

House Bill No. 1579

An act relating to the Sarasota Manatee Airport Authority; amending chapter 2003-309, Laws of Florida; authorizing and empowering the authority to be and serve as a local agency under pt. II of ch. 159, F.S., the Florida Industrial Development Financing Act; eliminating the aggregate limit on outstanding industrial development revenue bonds issued by the authority; deleting hyphens in “Sarasota-Manatee Airport Authority” and “Sarasota-Bradenton International Airport”; substituting the Transportation Security Administration for the Federal Aviation Administration as the federal agency authorized to enforce security programs; changing the reference to adjacent campus from “University of South Florida” to “New College of Florida” for purposes of defining the term “airport grounds”; providing an effective date.

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

Section 1. Section 1, subsection (1) of section 3, subsection (11) of section 5, subsection (1) of section 10, paragraph (c) of subsection (1) and paragraph (d) of subsection (3) of section 14, and subsection (2) of section 16 of section 3 of chapter 2003-309, Laws of Florida, are amended to read:

Section 1. Short title.—This act ~~may be cited as shall be known by the popular name~~ the “Sarasota Manatee ~~Sarasota-Manatee~~ Airport Authority Act.”

Section 3. Creation and membership of authority.—

(1) There is hereby created a body politic and corporate to be known as the “Sarasota Manatee ~~Sarasota-Manatee~~ Airport Authority” for the purpose of acquiring, constructing, improving, financing, operating, and maintaining airport facilities. The authority is constituted a public instrumentality, and the exercise by the authority of its powers conferred by this act is deemed and held to be the performance of essential governmental functions.

Section 5. Powers of the authority.—The authority is authorized and empowered:

(11) To acquire real property in the name of the authority by gift, purchase, or the exercise of the power of eminent domain in accordance with the laws of this state which may be applicable to the exercise of such powers by counties or municipalities, including, without limitation, the leasehold interest of lessees under leases made by the authority as lessor; to acquire such personal property as it considers necessary in connection with the acquisition, construction, reconstruction, improvement, extension, enlargement, equipment, operation, maintenance, or repair of any airport facilities; and to hold and dispose of all such real and personal property under its control. The power granted in this subsection, and under subsection (5) for acquisition of lands, is limited to lands or interests therein needed for air-

port purposes for the existing Sarasota Bradenton Sarasota-Bradenton International Airport; however, such limitation does not apply to any other lands or interests therein if:

(a) The acquisition is for a general aviation facility that is not acquired for purposes of accommodating major certified air carriers and the acquisition is approved by resolutions of the county and municipality, if any, within which such lands lie; or

(b) The acquisition is for use by major certified air carriers and has been approved in a referendum of electors in each of the Counties of Manatee and Sarasota.

Section 10. Industrial development revenue bonds.—

(1) It is the purpose of this section to authorize the authority to foster and encourage the development of industrial facilities, including pollution control facilities, to create or preserve employment opportunities, to protect the physical environment, to preserve and increase the prosperity of the Counties of Sarasota and Manatee, and to promote the general welfare of all their citizens without the use of public funds by issuing industrial development revenue bonds to assist the financing of such facilities. It is declared that there are a number of industrial facilities on lands presently owned by the authority which are greatly in need of reconstruction, improvement, remodeling, replacement, or enlargement in order that these lands and facilities may be best utilized pending any future use of such lands and facilities for airport purposes and that the financing of such reconstruction, improvement, remodeling, replacement, or enlargement, as provided in this section, will enable the authority to maintain or increase its income from such lands and facilities. It is further declared that the actions authorized by this section serve a public purpose and that in carrying out the provisions of this section the authority is regarded as performing an essential governmental function. The authority is expressly authorized and empowered to do all acts or things necessary or proper to be and serve as a local agency under part II of chapter 159, Florida Statutes, with respect to any project as defined therein. Any bonds issued by the authority pursuant to part II of chapter 159, Florida Statutes, shall be entitled to all the benefits contained in said part, including, but not limited to, ss. 159.31, 159.39, and 159.40, Florida Statutes outstanding industrial development revenue bonds authorized by this section may not at any time exceed \$3 million in the aggregate.

Section 14. Law enforcement functions of the authority.—

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

(c) “Airport grounds” includes all of the airport except for any property or facilities that are under the guidance, supervision, regulation, or control of New College the University of South Florida.

(3) Airport authority police.—

(d) Airport authority police must meet the requirements of the Transportation Security Federal Aviation Administration prescribed in Title 49 14,

Chapter 1, Parts ~~1542~~ 107 and ~~1544~~ 108, of the Code of Federal Regulations, relating to airport security and airplane operator security. An airport authority police officer has the authority to enforce each security program, and each passenger-screening program, required by the Aviation and Transportation Security Act, Public Law 107-71, or any successor statute.

Section 16. Beverage license.—

(2) Such beverage license shall be issued upon proper application for license to conduct business, as provided by law. The application must be in the name of the Sarasota Manatee ~~Sarasota-Manatee~~ Airport Authority, and when issued it must be issued in the name of such applicant. The applicant shall pay to the tax collector the license fee for the kind of license that the applicant desires, as provided by the Beverage Law.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor June 6, 2006.

Filed in Office Secretary of State June 6, 2006.