

26 | device capable of atmospheric flight, including but not limited
 27 | to airplanes, autogyros, gliders, gyrodyne, helicopters, lift
 28 | and cruise, multicopter, paramotors, powered lift, seaplanes,
 29 | tiltrotors, ultralights, and vectored thrust, except a parachute
 30 | or other such device used primarily as safety equipment.

31 | (2) "Airport" means an area of land or water used for, or
 32 | intended to be used for, ~~landing and takeoff of aircraft~~
 33 | operations, which may include including appurtenant areas,
 34 | buildings, facilities, or rights-of-way necessary to facilitate
 35 | such use or intended use, if any exist. The term includes, but
 36 | is not limited to, airparks, airports, gliderports, heliports,
 37 | helistops, seaplane bases, ultralight flightparks, vertiports,
 38 | and vertistops.

39 | ~~(8) "Ultralight aircraft" means any aircraft meeting the~~
 40 | ~~criteria established by part 103 of the Federal Aviation~~
 41 | ~~Regulations.~~

42 | Section 2. Subsections (3) and (4) of section 330.30,
 43 | Florida Statutes, are renumbered as subsections (4) and (5),
 44 | respectively, paragraph (a) of subsection (1), paragraph (a) of
 45 | subsection (2), and present subsection (4) are amended, and a
 46 | new subsection (3) is added to that section, to read:

47 | 330.30 Approval of airport sites; registration and
 48 | licensure of airports.—

49 | (1) SITE APPROVALS; REQUIREMENTS, EFFECTIVE PERIOD,
 50 | REVOCATION.—

51 (a) Except as provided in subsection (4) ~~(3)~~, the owner or
 52 lessee of a proposed airport shall, before site acquisition or
 53 construction or establishment of the proposed airport, obtain
 54 approval of the airport site from the department. Applications
 55 for approval of a site shall be made in a form and manner
 56 prescribed by the department. The department shall grant the
 57 site approval if it is satisfied:

58 1. That the site has adequate area allocated for the
 59 airport as proposed.

60 2. That the proposed airport will conform to licensing or
 61 registration requirements and will comply with the applicable
 62 local government land development regulations or zoning
 63 requirements.

64 3. That all affected airports, local governments, and
 65 property owners have been notified and any comments submitted by
 66 them have been given adequate consideration.

67 4. That safe air-traffic patterns can be established for
 68 the proposed airport with all existing airports and approved
 69 airport sites in its vicinity.

70 (2) LICENSES AND REGISTRATIONS; REQUIREMENTS, RENEWAL,
 71 REVOCATION.—

72 (a) Except as provided in subsection (4) ~~(3)~~, the owner or
 73 lessee of an airport in this state shall have a public airport
 74 license, private airport registration, or temporary airport
 75 registration before the operation of aircraft to or from the

76 | airport. Application for a license or registration shall be made
 77 | in a form and manner prescribed by the department.

78 | 1. For a public airport, upon granting site approval, the
 79 | department shall issue a license after a final airport
 80 | inspection finds the airport to be in compliance with all
 81 | requirements for the license. The license may be subject to any
 82 | reasonable conditions the department deems necessary to protect
 83 | the public health, safety, or welfare.

84 | 2. For a private airport, upon granting site approval, the
 85 | department shall provide controlled electronic access to the
 86 | state aviation facility data system to permit the applicant to
 87 | complete the registration process. Registration shall be
 88 | completed upon self-certification by the registrant of
 89 | operational and configuration data deemed necessary by the
 90 | department.

91 | 3. For a temporary airport, the department must publish
 92 | notice of receipt of a completed registration application in the
 93 | next available publication of the Florida Administrative
 94 | Register and may not approve a registration application less
 95 | than 14 days after the date of publication of the notice. The
 96 | department must approve or deny a registration application
 97 | within 30 days after receipt of a completed application and must
 98 | issue the temporary airport registration concurrent with the
 99 | airport site approval. A completed registration application that
 100 | is not approved or denied within 30 days after the department

101 receives the completed application is considered approved and
 102 shall be issued, subject to such reasonable conditions as are
 103 authorized by law. An applicant seeking to claim registration by
 104 default under this subparagraph must notify the agency clerk of
 105 the department, in writing, of the intent to rely upon the
 106 default registration provision of this subparagraph and may not
 107 take any action based upon the default registration until after
 108 receipt of such notice by the agency clerk.

109 (3) VERTIPOINTS.—On or after July 1, 2024, the owner or
 110 lessee of a proposed vertiport must comply with subsection (1)
 111 in obtaining site approval and subsection (2) in obtaining an
 112 airport license or registration. In conjunction with the
 113 granting of site approval, the department must conduct a final
 114 physical inspection of the vertiport to ensure compliance with
 115 all the requirements for airport licensure or registration.

116 (5)~~(4)~~ EXCEPTIONS.—Private airports with 10 or more based
 117 aircraft may request to be inspected and licensed by the
 118 department. Private airports licensed according to this
 119 subsection shall be considered private airports as defined in s.
 120 330.27 ~~s. 330.27(5)~~ in all other respects.

121 Section 3. Subsection (10) is added to section 332.006,
 122 Florida Statutes, to read:

123 332.006 Duties and responsibilities of the Department of
 124 Transportation.—The Department of Transportation shall, within
 125 the resources provided pursuant to chapter 216:

126 (10) Designate a subject matter expert for advanced air
 127 mobility within the department's aviation office. The advanced
 128 air mobility subject matter expert shall be:

129 (a) Located in the office of the department's district
 130 that includes the City of Orlando.

131 (b) A resource for local jurisdictions navigating advances
 132 in aviation technology, including vertical takeoff and landing
 133 aircraft, and electrification of aviation.

134 Section 4. Section 332.15, Florida Statutes, is created to
 135 read:

136 332.15 Advanced air mobility.-

137 (1) It is the intent of the Legislature to promote the
 138 development of vertical takeoff and landing aircraft and
 139 vertiports that will provide residents and visitors of this
 140 state with access to advanced air mobility operations.

141 (2) The Department of Transportation shall:

142 (a) Serve as a resource for local governments and
 143 developers and operators of vertical takeoff and landing
 144 aircraft and vertiports.

145 (b) By December 31, 2024, provide to the Governor, the
 146 President of the Senate, and the Speaker of the House of
 147 Representatives a report describing all of the following:

148 1. The status of the advanced air mobility industry
 149 nationwide and of charging and fueling capabilities.

150 2. Current and proposed airports where advanced air

151 mobility operations are occurring or will occur.

152 3. Advances in aviation technology relating to advanced
 153 air mobility.

154 4. The status of federal regulations relevant to vertical
 155 takeoff and landing aircraft and vertiports, including any
 156 updates since the prior year's report to 14 C.F.R. part 77 or
 157 other relevant federal regulations.

158 5. Recommendations for ways, including potential statutory
 159 changes, to facilitate land use compatibility around vertiports.

160 6. Advanced air mobility best practices.

161 7. Recommendations for increased Department of
 162 Transportation personnel to accommodate necessary inspections of
 163 advanced air mobility operations.

164 8. Recommendations for ways, including potential statutory
 165 changes, to incorporate advanced air mobility in the Department
 166 of Transportation's Strategic Intermodal System.

167 9. Ways the Department of Transportation may use, promote,
 168 and further advanced air mobility for the public good,
 169 including, but not limited to, medical transportation, emergency
 170 services, law enforcement, and disaster relief.

171 10. The future infrastructure needed to support and
 172 further advanced air mobility operations.

173 (4) The Greater Orlando Aviation Authority is designated
 174 as the advanced air mobility test site for this state.

175 Section 5. Subsection (2) of section 333.03, Florida

176 Statutes, is amended to read:

177 333.03 Requirement to adopt airport zoning regulations.—

178 (2) In the manner provided in subsection (1), political
 179 subdivisions shall adopt, administer, and enforce airport land
 180 use compatibility zoning regulations. At a minimum, airport land
 181 use compatibility zoning regulations must address ~~shall, at a~~
 182 ~~minimum, consider~~ the following:

183 (a) The prohibition of new landfills and the restriction
 184 of existing landfills within the following areas:

185 1. Within 10,000 feet from the nearest point of any runway
 186 used or planned to be used by turbine aircraft.

187 2. Within 5,000 feet from the nearest point of any runway
 188 used by only nonturbine aircraft.

189 3. Outside the perimeters defined in subparagraphs 1. and
 190 2., but still within the lateral limits of the civil airport
 191 imaginary surfaces defined in 14 C.F.R. s. 77.19. Case-by-case
 192 review of such landfills is advised.

193 (b) When ~~Where~~ any landfill is located and constructed in
 194 a manner that attracts or sustains hazardous bird movements from
 195 feeding, water, or roosting areas into, or across, the runways
 196 or approach and departure patterns of aircraft. The landfill
 197 operator must incorporate bird management techniques or other
 198 practices to minimize bird hazards to airborne aircraft.

199 (c) When ~~Where~~ an airport authority or other governing
 200 body operating a public-use airport has conducted a noise study

201 in accordance with 14 C.F.R. part 150, or where a public-use
202 airport owner has established noise contours pursuant to another
203 public study accepted by the Federal Aviation Administration,
204 the prohibition of incompatible uses, as established in the
205 noise study in 14 C.F.R. part 150, Appendix A or as a part of an
206 alternative Federal Aviation Administration-accepted public
207 study, within the noise contours established by any of these
208 studies, except if such uses are specifically contemplated by
209 such study with appropriate mitigation or similar techniques
210 described in the study.

211 (d) When ~~Where~~ an airport authority or other governing
212 body operating a public-use airport has not conducted a noise
213 study, the prohibition ~~mitigation~~ of ~~potential incompatible uses~~
214 ~~associated with~~ residential construction and ~~any~~ educational
215 facilities ~~facility~~, with the exception of aviation school
216 facilities or residential property near a public-use airport
217 that has as its sole runway a turf runway measuring less than
218 2,800 feet in length, within an area contiguous to the airport
219 measuring one-half the length of the longest runway on either
220 side of and at the end of each runway centerline.

221 (e) The restriction of new incompatible uses, activities,
222 or substantial modifications to existing incompatible uses
223 within runway protection zones.

224 Section 6. This act shall take effect July 1, 2024.