

## CHAPTER 2010-105

### Committee Substitute for House Bill No. 451

An act relating to Space Florida; creating s. 331.3081, F.S.; revising provisions for the governing board of Space Florida to terminate the existing board and replace it with a new board meeting the requirements of this section; providing for membership; providing for appointment of certain voting members by the Governor subject to confirmation by the Senate; providing for designation of a chair; providing for appointment of nonvoting members by the President of the Senate and the Speaker of the House of Representatives; providing for terms of the members and organization of the board; providing for reappointment or removal of members; providing for meetings and actions of the board; providing for reimbursement of expenses incurred by members and staff of the board; requiring members to file disclosure of financial interests; repealing s. 331.308, F.S., relating to the board of directors of Space Florida; providing an effective date.

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

Section 1. Section 331.3081, Florida Statutes, is created to read:

331.3081 Board of directors.—

(1) Space Florida shall be governed by a board of directors consisting of 13 voting members and 2 nonvoting members.

(a) The Governor shall appoint nine voting members of the board of directors pursuant to the requirements of this section.

(b) The Governor shall appoint members so that the membership of the board reflects the statewide presence of Florida's aerospace industry. When making appointments to the board, the Governor shall consider whether the membership reflects the racial, ethnic, and gender diversity, as well as the geographic distribution, of the population of the state.

(c) Designees of voting members described in subparagraph (f)1. shall have authority to vote. Designees of voting members described in subparagraph (f)2. shall not have authority to vote.

(d) All appointees must have demonstrated knowledge and experience in the field of aerospace or have experience which is directly applicable to the state's aerospace endeavors.

(e) All voting members of the board who are newly appointed by the Governor must be residents of the state or have a business enterprise in the state.

(f1. The board of directors shall include the following ex officio voting members:

a. The Governor or the Lieutenant Governor as the Governor’s designee, who shall serve as chair of the board.

b. The Secretary of Transportation or the secretary’s designee.

c. The president of Workforce Florida, Inc., or the president’s designee.

d. The president of Enterprise Florida, Inc., or the president’s designee.

2. The Governor shall appoint the following voting members to the board, subject to confirmation by the Senate:

a. One member from organized labor with experience in the aerospace industry.

b. Two members from the state’s aerospace-related industries at large across the state.

c. Two members from two separate commercial aerospace companies involved in human space flight programs or commercial access to space.

d. Two members from two separate commercial companies working under Federal Government contracts to conduct space-related business.

e. One member from an alternative energy enterprise with potential for aerospace applications.

f. One member from the aerospace industry whose primary client is the United States Department of Defense.

3. The President of the Senate shall appoint one nonvoting, ex officio member from the members of the Senate.

4. The Speaker of the House of Representatives shall appoint one nonvoting, ex officio member from the members of the House of Representatives.

(2) The terms of the current members of the Space Florida board of directors shall expire 90 days after this section takes effect.

(3) The initial appointments under this section and Senate confirmations of the appointments shall occur 91 days after this section takes effect. New appointees shall have interim status pending the next called meeting of the Senate.

(4) The terms of four of the Governor’s initial appointments under this section shall be for 2 years, at the discretion of the Governor.

(5) The terms of five of the Governor’s initial appointments under this section shall be for 4 years, at the discretion of the Governor.

(6) At the expiration of the initial terms under this section, subsequent members appointed by the Governor shall each serve 4-year terms.

(7) Vacancies on the board shall be filled for the unexpired term in the same manner as the original appointment.

(8) The appointees of the President of the Senate and the Speaker of the House of Representatives shall serve at the pleasure of the President of the Senate and the Speaker of the House of Representatives, respectively.

(9) Any member appointed under this section is eligible for reappointment.

(10) Appointed members may be removed by the Governor for cause or by a simple majority of the board of directors voting at a properly noticed meeting of the board.

(11) The board of directors shall meet at least four times each year upon the call of the Governor, at the request of the Lieutenant Governor, or at the request of a majority of the board members.

(12) The board of directors may take official action by a majority vote of the members present at any meeting at which a quorum is present.

(13) Members of the board of directors shall serve without compensation; however, members and support staff may be reimbursed for all reasonable, necessary, and actual expenses as determined by the board of directors pursuant to s. 112.061.

(14) Each member of the board of directors who is not otherwise required to file financial disclosure pursuant to s. 8, Art. II of the State Constitution or s. 112.3144 shall file disclosure of financial interests pursuant to s. 112.3145.

Section 2. Section 331.308, Florida Statutes, is repealed.

Section 3. This act shall take effect upon becoming a law.

Approved by the Governor May 26, 2010.

Filed in Office Secretary of State May 26, 2010.