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A bill to be entitled
An act relating to airports; creating s.
379.2293, F.S.; providing immunities from
administrative, civil, or criminal liability
or other sanctions for airport authorities
and other owners or operators of airports
with respect to actions authorized under
specified state or federal laws, rules, or
permits; providing that such state or
federal authorization prevails over certain
other restrictions or requirements to the
extent of any conflict; applying the
immunities to officers, employees,
contractors, contractors' employees, and
governing board members; providing an
effective date.

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

Section 1. Section 379.2293, Florida Statutes, is created
to read:

379.2293 Airport activities within the scope of a permit or
other authorization for depredation or harassment.—

(1) The Legislature finds and declares that the ability of
airports to manage wildlife hazards consistent with state and
federal law is necessary to prevent jeopardy to human life or
aircraft safety. It is the intent of the Legislature that
actions taken by airports within the scope of authorizations to
manage wildlife for such purposes not be subject to penalties,
restrictions, liabilities, or sanctions and that such

32 authorizations not be superseded by actions of other state or
33 local agencies.

34 (2) Notwithstanding any other provision of law to the
35 contrary, an airport authority or other entity that owns or
36 operates an airport is not subject to any administrative, civil,
37 or criminal penalty, restriction, liability, or other sanction
38 with respect to any authorized action taken for the purpose of
39 protecting human life or aircraft safety from wildlife hazards.

40 (3) As used in this section, an "authorized action taken
41 for the purpose of protecting human life or aircraft safety from
42 wildlife hazards" is an action that is authorized by or within
43 the scope of any of the following:

44 (a) The airport's Wildlife Hazard Management Plan, as
45 approved by the United States Federal Aviation Administration.

46 (b) A depredation permit issued by the United States Fish
47 and Wildlife Service.

48 (c) A standing order of the United States Fish and Wildlife
49 Service.

50 (d) Rules 68A-9.010(4) or 68A-27.002, Florida
51 Administrative Code, or a permit authorizing the harassment of
52 wildlife issued by the Fish and Wildlife Conservation
53 Commission.

54 (4) If an action within the scope of an authorization
55 referred to in subsection (3) conflicts or appears to conflict
56 with a development permit, land development regulation, local
57 comprehensive plan, or other environmental or land use law,
58 rule, restriction, or requirement, the authorization referred to
59 in subsection (3) prevails to the extent of the conflict.

60 (5) In addition to applying to the airport authority or
61 other owner or operator of the airport, the immunities conferred
62 by this section also apply to any officer, employee, contractor,

63 or employee of a contractor of the airport authority or other
64 owner or operator of the airport or any member of the airport
65 governing body, to the extent that the actions of the officer,
66 employee, contractor, contractor's employee, or member are
67 authorized by or within the scope of one or more of the legal
68 authorities referred to in subsection (3).

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