federal home loan bank system; federal land banks; or the
 1748 Federal National Mortgage Association (including debentures or
 1749 participating certificates issued by such association);

1750 (3) Public housing bonds issued by public housing
 1751 authorities and secured by a pledge or annual contributions
 1752 under an annual contribution contract or contracts with the
 1753 United States;

1754 (4) Bonds or other interest-bearing obligations of any
 1755 county, district, city, or town located in the state for which
 1756 the full faith and credit of such political subdivision is
 1757 pledged;

1758 (5) Any investment authorized for insurers by ss. 625.306-
 1759 625.316 and amendments thereto; or

1760 (6) Any investment authorized under s. 17.57 and
 1761 amendments thereto.

1762 Section 44. Section 331.349, Florida Statutes, is amended
 1763 to read:

1764 331.349 Fiscal year of Space Florida ~~the authority~~.--The

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1765 board may ~~has the power to~~ establish and from time to time
 1766 redetermine the fiscal year of Space Florida ~~the authority~~.
 1767 Unless the board otherwise provides, Space Florida's ~~the~~
 1768 ~~authority's~~ fiscal year shall be July 1 through June 30.

1769 Section 45. Section 331.350, Florida Statutes, is amended
 1770 to read:

1771 331.350 Insurance coverage of Space Florida ~~the authority~~;
 1772 safety program.--

1773 (1) Notwithstanding any other provision of law, the State
 1774 Risk Management Trust Fund established under s. 284.30 may ~~shall~~
 1775 not insure buildings and property owned or leased by Space
 1776 Florida ~~the authority~~.

1777 (2) Notwithstanding any other provision of law, the State
 1778 Risk Management Trust Fund established under s. 284.30 may ~~shall~~
 1779 not insure against any liability of Space Florida ~~the authority~~.

1780 (3) Space Florida ~~The authority~~ shall establish a safety
 1781 program. The safety program shall include:

1782 (a) The development and implementation of a loss
 1783 prevention program which shall consist of a comprehensive
 1784 authority wide safety program, including a statement,
 1785 established by the board of directors ~~supervisors~~, of safety
 1786 policy and responsibility.

1787 (b) Provision for regular and periodic facility and
 1788 equipment inspections.

1789 (c) Investigation of job-related employee accidents and
 1790 other accidents occurring on the premises of Space Florida ~~the~~
 1791 ~~authority~~ or within areas of its jurisdiction.

1792 (d) Establishment of a program to promote increased safety

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1793 awareness among employees, agents, and subcontractors of Space
 1794 Florida ~~the authority~~.

1795 (4) (a) Space Florida ~~The authority~~ shall, if available,
 1796 secure insurance coverage within reasonable limits for liability
 1797 which may arise as a consequence of its responsibilities.

1798 (b) Space Florida ~~The authority~~ shall, if available, and
 1799 if cost-effective, secure insurance coverage on its buildings,
 1800 facilities, and property at reasonable levels.

1801 (c) Space Florida ~~The authority~~, with respect to the
 1802 purchase of insurance, shall be subject to the applicable
 1803 provisions of chapter 287 and other applicable law.

1804 Section 46. Section 331.351, Florida Statutes, is amended
 1805 to read:

1806 331.351 Participation by women, minorities, and socially
 1807 and economically disadvantaged business enterprises
 1808 encouraged.--It is the intent of the Legislature and the public
 1809 policy of this state that women, minorities, and socially and
 1810 economically disadvantaged business enterprises be encouraged to
 1811 participate fully in all phases of economic and community
 1812 development. Accordingly, to achieve such purpose, Space Florida
 1813 ~~the authority~~ shall, in accordance with applicable state and
 1814 federal law, involve and utilize women, minorities, and socially
 1815 and economically disadvantaged business enterprises in all
 1816 phases of the design, development, construction, maintenance,
 1817 and operation of spaceports developed under this act.

1818 Section 47. Section 331.354, Florida Statutes, is amended
 1819 to read:

1820 331.354 Tax exemption.--The exercise of the powers granted

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1821 by this act in all respects shall be for the benefit of the
 1822 people of the state, for the increase of their industry and
 1823 prosperity, for the improvement of their health and living
 1824 conditions, and for the provision of gainful employment and
 1825 shall constitute the performance of essential public functions.
 1826 Space Florida is ~~The authority shall~~ not be required to pay any
 1827 taxes on any project or any other property owned by Space
 1828 Florida ~~the authority~~ under ~~the provisions of~~ this act or upon
 1829 the income therefrom. The bonds issued under ~~the provisions of~~
 1830 this act or upon the income therefrom (including any profit made
 1831 on the sale thereof), and all notes, mortgages, security
 1832 agreements, letters of credit, or other instruments which arise
 1833 out of or are given to secure the repayment of bonds issued in
 1834 connection with a project financed under this act, shall at all
 1835 times be free from taxation by the state or any local unit,
 1836 political subdivision, or other instrumentality of the state.
 1837 ~~Nothing in~~ This section, however, does not exempt ~~shall be~~
 1838 ~~construed as exempting~~ from taxation or assessments the
 1839 leasehold interest of a lessee in any project or any other
 1840 property or interest owned by the lessee. The exemption granted
 1841 by this section ~~is shall~~ not be applicable to any tax imposed by
 1842 chapter 220 on interest, income, or profits on debt obligations
 1843 owned by corporations.

1844 Section 48. Section 331.355, Florida Statutes, is amended
 1845 to read:

1846 331.355 Use of name; ownership rights to intellectual
 1847 property.--

1848 (1) (a) The corporate name of a corporation incorporated or

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1849 authorized to transact business in this state, or the name of
 1850 any person or business entity transacting business in this
 1851 state, may not use the words "Florida Space Authority," "Florida
 1852 Aerospace Finance Corporation," "Florida Space Research
 1853 Institute," "spaceport Florida," or "Florida spaceport" in its
 1854 name unless Space Florida ~~the authority~~ gives written approval
 1855 for such use.

1856 (b) The Department of State may dissolve, pursuant to s.
 1857 607.1421, any corporation that violates paragraph (a).

1858 (2) Notwithstanding any provision of chapter 286, the
 1859 legal title and every right, interest, claim, or demand of any
 1860 kind in and to any patent, trademark, copyright, certification
 1861 mark, or other right acquired under the patent and trademark
 1862 laws of the United States or this state or any foreign country,
 1863 or the application for the same, as is owned or held, acquired,
 1864 or developed by Space Florida ~~the authority~~, under the authority
 1865 and directions given it by this part, is vested in Space Florida
 1866 ~~the authority~~ for the use, benefit, and purposes provided in
 1867 this part. Space Florida ~~The authority~~ is vested with and is
 1868 authorized to exercise any and all of the normal incidents of
 1869 such ownership, including the receipt and disposition of
 1870 royalties. Any sums received as royalties from any such rights
 1871 are hereby appropriated to Space Florida ~~the authority~~ for any
 1872 and all of the purposes and uses provided in this part.

1873 Section 49. Section 331.360, Florida Statutes, is amended
 1874 to read:

1875 331.360 Joint project agreement or assistance; spaceport
 1876 master plan.--

1877 (1) It shall be the duty, function, and responsibility of
 1878 the Department of Transportation to promote the further
 1879 development and improvement of aerospace transportation
 1880 facilities; to address intermodal requirements and impacts of
 1881 the launch ranges, spaceports, and other space transportation
 1882 facilities; to assist in the development of joint-use facilities
 1883 and technology that support aviation and aerospace operations;
 1884 and to facilitate and promote cooperative efforts between
 1885 federal and state government entities to improve space
 1886 transportation capacity and efficiency. In carrying out this
 1887 duty and responsibility, the department may assist and advise,
 1888 cooperate with, and coordinate with federal, state, local, or
 1889 private organizations and individuals. The department may
 1890 administratively house its space transportation responsibilities
 1891 within an existing division or office.

1892 (2) Notwithstanding any other provision of law, the
 1893 Department of Transportation may enter into a joint project
 1894 agreement with, or otherwise assist, ~~the Florida Space~~ Florida
 1895 ~~Authority~~ as necessary to effectuate the provisions of this
 1896 chapter and may allocate funds for such purposes in its 5-year
 1897 work program. However, the department may not fund the
 1898 administrative or operational costs of Space Florida ~~the~~
 1899 ~~authority~~.

1900 (3) Space Florida ~~The authority~~ shall develop a spaceport
 1901 master plan for expansion and modernization of space
 1902 transportation facilities within spaceport territories as
 1903 defined in s. 331.303 (22) ~~(23)~~. The plan shall contain
 1904 recommended projects to meet current and future commercial,

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1905 national, and state space transportation requirements. Space
 1906 Florida ~~The authority~~ shall submit the plan to any appropriate
 1907 metropolitan planning organization M.P.O. for review of
 1908 intermodal impacts. Space Florida ~~The authority~~ shall submit the
 1909 spaceport master plan to the Department of Transportation, and
 1910 such plan may be included within the department's 5-year work
 1911 program of qualifying aerospace discretionary capacity
 1912 improvement under subsection (4). The plan shall identify
 1913 appropriate funding levels and include recommendations on
 1914 appropriate sources of revenue that may be developed to
 1915 contribute to the State Transportation Trust Fund.

1916 (4) Subject to the availability of appropriated funds, the
 1917 department may participate in the capital cost of eligible
 1918 spaceport discretionary capacity improvement projects. The
 1919 annual legislative budget request shall be based on the proposed
 1920 funding requested for approved spaceport discretionary capacity
 1921 improvement projects.

1922 Section 50. Section 331.369, Florida Statutes, is amended
 1923 to read:

1924 331.369 Space Industry Workforce Initiative.--

1925 (1) The Legislature finds that the aerospace ~~space~~
 1926 industry is critical to the economic future of the state and
 1927 that the competitiveness of the industry in the state depends
 1928 upon the development and maintenance of a qualified workforce.
 1929 The Legislature further finds that the aerospace ~~space~~ industry
 1930 in this state has diverse and complex workforce needs,
 1931 including, but not limited to, the need for qualified entry-
 1932 level workers, the need to upgrade the skills of technician-

1933 level incumbent workers, and the need to ensure continuing
 1934 education opportunities for workers with advanced educational
 1935 degrees. It is the intent of the Legislature to support programs
 1936 designed to address the workforce development needs of the
 1937 aerospace ~~space~~ industry in this state.

1938 (2) The Workforce Development Board of Enterprise Florida,
 1939 Inc., or its successor entity, shall coordinate development of a
 1940 Space Industry Workforce Initiative in partnership with Space
 1941 Florida, ~~the Florida Space Research Institute, the institute's~~
 1942 ~~consortium~~ of public and private universities, community
 1943 colleges, and other training providers approved by the board.
 1944 The purpose of the initiative is to use or revise existing
 1945 programs and to develop innovative new programs to address the
 1946 workforce needs of the aerospace ~~space~~ industry.

1947 (3) The initiative shall emphasize:

1948 (a) Curricula content and timeframes developed with
 1949 industry participation and endorsed by the industry;

1950 (b) Programs that certify persons completing training as
 1951 meeting industry-approved standards or competencies;

1952 (c) Use of distance-learning and computer-based training
 1953 modules as appropriate and feasible;

1954 (d) Industry solicitation of public and private
 1955 universities to develop continuing education programs at the
 1956 master's and doctoral levels;

1957 (e) Agreements with the National Aeronautics and Space
 1958 Administration to replicate on a national level successful
 1959 training programs developed through the initiative; and

1960 (f) Leveraging of state and federal workforce funds.

1961 (4) The Workforce Development Board of Enterprise Florida,
 1962 Inc., or its successor entity, with the assistance of Space
 1963 Florida ~~the Florida Space Research Institute~~, shall convene
 1964 representatives from the aerospace ~~space~~ industry to identify
 1965 the priority training and education needs of the industry and to
 1966 appoint a team to design programs to meet the ~~such~~ priority
 1967 needs.

1968 (5) The Workforce Development Board of Enterprise Florida,
 1969 Inc., or its successor entity, as part of its statutorily
 1970 prescribed annual report to the Legislature, shall provide
 1971 recommendations for policies, programs, and funding to enhance
 1972 the workforce needs of the aerospace ~~space~~ industry.

1973 Section 51. Paragraph (g) of subsection (2) of section
 1974 14.2015, Florida Statutes, is amended to read:

1975 14.2015 Office of Tourism, Trade, and Economic
 1976 Development; creation; powers and duties.--

1977 (2) The purpose of the Office of Tourism, Trade, and
 1978 Economic Development is to assist the Governor in working with
 1979 the Legislature, state agencies, business leaders, and economic
 1980 development professionals to formulate and implement coherent
 1981 and consistent policies and strategies designed to provide
 1982 economic opportunities for all Floridians. To accomplish such
 1983 purposes, the Office of Tourism, Trade, and Economic Development
 1984 shall:

1985 (g) Serve as contract administrator for the state with
 1986 respect to contracts with Enterprise Florida, Inc., the Florida
 1987 Commission on Tourism, Space Florida, and all direct-support
 1988 organizations under this act, excluding those relating to

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1989 | tourism. To accomplish the provisions of this act and applicable
 1990 | provisions of chapter 288, and notwithstanding the provisions of
 1991 | part I of chapter 287, the office shall enter into specific
 1992 | contracts with Enterprise Florida, Inc., the Florida Commission
 1993 | on Tourism, and other appropriate direct-support organizations.
 1994 | Such contracts may be multiyear and shall include specific
 1995 | performance measures for each year.

1996 | Section 52. Section 74.011, Florida Statutes, is amended
 1997 | to read:

1998 | 74.011 Scope.--In any eminent domain action, properly
 1999 | instituted by and in the name of the state; the Department of
 2000 | Transportation; any county, school board, municipality,
 2001 | expressway authority, regional water supply authority,
 2002 | transportation authority, flood control district, or drainage or
 2003 | subdrainage district; the ship canal authority; any lawfully
 2004 | constituted housing, port, or aviation authority; ~~the Florida~~
 2005 | ~~Space Authority;~~ or any rural electric cooperative, telephone
 2006 | cooperative corporation, or public utility corporation, the
 2007 | petitioner may avail itself of the provisions of this chapter to
 2008 | take possession and title in advance of the entry of final
 2009 | judgment.

2010 | Section 53. Subsection (6) of section 196.012, Florida
 2011 | Statutes, is amended to read:

2012 | 196.012 Definitions.--For the purpose of this chapter, the
 2013 | following terms are defined as follows, except where the context
 2014 | clearly indicates otherwise:

2015 | (6) Governmental, municipal, or public purpose or function
 2016 | shall be deemed to be served or performed when the lessee under

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2017 any leasehold interest created in property of the United States,
 2018 the state or any of its political subdivisions, or any
 2019 municipality, agency, special district, authority, or other
 2020 public body corporate of the state is demonstrated to perform a
 2021 function or serve a governmental purpose which could properly be
 2022 performed or served by an appropriate governmental unit or which
 2023 is demonstrated to perform a function or serve a purpose which
 2024 would otherwise be a valid subject for the allocation of public
 2025 funds. For purposes of the preceding sentence, an activity
 2026 undertaken by a lessee which is permitted under the terms of its
 2027 lease of real property designated as an aviation area on an
 2028 airport layout plan which has been approved by the Federal
 2029 Aviation Administration and which real property is used for the
 2030 administration, operation, business offices and activities
 2031 related specifically thereto in connection with the conduct of
 2032 an aircraft full service fixed base operation which provides
 2033 goods and services to the general aviation public in the
 2034 promotion of air commerce shall be deemed an activity which
 2035 serves a governmental, municipal, or public purpose or function.
 2036 Any activity undertaken by a lessee which is permitted under the
 2037 terms of its lease of real property designated as a public
 2038 airport as defined in s. 332.004(14) by municipalities,
 2039 agencies, special districts, authorities, or other public bodies
 2040 corporate and public bodies politic of the state, a spaceport as
 2041 defined in s. 331.303(19), or which is located in a deepwater
 2042 port identified in s. 403.021(9)(b) and owned by one of the
 2043 foregoing governmental units, subject to a leasehold or other
 2044 possessory interest of a nongovernmental lessee that is deemed

2045 to perform an aviation, airport, aerospace, maritime, or port
 2046 purpose or operation shall be deemed an activity that serves a
 2047 governmental, municipal, or public purpose. The use by a lessee,
 2048 licensee, or management company of real property or a portion
 2049 thereof as a convention center, visitor center, sports facility
 2050 with permanent seating, concert hall, arena, stadium, park, or
 2051 beach is deemed a use that serves a governmental, municipal, or
 2052 public purpose or function when access to the property is open
 2053 to the general public with or without a charge for admission. If
 2054 property deeded to a municipality by the United States is
 2055 subject to a requirement that the Federal Government, through a
 2056 schedule established by the Secretary of the Interior, determine
 2057 that the property is being maintained for public historic
 2058 preservation, park, or recreational purposes and if those
 2059 conditions are not met the property will revert back to the
 2060 Federal Government, then such property shall be deemed to serve
 2061 a municipal or public purpose. The term "governmental purpose"
 2062 also includes a direct use of property on federal lands in
 2063 connection with the Federal Government's Space Exploration
 2064 Program or spaceport activities as defined in s. 212.02(22).
 2065 Real property and tangible personal property owned by the
 2066 Federal Government or Space Florida ~~the Florida Space Authority~~
 2067 and used for defense and space exploration purposes or which is
 2068 put to a use in support thereof shall be deemed to perform an
 2069 essential national governmental purpose and shall be exempt.
 2070 "Owned by the lessee" as used in this chapter does not include
 2071 personal property, buildings, or other real property
 2072 improvements used for the administration, operation, business

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2073 offices and activities related specifically thereto in
2074 connection with the conduct of an aircraft full service fixed
2075 based operation which provides goods and services to the general
2076 aviation public in the promotion of air commerce provided that
2077 the real property is designated as an aviation area on an
2078 airport layout plan approved by the Federal Aviation
2079 Administration. For purposes of determination of "ownership,"
2080 buildings and other real property improvements which will revert
2081 to the airport authority or other governmental unit upon
2082 expiration of the term of the lease shall be deemed "owned" by
2083 the governmental unit and not the lessee. Providing two-way
2084 telecommunications services to the public for hire by the use of
2085 a telecommunications facility, as defined in s. 364.02(15), and
2086 for which a certificate is required under chapter 364 does not
2087 constitute an exempt use for purposes of s. 196.199, unless the
2088 telecommunications services are provided by the operator of a
2089 public-use airport, as defined in s. 332.004, for the operator's
2090 provision of telecommunications services for the airport or its
2091 tenants, concessionaires, or licensees, or unless the
2092 telecommunications services are provided by a public hospital.
2093 However, property that is being used to provide such
2094 telecommunications services on or before October 1, 1997, shall
2095 remain exempt, but such exemption expires October 1, 2004.

2096 Section 54. Subsection (22) of section 212.02, Florida
2097 Statutes, is amended to read:

2098 212.02 Definitions.--The following terms and phrases when
2099 used in this chapter have the meanings ascribed to them in this
2100 section, except where the context clearly indicates a different

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2101 meaning:

2102 (22) "Spaceport activities" means activities directed or
 2103 sponsored by Space Florida ~~the Florida Space Authority~~ on
 2104 spaceport territory pursuant to its powers and responsibilities
 2105 under the Space Florida Act ~~Florida Space Authority Act~~.

2106 Section 55. Subsection (7) of section 288.063, Florida
 2107 Statutes, is amended to read:

2108 288.063 Contracts for transportation projects.--

2109 (7) For the purpose of this section, Space Florida ~~the~~
 2110 ~~Florida Space Authority~~ may serve as the local government or as
 2111 the contracting agency for transportation projects within
 2112 spaceport territory as defined by s. 331.304.

2113 Section 56. Subsection (1) of section 288.075, Florida
 2114 Statutes, is amended to read:

2115 288.075 Confidentiality of records.--

2116 (1) As used in this section, the term "economic
 2117 development agency" means the Office of Tourism, Trade, and
 2118 Economic Development, any industrial development authority
 2119 created in accordance with part III of chapter 159 or by special
 2120 law, Space Florida ~~the Florida Space Authority~~ created in part
 2121 II of chapter 331, ~~the Florida Aerospace Finance Corporation~~
 2122 ~~created in part III of chapter 331~~, the public economic
 2123 development agency of a county or municipality, or any research
 2124 and development authority created in accordance with part V of
 2125 chapter 159. The term also includes any private agency, person,
 2126 partnership, corporation, or business entity when authorized by
 2127 the state, a municipality, or a county to promote the general
 2128 business interests or industrial interests of the state or that

2129 municipality or county.

2130 Section 57. Subsection (2) of section 288.35, Florida
2131 Statutes, is amended to read:

2132 288.35 Definitions.--The following terms, wherever used or
2133 referred to in this part, shall have the following meanings:

2134 (2) "Government agency" means the state or any county or
2135 political subdivision thereof; any state agency; any
2136 consolidated government of a county, and some or all of the
2137 municipalities located within the said county; any chartered
2138 municipality in the state; and any of the institutions of such
2139 consolidated governments, counties, or municipalities.

2140 Specifically included are airports, port authorities, industrial
2141 authorities, and Space Florida ~~the Florida Space Authority~~.

2142 Section 58. Subsection (2) of section 288.9415, Florida
2143 Statutes, is amended to read:

2144 288.9415 International Trade Grants.--

2145 (2) A county, municipality, economic development council,
2146 Space Florida ~~the Florida Space Authority~~, or a not-for-profit
2147 association of businesses organized to assist in the promotion
2148 of international trade may apply for a grant of state funds for
2149 the promotion of international trade.

2150 Section 59. Paragraph (j) of subsection (5) of section
2151 212.08, Florida Statutes, is amended to read:

2152 212.08 Sales, rental, use, consumption, distribution, and
2153 storage tax; specified exemptions.--The sale at retail, the
2154 rental, the use, the consumption, the distribution, and the
2155 storage to be used or consumed in this state of the following
2156 are hereby specifically exempt from the tax imposed by this

2157 chapter.

2158 (5) EXEMPTIONS; ACCOUNT OF USE.--

2159 (j) Machinery and equipment used in semiconductor,
 2160 defense, or space technology production and research and
 2161 development.--

2162 1.a. Industrial machinery and equipment used in
 2163 semiconductor technology facilities certified under subparagraph
 2164 6. to manufacture, process, compound, or produce semiconductor
 2165 technology products for sale or for use by these facilities are
 2166 exempt from the tax imposed by this chapter. For purposes of
 2167 this paragraph, industrial machinery and equipment includes
 2168 molds, dies, machine tooling, other appurtenances or accessories
 2169 to machinery and equipment, testing equipment, test beds,
 2170 computers, and software, whether purchased or self-fabricated,
 2171 and, if self-fabricated, includes materials and labor for
 2172 design, fabrication, and assembly.

2173 b. Industrial machinery and equipment used in defense or
 2174 space technology facilities certified under subparagraph 6. to
 2175 design, manufacture, assemble, process, compound, or produce
 2176 defense technology products or space technology products for
 2177 sale or for use by these facilities are exempt from ~~25 percent~~
 2178 ~~of~~ the tax imposed by this chapter.

2179 2.a. Machinery and equipment are exempt from the tax
 2180 imposed by this chapter if used predominately in semiconductor
 2181 wafer research and development activities in a semiconductor
 2182 technology research and development facility certified under
 2183 subparagraph 6. For purposes of this paragraph, machinery and
 2184 equipment includes molds, dies, machine tooling, other

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2185 appurtenances or accessories to machinery and equipment, testing
2186 equipment, test beds, computers, and software, whether purchased
2187 or self-fabricated, and, if self-fabricated, includes materials
2188 and labor for design, fabrication, and assembly.

2189 b. Machinery and equipment are exempt from ~~25 percent of~~
2190 the tax imposed by this chapter if used predominately in defense
2191 or space research and development activities in a defense or
2192 space technology research and development facility certified
2193 under subparagraph 6.

2194 3. Building materials purchased for use in manufacturing
2195 or expanding clean rooms in semiconductor-manufacturing
2196 facilities are exempt from the tax imposed by this chapter.

2197 4. In addition to meeting the criteria mandated by
2198 subparagraph 1., subparagraph 2., or subparagraph 3., a business
2199 must be certified by the Office of Tourism, Trade, and Economic
2200 Development as authorized in this paragraph in order to qualify
2201 for exemption under this paragraph.

2202 5. For items purchased tax exempt pursuant to this
2203 paragraph, possession of a written certification from the
2204 purchaser, certifying the purchaser's entitlement to exemption
2205 pursuant to this paragraph, relieves the seller of the
2206 responsibility of collecting the tax on the sale of such items,
2207 and the department shall look solely to the purchaser for
2208 recovery of tax if it determines that the purchaser was not
2209 entitled to the exemption.

2210 6.a. To be eligible to receive the exemption provided by
2211 subparagraph 1., subparagraph 2., or subparagraph 3., a
2212 qualifying business entity shall apply to Enterprise Florida,

2213 Inc. The application shall be developed by the Office of
 2214 Tourism, Trade, and Economic Development in consultation with
 2215 Enterprise Florida, Inc.

2216 b. Enterprise Florida, Inc., shall review each submitted
 2217 application and information and determine whether or not the
 2218 application is complete within 5 working days. Once an
 2219 application is complete, Enterprise Florida, Inc., shall, within
 2220 10 working days, evaluate the application and recommend approval
 2221 or disapproval of the application to the Office of Tourism,
 2222 Trade, and Economic Development.

2223 c. Upon receipt of the application and recommendation from
 2224 Enterprise Florida, Inc., the Office of Tourism, Trade, and
 2225 Economic Development shall certify within 5 working days those
 2226 applicants who are found to meet the requirements of this
 2227 section and notify the applicant, Enterprise Florida, Inc., and
 2228 the department of the certification. If the Office of Tourism,
 2229 Trade, and Economic Development finds that the applicant does
 2230 not meet the requirements of this section, it shall notify the
 2231 applicant and Enterprise Florida, Inc., within 10 working days
 2232 that the application for certification has been denied and the
 2233 reasons for denial. The Office of Tourism, Trade, and Economic
 2234 Development has final approval authority for certification under
 2235 this section.

2236 7.a. A business may apply once each year for the
 2237 exemption.

2238 b. The application must indicate, for program evaluation
 2239 purposes only, the average number of full-time equivalent
 2240 employees at the facility over the preceding calendar year, the

2241 average wage and benefits paid to those employees over the
 2242 preceding calendar year, the total investment made in real and
 2243 tangible personal property over the preceding calendar year, and
 2244 the total value of tax-exempt purchases and taxes exempted
 2245 during the previous year. The department shall assist the Office
 2246 of Tourism, Trade, and Economic Development in evaluating and
 2247 verifying information provided in the application for exemption.

2248 c. The Office of Tourism, Trade, and Economic Development
 2249 may use the information reported on the application for
 2250 evaluation purposes only and shall prepare an annual report on
 2251 the exemption program and its cost and impact. The annual report
 2252 for the preceding fiscal year shall be submitted to the
 2253 Governor, the President of the Senate, and the Speaker of the
 2254 House of Representatives by September 30 of each fiscal year.

2255 8. A business certified to receive this exemption may
 2256 elect to designate one or more state universities or community
 2257 colleges as recipients of up to 100 percent of the amount of the
 2258 exemption for which they may qualify. To receive these funds,
 2259 the institution must agree to match the funds so earned with
 2260 equivalent cash, programs, services, or other in-kind support on
 2261 a one-to-one basis in the pursuit of research and development
 2262 projects as requested by the certified business. The rights to
 2263 any patents, royalties, or real or intellectual property must be
 2264 vested in the business unless otherwise agreed to by the
 2265 business and the university or community college.

2266 9. As used in this paragraph, the term:

2267 a. "Predominately" means at least 50 percent of the time
 2268 in qualifying research and development.

2269 b. "Research and development" means basic and applied
 2270 research in the science or engineering, as well as the design,
 2271 development, and testing, of prototypes or processes of new or
 2272 improved products, including the design, development, and
 2273 testing of space launch vehicles, space flight vehicles,
 2274 missiles, satellites, or research payloads, avionics, and
 2275 associated control systems and processing systems, and
 2276 components of any of the foregoing. Research and development
 2277 does not include market research, routine consumer product
 2278 testing, sales research, research in the social sciences or
 2279 psychology, or similar nontechnological activities, ~~or technical~~
 2280 services.

2281 c. "Semiconductor technology products" means raw
 2282 semiconductor wafers or semiconductor thin films that are
 2283 transformed into semiconductor memory or logic wafers, including
 2284 wafers containing mixed memory and logic circuits; related
 2285 assembly and test operations; active-matrix flat panel displays;
 2286 semiconductor chips; semiconductor lasers; optoelectronic
 2287 elements; and related semiconductor technology products as
 2288 determined by the Office of Tourism, Trade, and Economic
 2289 Development.

2290 d. "Clean rooms" means manufacturing facilities enclosed
 2291 in a manner that meets the clean manufacturing requirements
 2292 necessary for high-technology semiconductor-manufacturing
 2293 environments.

2294 e. "Defense technology products" means products that have
 2295 a military application, including, but not limited to, weapons,
 2296 weapons systems, guidance systems, surveillance systems,

2297 | communications or information systems, munitions, aircraft,
 2298 | vessels, or boats, or components thereof, which are intended for
 2299 | military use and manufactured in performance of a contract with
 2300 | the United States Department of Defense or the military branch
 2301 | of a recognized foreign government or a subcontract thereunder
 2302 | which relates to matters of national defense.

2303 | f. "Space technology products" means products that are
 2304 | specifically designed or manufactured for application in space
 2305 | activities, including, but not limited to, space launch
 2306 | vehicles, space flight vehicles, missiles, satellites or
 2307 | research payloads, avionics, and associated control systems and
 2308 | processing systems and components of any of the foregoing. The
 2309 | term does not include products that are designed or manufactured
 2310 | for general commercial aviation or other uses even though those
 2311 | products may also serve an incidental use in space applications.

2312 | Section 60. Paragraph (d) of subsection (6) of section
 2313 | 212.20, Florida Statutes, is amended to read:

2314 | 212.20 Funds collected, disposition; additional powers of
 2315 | department; operational expense; refund of taxes adjudicated
 2316 | unconstitutionally collected.--

2317 | (6) Distribution of all proceeds under this chapter and s.
 2318 | 202.18(1)(b) and (2)(b) shall be as follows:

2319 | (d) The proceeds of all other taxes and fees imposed
 2320 | pursuant to this chapter or remitted pursuant to s. 202.18(1)(b)
 2321 | and (2)(b) shall be distributed as follows:

2322 | 1. In any fiscal year, the greater of \$500 million, minus
 2323 | an amount equal to 4.6 percent of the proceeds of the taxes
 2324 | collected pursuant to chapter 201, or 5 percent of all other

2325 taxes and fees imposed pursuant to this chapter or remitted
 2326 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in
 2327 monthly installments into the General Revenue Fund.

2328 2. Two-tenths of one percent shall be transferred to the
 2329 Ecosystem Management and Restoration Trust Fund to be used for
 2330 water quality improvement and water restoration projects.

2331 3. After the distribution under subparagraphs 1. and 2.,
 2332 8.814 percent of the amount remitted by a sales tax dealer
 2333 located within a participating county pursuant to s. 218.61
 2334 shall be transferred into the Local Government Half-cent Sales
 2335 Tax Clearing Trust Fund. Beginning July 1, 2003, the amount to
 2336 be transferred pursuant to this subparagraph to the Local
 2337 Government Half-cent Sales Tax Clearing Trust Fund shall be
 2338 reduced by 0.1 percent, and the department shall distribute this
 2339 amount to the Public Employees Relations Commission Trust Fund
 2340 less \$5,000 each month, which shall be added to the amount
 2341 calculated in subparagraph 4. and distributed accordingly.

2342 4. After the distribution under subparagraphs 1., 2., and
 2343 3., 0.095 percent shall be transferred to the Local Government
 2344 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant
 2345 to s. 218.65.

2346 5. After the distributions under subparagraphs 1., 2., 3.,
 2347 and 4., 2.0440 percent of the available proceeds pursuant to
 2348 this paragraph shall be transferred monthly to the Revenue
 2349 Sharing Trust Fund for Counties pursuant to s. 218.215.

2350 6. After the distributions under subparagraphs 1., 2., 3.,
 2351 and 4., 1.3409 percent of the available proceeds pursuant to
 2352 this paragraph shall be transferred monthly to the Revenue

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2353 Sharing Trust Fund for Municipalities pursuant to s. 218.215. If
 2354 the total revenue to be distributed pursuant to this
 2355 subparagraph is at least as great as the amount due from the
 2356 Revenue Sharing Trust Fund for Municipalities and the former
 2357 Municipal Financial Assistance Trust Fund in state fiscal year
 2358 1999-2000, no municipality shall receive less than the amount
 2359 due from the Revenue Sharing Trust Fund for Municipalities and
 2360 the former Municipal Financial Assistance Trust Fund in state
 2361 fiscal year 1999-2000. If the total proceeds to be distributed
 2362 are less than the amount received in combination from the
 2363 Revenue Sharing Trust Fund for Municipalities and the former
 2364 Municipal Financial Assistance Trust Fund in state fiscal year
 2365 1999-2000, each municipality shall receive an amount
 2366 proportionate to the amount it was due in state fiscal year
 2367 1999-2000.

2368 7. Of the remaining proceeds:

2369 a. In each fiscal year, the sum of \$29,915,500 shall be
 2370 divided into as many equal parts as there are counties in the
 2371 state, and one part shall be distributed to each county. The
 2372 distribution among the several counties shall begin each fiscal
 2373 year on or before January 5th and shall continue monthly for a
 2374 total of 4 months. If a local or special law required that any
 2375 moneys accruing to a county in fiscal year 1999-2000 under the
 2376 then-existing provisions of s. 550.135 be paid directly to the
 2377 district school board, special district, or a municipal
 2378 government, such payment shall continue until such time that the
 2379 local or special law is amended or repealed. The state covenants
 2380 with holders of bonds or other instruments of indebtedness

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2381 issued by local governments, special districts, or district
2382 school boards prior to July 1, 2000, that it is not the intent
2383 of this subparagraph to adversely affect the rights of those
2384 holders or relieve local governments, special districts, or
2385 district school boards of the duty to meet their obligations as
2386 a result of previous pledges or assignments or trusts entered
2387 into which obligated funds received from the distribution to
2388 county governments under then-existing s. 550.135. This
2389 distribution specifically is in lieu of funds distributed under
2390 s. 550.135 prior to July 1, 2000.

2391 b. The department shall distribute \$166,667 monthly
2392 pursuant to s. 288.1162 to each applicant that has been
2393 certified as a "facility for a new professional sports
2394 franchise" or a "facility for a retained professional sports
2395 franchise" pursuant to s. 288.1162. Up to \$41,667 shall be
2396 distributed monthly by the department to each applicant that has
2397 been certified as a "facility for a retained spring training
2398 franchise" pursuant to s. 288.1162; however, not more than
2399 \$208,335 may be distributed monthly in the aggregate to all
2400 certified facilities for a retained spring training franchise.
2401 Distributions shall begin 60 days following such certification
2402 and shall continue for not more than 30 years. Nothing contained
2403 in this paragraph shall be construed to allow an applicant
2404 certified pursuant to s. 288.1162 to receive more in
2405 distributions than actually expended by the applicant for the
2406 public purposes provided for in s. 288.1162(6). However, a
2407 certified applicant is entitled to receive distributions up to
2408 the maximum amount allowable and undistributed under this

2409 section for additional renovations and improvements to the
 2410 facility for the franchise without additional certification.

2411 c. Beginning 30 days after notice by the Office of
 2412 Tourism, Trade, and Economic Development to the Department of
 2413 Revenue that an applicant has been certified as the professional
 2414 golf hall of fame pursuant to s. 288.1168 and is open to the
 2415 public, \$166,667 shall be distributed monthly, for up to 300
 2416 months, to the applicant.

2417 d. Beginning 30 days after notice by the Office of
 2418 Tourism, Trade, and Economic Development to the Department of
 2419 Revenue that the applicant has been certified as the
 2420 International Game Fish Association World Center facility
 2421 pursuant to s. 288.1169, and the facility is open to the public,
 2422 \$83,333 shall be distributed monthly, for up to 168 months, to
 2423 the applicant. This distribution is subject to reduction
 2424 pursuant to s. 288.1169. A lump sum payment of \$999,996 shall be
 2425 made, after certification and before July 1, 2000.

2426 e. Every dealer conducting business at a fixed location at
 2427 the John F. Kennedy Space Center or Cape Canaveral Air Force
 2428 Station and selling admissions to the John F. Kennedy Space
 2429 Center or Cape Canaveral Air Force Station, or any part of
 2430 either location, under a contract with the National Aeronautics
 2431 and Space Administration or under a subcontract to such
 2432 contract, shall file returns each month in accordance with this
 2433 sub-subparagraph. Each dealer must file a separate return each
 2434 month which reports, separately from any other sales and use
 2435 taxes due under this chapter, the sale of admissions to the John
 2436 F. Kennedy Space Center or Cape Canaveral Air Force Station or

2437 any part of the facilities or to any event held at either
 2438 location, together with sales at retail of tangible personal
 2439 property from such fixed place of business, and leases and
 2440 licenses by the dealer at the John F. Kennedy Space Center or
 2441 Cape Canaveral Air Force Station taxable under s. 212.031, and
 2442 the taxes collected by the dealer with respect to such
 2443 admissions, leases, licenses, and sales. All amounts due under
 2444 this chapter with respect to these transactions shall be timely
 2445 remitted to the department. The dealer shall simultaneously file
 2446 a copy of the return with Space Florida and a copy with the
 2447 director of the Office of Tourism, Trade, and Economic
 2448 Development, all of which return copies and information
 2449 contained in such copies are subject to the same confidentiality
 2450 provisions as are applicable to returns and information filed
 2451 with the department under s. 213.053. Each month the department
 2452 shall distribute to Space Florida all such proceeds collected
 2453 and remitted to the department as shown on the returns required
 2454 by this sub-subparagraph. However, the monthly distributions may
 2455 not include proceeds of discretionary surtaxes due under this
 2456 chapter. The proceeds of the monthly distributions shall be
 2457 expended for aerospace education projects authorized in s.
 2458 331.305. If the department collects any additional amounts under
 2459 this chapter with respect to any transactions for which a
 2460 separate return is required by this sub-subparagraph, no later
 2461 than 30 days after the collection, the proceeds shall be
 2462 distributed by the department to Space Florida for the uses
 2463 specified in this sub-subparagraph. This sub-subparagraph does
 2464 not affect any dealer's liability for other taxes imposed by and

2465 due under this chapter.

2466 8. All other proceeds shall remain with the General
2467 Revenue Fund.

2468 Section 61. Section 1004.86, Florida Statutes, is created
2469 to read:

2470 1004.86 Florida Center for Mathematics and Science
2471 Education Research.--

2472 (1) The Department of Education shall establish at a
2473 public state university the Florida Center for Mathematics and
2474 Science Education Research to increase student achievement in
2475 science and mathematics. The center shall:

2476 (a) Provide technical assistance and support to school
2477 districts and schools in the development and implementation of
2478 mathematics and science instruction.

2479 (b) Conduct applied research on policy and practices
2480 related to mathematics and science instruction and assessment in
2481 the state.

2482 (c) Conduct or compile basic research regarding student
2483 acquisition of mathematics and science knowledge and skills.

2484 (d) Develop comprehensive course frameworks for
2485 mathematics and science courses that emphasize rigor and
2486 relevance at the elementary, middle, and high school levels.

2487 (e) Disseminate information regarding research-based
2488 teaching practices in mathematics and science to teachers and
2489 teacher educators in the state.

2490 (f) Collect, manage, and report on assessment information
2491 regarding student achievement in mathematics and science.

2492 (g) Establish partnerships with state universities,

2493 community colleges, and school districts.

2494 (h) Collaborate with the Florida Center for Reading
 2495 Research in order to provide research-based practices that
 2496 integrate the teaching of reading within mathematics and
 2497 sciences courses.

2498 (2) The department shall monitor the center through the
 2499 Division of K-12 Public Schools.

2500 Section 62. Sections 331.314, 331.367, 331.368, 331.401,
 2501 331.403, 331.405, 331.407, 331.409, 331.411, 331.415, 331.417,
 2502 and 331.419, Florida Statutes, are repealed.

2503 Section 63. The Florida Space Authority, the Florida Space
 2504 Research Institute, and the Florida Aerospace Finance
 2505 Corporation are dissolved effective September 1, 2006. Space
 2506 Florida, as created by this act, is the successor organization
 2507 to, and as such shall assume the records, property, obligations,
 2508 and unexpended balances of appropriations, allocations, or other
 2509 funds of, the Florida Space Authority, the Florida Space
 2510 Research Institute, and the Florida Aerospace Finance
 2511 Corporation.

2512 Section 64. The Governor, the President of the Senate, and
 2513 the Speaker of the House of Representatives shall appoint the
 2514 board of directors of Space Florida no later than July 1, 2006.
 2515 The board of directors of Space Florida shall hold its first
 2516 meeting no later than August 1, 2006. The board of directors of
 2517 Space Florida shall appoint a president no later than September
 2518 1, 2006. The Executive Office of the Governor shall provide
 2519 staffing, and transitional support to Space Florida until
 2520 December 31, 2006.

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2521 Section 65. Subsection (12) is added to section 288.1224,
 2522 Florida Statutes, to read:

2523 288.1224 Powers and duties.--The commission:

2524 (12) Shall enter into a memorandum of agreement with Space
 2525 Florida and Enterprise Florida, Inc., to develop a public
 2526 advertising program promoting aerospace-related activities,
 2527 businesses, or any Space Florida project.

2528 Section 66. Subsections (7) and (8) are added to section
 2529 288.9015, Florida Statutes, to read:

2530 288.9015 Enterprise Florida, Inc.; purpose; duties.--

2531 (7) Enterprise Florida, Inc., shall enter into a
 2532 memorandum of agreement with Space Florida to:

2533 (a) Develop a plan to retain, expand, attract, and create
 2534 aerospace industry entities, public or private, which result in
 2535 the creation of high-value-added businesses and jobs in this
 2536 state.

2537 (b) Develop a plan to assist in the financing of aerospace
 2538 businesses.

2539 (8) Enterprise Florida, Inc., shall enter into a
 2540 memorandum of agreement with Space Florida and the Florida
 2541 Commission on Tourism and its direct-support organization to
 2542 develop a public advertising program promoting aerospace-related
 2543 activities, businesses, and any Space Florida project.

2544 Section 67. Subsection (12) is added to section 445.004,
 2545 Florida Statutes, to read:

2546 445.004 Workforce Florida, Inc.; creation; purpose;
 2547 membership; duties and powers.--

2548 (12) Workforce Florida, Inc., shall enter into a

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2549 memorandum of agreement with Space Florida, and collaborate with
 2550 Florida vocational institutes, community colleges, colleges, and
 2551 universities, to develop a workforce development strategy to
 2552 implement s. 331.3051.

2553 Section 68. Subsection (17) is added to section 1001.10,
 2554 Florida Statutes, read:

2555 1001.10 Commissioner of Education; general powers and
 2556 duties.--The Commissioner of Education is the chief educational
 2557 officer of the state, and is responsible for giving full
 2558 assistance to the State Board of Education in enforcing
 2559 compliance with the mission and goals of the seamless K-20
 2560 education system. To facilitate innovative practices and to
 2561 allow local selection of educational methods, the State Board of
 2562 Education may authorize the commissioner to waive, upon the
 2563 request of a district school board, State Board of Education
 2564 rules that relate to district school instruction and school
 2565 operations, except those rules pertaining to civil rights, and
 2566 student health, safety, and welfare. The Commissioner of
 2567 Education is not authorized to grant waivers for any provisions
 2568 in rule pertaining to the allocation and appropriation of state
 2569 and local funds for public education; the election,
 2570 compensation, and organization of school board members and
 2571 superintendents; graduation and state accountability standards;
 2572 financial reporting requirements; reporting of out-of-field
 2573 teaching assignments under s. 1012.42; public meetings; public
 2574 records; or due process hearings governed by chapter 120. No
 2575 later than January 1 of each year, the commissioner shall report
 2576 to the Legislature and the State Board of Education all approved

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2577 waiver requests in the preceding year. Additionally, the
2578 commissioner has the following general powers and duties:

2579 (17) To enter into a memorandum of agreement with Space
2580 Florida to develop innovative aerospace-related education
2581 programs that promote mathematics and science education for
2582 grades K-20.

2583

2584 The commissioner's office shall operate all statewide functions
2585 necessary to support the State Board of Education and the K-20
2586 education system, including strategic planning and budget
2587 development, general administration, and assessment and
2588 accountability.

2589 Section 69. This act shall take effect upon becoming a
2590 law.