

**STORAGE NAME:** h1621.frc.doc

**DATE:** March 4, 2002

**HOUSE OF REPRESENTATIVES**  
**FISCAL RESPONSIBILITY COUNCIL**  
**ANALYSIS**

**BILL #:** HB 1621

**RELATING TO:** Spaceport Florida Authority

**SPONSOR(S):** Representative Lacasa

**TIED BILL(S):**

**ORIGINATING COMMITTEE(S)/COUNCIL(S)/COMMITTEE(S) OF REFERENCE:**

- (1) ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE YEAS 8 NAYS 0
- (2) TRANSPORTATION & ECONOMIC DEVELOPMENT COMMITTEE YEAS 15 NAYS 0
- (3) FISCAL RESPONSIBILITY COUNCIL
- (4)
- (5)

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I. SUMMARY:

This bill amends s. 331.308, F.S., to designate the composition of the Spaceport Florida Authority (SFA) board of supervisors. The bill changes the number of voting members appointed by the Governor from seven to nine, maintaining an ex-officio non-voting senator appointed by the President of the Senate, an ex-officio non-voting state representative appointed by the Speaker of the House, one designee from labor interests, and one designee from minority interests. This bill requires that five of the nine regular board members come from designated space-related contractors.

**On February 20, 2002, the Committee on Economic Development and International Trade reported the bill favorably with one strike all amendment. On February 22, 2002, the Committee on Transportation & Economic Development Appropriations adopted a substitute amendment for the Economic Development and International Trade amendment. See section VI of this analysis for further explanation of these amendments.**

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II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- |                                   |                              |                             |                                         |
|-----------------------------------|------------------------------|-----------------------------|-----------------------------------------|
| 1. <u>Less Government</u>         | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u>             | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u>      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u>      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

In 1989, the Florida legislature created the SFA with the "Spaceport Florida Authority Act" in part II, ss. 331.301 through 331.360, of chapter 331, F.S. The purpose of the Spaceport Florida Authority Act is to provide a unified direction for space-related economic growth and educational development, to ensure a stable and dynamic economic climate, to attract and maintain space-related businesses suitable to the state, and to further the coordination and development of Florida's economy. To that end, the SFA works through the direction of its board of supervisors with the federal government, private industry, and Florida universities to develop and expand spaceport facilities, space launch capacity, spaceport projects, and complementary activities. The SFA also works with public and private universities and community colleges in the state to increase their involvement in space-related research and education.

Section 331.308, F.S., creates a nine-member board of supervisors, appointed by the Governor and legislative leaders, to which the SFA's executive director reports. The Governor appoints seven board members to serve four-year terms, with two additional non-voting members serving two-year terms appointed by the President of the Senate and the Speaker of the House of Representatives, respectively. Each regular board member must be a Florida resident with aerospace, financial, space related commercial, or other significant relevant experience. One regular member represents organized labor interests and one represents minority interests. The Governor has the authority to remove any regular board member for cause.

C. EFFECT OF PROPOSED CHANGES:

This bill alters the composition of the SFA board of supervisors by amending s. 331.308, F.S. The bill changes the number of voting members appointed by the Governor from seven to nine, but maintains an ex-officio non-voting senator appointed by the President of the Senate and an ex-officio non-voting representative appointed by the Speaker of the House. Five members of the voting board must represent Florida's space flight business, solicited and appointed by the Governor, on the recommendation of top management of the following entities:

- Prime contractor responsible for the Atlas and Titan launch vehicle programs;
- Prime contractor responsible for the Delta launch vehicle program;
- Prime contractor responsible for commercial payload processing services for the Atlas and Delta launch programs;
- Prime contractor for human space flight; and

- Prime contractor responsible for operation of the Joint Base Operations Contract at the Kennedy Space Center and the Cape Canaveral Air Force Station.

Of the remaining appointees, two shall represent the state at large, one shall represent labor interests, and one shall represent minority interests.

The Senate must confirm each of these voting board members before the next regular session. All regular board members must be Florida residents with aerospace, financial, space related commercial, or other significant relevant experience. Also, the bill authorizes the Governor to remove any regular member from the board for cause.

D. SECTION-BY-SECTION ANALYSIS:

See "Effect of Proposed Changes" portion of this analysis.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to spend money.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the revenue raising authority of counties or municipalities.

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This bill does not reduce the percent of a state tax shared with counties or municipalities.

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. OTHER COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

On February 20, 2002, the Committee on Economic Development and International Trade reported the bill favorably with one strike all amendment that substantially changes the bill by altering the number and composition of regular members of the board of supervisors from nine to eight. Four of the regular members shall now represent Florida's space-flight related businesses, with one of the four representing a small Florida space-related business. The Lieutenant Governor shall serve as Chair of the board of supervisors and cast the deciding vote in case the votes of the eight regular members result in a tie. All regular members shall be subject to confirmation by the Senate at the next regular legislative session.

On February 22, 2002, the Committee on Transportation & Economic Development Appropriations adopted a substitute amendment for the amendment from Economic Development and International Trade. This amendment makes technical and conforming changes.

VII. SIGNATURES:

COMMITTEE ON ECONOMIC DEVELOPMENT AND INTERNATIONAL TRADE:

Prepared by:

Staff Director:

Benjamin G. Snipes

J. Paul Whitfield, Jr.

AS REVISED BY THE COMMITTEE ON TRANSPORTATION & ECONOMIC DEVELOPMENT  
COMMITTEE:

Prepared by:

Staff Director:

Kurt Hamon

Eliza Hawkins

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AS FURTHER REVISED BY THE FISCAL RESPONSIBILITY COUNCIL:

Prepared by:

Staff Director:

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Kurt Hamon

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David Coburn