



ROADS, BRIDGES & PORTS POLICY COMMITTEE

ACTION PACKET

**Wednesday, March 17, 2010
9:00 A.M.
404 HOB**

**Larry Cretul
Speaker**

**Gary Aubuchon
Chair**

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee
3/17/2010 9:00:00AM

Location: 404 HOB

Summary:

Roads, Bridges & Ports Policy Committee

Wednesday March 17, 2010 09:00 am

HB 631	Favorable With Committee Substitute	Yeas: 9 Nays: 2
HB 795	Favorable With Committee Substitute	Yeas: 10 Nays: 0
HB 875	Favorable With Committee Substitute	Yeas: 11 Nays: 0
HB 1271	Favorable With Committee Substitute	Yeas: 12 Nays: 0
HB 1297	Favorable With Committee Substitute	Yeas: 10 Nays: 0
HB 1331	Favorable With Committee Substitute	Yeas: 11 Nays: 0
PCS for HB 221	Favorable	Yeas: 11 Nays: 0
PCS for HB 971	Favorable	Yeas: 10 Nays: 0

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee
3/17/2010 9:00:00AM

Location: 404 HOB

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Gary Aubuchon (Chair)	X		
Gwyndolen Clarke-Reed	X		
Clay Ford	X		
Audrey Gibson	X		
Mike Horner	X		
Jimmy Patronis	X		
Stephen Precourt	X		
Lake Ray	X		
Julio Robaina			X
Hazelle Rogers	X		
Richard Steinberg	X		
Dwayne Taylor	X		
Nicholas Thompson	X		
Ritch Workman	X		
Totals:	13	0	1

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

HB 631 : Motor Vehicle Transactions

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gwyndolen Clarke-Reed		X			
Clay Ford	X				
Audrey Gibson		X			
Mike Horner	X				
Jimmy Patronis	X				
Stephen Precourt	X				
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson	X				
Ritch Workman	X				
Gary Aubuchon (Chair)				X	
Total Yeas: 9 Total Nays: 2					

Appearances:

Motor Vehicle Transactions

Josh Aubuchon (Lobbyist) - Proponent
 Florida Recreational Vehicle Trade Association
 215 S Monroe, Suite 200
 Tallahassee FL
 Phone: 850-222-3533

Motor Vehicle Transactions

Marc Dunbar, Attorney (Lobbyist) - Proponent
 Polaris Industries
 215 S Monroe
 Tallahassee FL
 Phone: 850-222-3533

Motor Vehicle Transactions

John Grant (Lobbyist) - Proponent
 Florida Independent Automobile Dealers
 10025 Orange Grove Drive
 Tampa FL 33618
 Phone: 813-787-9900

Motor Vehicle Transactions

Steve Jordan, Executive Director (Lobbyist) - Proponent
 Florida Independent Automobile Dealers
 1840 Fiddler
 Tallahassee FL
 Phone: 850-385-2712

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 631 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED ___ (Y/N)
ADOPTED AS AMENDED ___ (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT ___ (Y/N)
WITHDRAWN ___ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative Burgin offered the following:

4
5 **Amendment (with title amendment)**

6 Between lines 46 and 47, insert:

7 Section 1. Subsection (9) of section 261.03, Florida
8 Statutes, is amended to read:

9 261.03 Definitions.—As used in this chapter, the term:

10 (9) "ROV" means any motorized recreational off-highway
11 vehicle 64 ~~60~~ inches or less in width, having a dry weight of
12 2,000 ~~1,500~~ pounds or less, designed to travel on four or more
13 nonhighway tires, having nonstraddle seating and a steering
14 wheel, and manufactured for recreational use by one or more
15 persons. The term "ROV" does not include a golf cart as defined
16 in ss. 320.01(22) and 316.003(68) or a low-speed vehicle as
17 defined in s. 320.01(42).

18 Section 2. Subsection (9) of section 317.0003, Florida
19 Statutes, is amended to read:

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 631 (2010)

Amendment No. 1

20 317.0003 Definitions.—As used in this chapter, the term:
21 (9) "ROV" means any motorized recreational off-highway
22 vehicle 64 ~~60~~ inches or less in width, having a dry weight of
23 2,000 ~~1,500~~ pounds or less, designed to travel on four or more
24 nonhighway tires, having nonstraddle seating and a steering
25 wheel, and manufactured for recreational use by one or more
26 persons. The term "ROV" does not include a golf cart as defined
27 in ss. 320.01(22) and 316.003(68) or a low-speed vehicle as
28 defined in s. 320.01(42).

29
30
31 -----
32 **T I T L E A M E N D M E N T**

33 Remove line 2 and insert:

34 An act relating to motor vehicles; amending ss. 261.03 and
35 317.0003, F.S.; redefining the term "ROV" to include vehicles of
36 increased width and weight; amending s.

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED ___ (Y/N)
ADOPTED AS AMENDED ___ (Y/N)
ADOPTED W/O OBJECTION ✓ (Y/N)
FAILED TO ADOPT ___ (Y/N)
WITHDRAWN ___ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee
3 Representative Burgin offered the following:

Amendment (with directory and title amendments)

Remove lines 384-415

D I R E C T O R Y A M E N D M E N T

Remove line 273 and insert:

Section 6. Subsections (4) and (6) and paragraph (a)

T I T L E A M E N D M E N T

Remove lines 33-35 and insert:

applicant training methods; authorizing dealer records to be
kept in either

Amendment No. 3

COUNCIL/COMMITTEE ACTION

ADOPTED (Y/N)
ADOPTED AS AMENDED (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT (Y/N)
WITHDRAWN (Y/N)
OTHER

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee
3 Representative Burgin offered the following:

Amendment (with title amendment)

Remove lines 78-137 and insert:

7 ~~(4) The Department of Highway Safety and Motor Vehicles~~
8 ~~shall adopt by rule a uniform written notice to be used to~~
9 ~~enforce this section. Each law enforcement agency in this state~~
10 ~~shall provide, at each agency's expense, the notice forms~~
11 ~~necessary to enforce this section.~~

12 (4)(5) A law enforcement officer, compliance officer, code
13 enforcement officer from any local government agency, or
14 supervisor of the department may cause to be immediately removed
15 at the owner's expense any motor vehicle found in violation of
16 subsection (1), subsection (5), subsection (6), subsection (7),
17 or subsection (8), and the owner shall be assessed a penalty as
18 provided in s. 318.18(21) by the government agency or authority
19 that orders immediate removal of the motor vehicle. A motor

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 631 (2010)

Amendment No.3

20 vehicle removed under this section shall not be released from an
21 impound or towing and storage facility before a release form
22 prescribed by the department has been completed verifying that
23 the fine has been paid to the government agency or authority
24 that ordered immediate removal of the motor vehicle. However,
25 the owner may pay towing and storage charges to the towing and
26 storage facility before payment of the fine or before the
27 release form has been completed ~~which has been parked in one~~
28 ~~location for more than 24 hours after a written notice has been~~
29 ~~issued. Every written notice issued pursuant to this section~~
30 ~~shall be affixed in a conspicuous place upon a vehicle by a law~~
31 ~~enforcement officer, compliance officer, or supervisor of the~~
32 ~~department. Any vehicle found in violation of subsection (1)~~
33 ~~within 30 days after a previous violation and written notice is~~
34 ~~subject to immediate removal without an additional waiting~~
35 ~~period.~~

36 ~~(5)(6)~~ It is unlawful to offer a vehicle for sale if the
37 vehicle identification number has been destroyed, removed,
38 covered, altered, or defaced, as described in s. 319.33(1)(d). A
39 vehicle found in violation of this subsection is subject to
40 immediate removal without warning.

41 ~~(6)(7)~~ It is unlawful to knowingly attach to any motor
42 vehicle a registration that was not assigned or lawfully
43 transferred to the vehicle pursuant to s. 320.261. A vehicle
44 found in violation of this subsection is subject to immediate
45 removal without warning.

46 ~~(7)(8)~~ It is unlawful to display or offer for sale a
47 vehicle that does not have a valid registration as provided in

Amendment No. 3

48 s. 320.02. A vehicle found in violation of this subsection is
49 subject to immediate removal without warning. This subsection
50 does not apply to vehicles and recreational vehicles being
51 offered for sale through motor vehicle auctions as defined in s.
52 320.27(1)(c)4.

53 ~~(8)(9)~~ A vehicle is subject to immediate removal without
54 warning if it bears a telephone number that has been displayed
55 on three or more vehicles offered for sale within a 12-month
56 period.

57 ~~(9)(10)~~ Any other provision of law to the contrary
58 notwithstanding, a violation of subsection (1), subsection (5),
59 subsection (6), subsection (7), or subsection (8) shall subject
60 the owner of such motor vehicle to towing fees reasonably
61 necessitated by removal and storage of the motor vehicle and a
62 fine as required by s. 318.18.

63 ~~(10)(11)~~ This section does not prohibit the governing body
64 of a municipality or county, with respect to streets, highways,
65 or other property under its jurisdiction, from regulating the
66 parking of motor vehicles for any purpose.

67 ~~(11)(12)~~ A violation of this section is a noncriminal
68 traffic infraction, punishable as a nonmoving violation as
69 provided in chapter 318, unless otherwise mandated by general
70 law.

71 Section 2. Subsection (21) is added to section 318.18,
72 Florida Statutes, to read:

73 318.18 Amount of penalties.—The penalties required for a
74 noncriminal disposition pursuant to s. 318.14 or a criminal
75 offense listed in s. 318.17 are as follows:

Amendment No.3

76 (21) One hundred dollars for a violation of s. 316.1951
77 for a vehicle that is unlawfully displayed for sale, hire, or
78 rental. Notwithstanding any other law to the contrary, fines
79 collected under this subsection shall be retained by the
80 governing authority that authorized towing of the vehicle. Fines
81 collected by the department shall be deposited into the Highway
82 Safety Operating Trust Fund.

83
84
85 -----
86 **T I T L E A M E N D M E N T**

87 Remove lines 3-16 and insert:

88 316.1951, F.S.; removing a requirement that the Department of
89 Highway Safety and Motor Vehicles adopt a uniform written notice
90 to be used to enforce provisions that prohibit parking a motor
91 vehicle on certain property for the purpose of displaying the
92 motor vehicle as being for sale, hire, or rental; removing a
93 requirement that each law enforcement agency provide its own
94 notice for such enforcement; authorizing a code enforcement
95 officer from any local government agency to enforce such
96 provisions; providing for immediate removal of a motor vehicle
97 in violation of specified provisions; providing for assessment
98 of a fine in addition to towing and storage fees; requiring a
99 release form prescribed by the department to be completed before
100 release of the motor vehicle; amending s. 318.18, F.S.;
101 specifying a fine for a vehicle that is displayed for sale,
102 hire, or rental in violation of such provisions; providing for
103 disposition of fines collected; amending s. 319.225,

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

HB 795 : Penalties for Violation of Traffic Laws

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gwyndolen Clarke-Reed	X				
Clay Ford	X				
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis			X		
Stephen Precourt	X				
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson	X				
Ritch Workman	X				
Gary Aubuchon (Chair)				X	
Total Yeas: 10		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

Bill No. 795

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION ✓ (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER —

1 Council/Committee hearing bill: Roads, Bridges, and Ports
2 Policy Committee
3 Representative Jones offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:
7 Section 1. Subsection (4) and paragraph (a) of subsection
8 (10) of section 318.14, Florida Statutes, are amended to read:
9 318.14 Noncriminal traffic infractions; exception;
10 procedures.—

11 (4) (a) Except as provided in subsection (12), any person
12 charged with a noncriminal infraction under this section who
13 does not elect to appear shall, within 30 days after the date of
14 issuance of the citation:

15 1. Pay the civil penalty and delinquent fee, if
16 applicable, either by mail or in person; or

17 2. Enter into a payment plan in accordance with s. 28.246
18 with the clerk of the court to pay the civil penalty and
19 delinquent fee, if applicable, within 30 days after the date of
20 issuance of the citation.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

21 (b) If the person cited follows the procedures in
22 paragraph (a) above procedure, he or she shall be deemed to have
23 admitted the infraction and to have waived his or her right to a
24 hearing on the issue of commission of the infraction. Such
25 admission shall not be used as evidence in any other
26 proceedings. Any person who is cited for a violation of s.
27 320.0605 or s. 322.15(1), or subject to a penalty under s.
28 320.07(3) (a) or (b) or s. 322.065, and who makes an election
29 under this subsection shall submit proof of compliance with the
30 applicable section to the clerk of the court. For the purposes
31 of this subsection, proof of compliance consists of a valid
32 driver's license or a valid registration certificate.

33 (10) (a) Any person who does not hold a commercial driver's
34 license and who is cited for an offense listed under this
35 subsection may, in lieu of payment of fine or court appearance,
36 elect to enter a plea of nolo contendere and provide proof of
37 compliance to the clerk of the court, designated official or
38 authorized operator of a traffic violations bureau. In such
39 case, adjudication shall be withheld; however, no election shall
40 be made under this subsection if such person has made an
41 election under this subsection in the 12 months preceding
42 election hereunder. No person may make more than three elections
43 under this subsection. This subsection applies to the following
44 offenses:

45 1. Operating a motor vehicle without a valid driver's
46 license in violation of the provisions of s. 322.03, s. 322.065,
47 or s. 322.15(1), or operating a motor vehicle with a license
48 which has been suspended for failure to appear, failure to pay
49 civil penalty, failure to pay any other financial obligation as
50 provided in s. 322.245 other than those specified in s.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

51 322.245(1), or failure to attend a driver improvement course
52 pursuant to s. 322.291.

53 2. Operating a motor vehicle without a valid registration
54 in violation of s. 320.0605, s. 320.07, or s. 320.131.

55 3. Operating a motor vehicle in violation of s. 316.646.

56 4. Operating a motor vehicle with a license which has been
57 suspended for child support in violation of s. 322.245 or s.
58 61.13016.

59 5. Operating a motor vehicle with a license which has been
60 suspended in violation of s. 322.091.

61 Section 2. Section 318.15, Florida Statutes, is amended to
62 read:

63 318.15 Failure to comply with civil penalty or to appear;
64 penalty.—

65 (1) (a) If a person fails to comply with the civil
66 penalties provided in s. 318.18 within the time period specified
67 in s. 318.14(4), fails to enter into or comply with the terms of
68 a penalty payment plan with the clerk of the court in accordance
69 with s. 318.14(4) and s. 28.246, fails to attend driver
70 improvement school, or fails to appear at a scheduled hearing,
71 the clerk of the court shall notify the Division of Driver
72 Licenses of the Department of Highway Safety and Motor Vehicles
73 of such failure within 10 days after such failure. Upon receipt
74 of such notice, the department shall immediately issue an order
75 suspending the driver's license and privilege to drive of such
76 person effective 20 days after the date the order of suspension
77 is mailed in accordance with s. 322.251(1), (2), and (6). Any
78 such suspension of the driving privilege which has not been
79 reinstated, including a similar suspension imposed outside
80 Florida, shall remain on the records of the department for a

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

81 period of 7 years from the date imposed and shall be removed
82 from the records after the expiration of 7 years from the date
83 it is imposed.

84 (b) However, a person who elects to attend driver
85 improvement school and has paid the civil penalty as provided in
86 s. 318.14(9), but who subsequently fails to attend the driver
87 improvement school within the time specified by the court shall
88 be deemed to have admitted the infraction and shall be
89 adjudicated guilty. In such a case in which there was an 18-
90 percent reduction pursuant to s. 318.14(9) as it existed before
91 February 1, 2009, the person must pay the clerk of the court
92 that amount and a processing fee of up to \$18, after which no
93 additional penalties, court costs, or surcharges shall be
94 imposed for the violation. In all other such cases, the person
95 must pay the clerk a processing fee of up to \$18, after which no
96 additional penalties, court costs, or surcharges shall be
97 imposed for the violation. The clerk of the court shall notify
98 the department of the person's failure to attend driver
99 improvement school and points shall be assessed pursuant to s.
100 322.27.

101 (2) After the suspension of a person's driver's license
102 and privilege to drive under subsection (1), the license and
103 privilege may not be reinstated until the person complies with
104 the terms of a periodic payment plan or a revised payment plan
105 with the clerk of the court pursuant to s. 318.14 and s. 28.246
106 or with all obligations and penalties imposed under s. 318.18
107 and presents to a driver license office a certificate of
108 compliance issued by the court, together with a nonrefundable
109 service charge of \$60 imposed under s. 322.29, or presents a
110 certificate of compliance and pays the service charge to the

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

111 clerk of the court or a driver licensing agent authorized under
112 s. 322.135 clearing such suspension. Of the charge collected,
113 \$22.50 shall be remitted to the Department of Revenue to be
114 deposited into the Highway Safety Operating Trust Fund. Such
115 person must also be in compliance with requirements of chapter
116 322 before reinstatement.

117 Section 3. Section 322.331, Florida Statutes, is amended to
118 read:

119 322.331 Habitual traffic offenders; restoration of
120 license.—

121 (1) At the expiration of 5 years from the date of license
122 revocation, a person whose license has been revoked under s.
123 322.27(5) may petition the department for restoration of driving
124 privileges. Upon such petition and after investigation of the
125 person's qualification and fitness to drive, the department
126 shall hold an administrative hearing to determine whether
127 driving privileges shall be restored either on an unrestricted
128 basis or on a restricted basis solely for business or employment
129 purposes.

130 (2) If a person whose license has been revoked under s.
131 322.27(5) as a result of a third violation of driving a motor
132 vehicle while his or her license is suspended or revoked which
133 occurred prior to July 1, 2010 provides proof of compliance as
134 allowed by s. 318.14(10) (a) prior to July 1, 2011, the clerk of
135 court shall submit an amended disposition to remove the Habitual
136 Traffic Offender designation.

137 Section 4. Subsection (11) of Section 322.34, Florida
138 Statutes, is added to read:

139 322.34 Driving while license suspended, revoked, canceled,
140 or disqualified.—

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

141 (11) (a) Any person who does not hold a commercial driver
142 license and who is cited for an offense of knowingly driving
143 while his or her license is suspended, revoked, or canceled for
144 any of the underlying violations listed in (10) (a) may, in lieu
145 of payment of fine or court appearance, elect to enter a plea of
146 nolo contendere and provide proof of compliance to the clerk of
147 the court, designated official or authorized operator of a
148 traffic violations bureau. In such case, adjudication shall be
149 withheld; however, no election shall be made under this
150 subsection if such person has made an election under this
151 subsection in the 12 months preceding election hereunder. No
152 person may make more than three elections under this subsection.

153 (b) If adjudication is withheld under (11) (a), such action
154 is not a conviction.

155 Section 5. This act shall take effect October 1, 2010.

156

157

158 **T I T L E A M E N D M E N T**

159 Remove the entire title and insert:

160 An act relating to penalties for violation of traffic laws;
161 amending s. 318.14, F.S.; providing for a person charged with a
162 noncriminal traffic infraction to make periodic payments to pay
163 civil penalties and fees in accordance with s. 28.246, F.S.;
164 providing for certain persons cited for specified offenses to
165 provide proof of compliance to a designated official; providing
166 alternative citation disposition procedures for the offense of
167 operating a motor vehicle with a license that has been suspended
168 for failure to pay certain financial obligations or failure to
169 comply with specified education requirements; amending s.
170 318.15, F.S.; providing for suspension of a driver's license for

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 1

171 failure to enter into or comply with the terms of a penalty
172 payment plan; providing for reinstatement of the suspended
173 license; amending s. 322.331, F.S.; providing for the removal of
174 a Habitual Traffic Offender designation upon proof of compliance
175 with statutory provisions by certain offenders; amending s.
176 322.34; providing for certain persons cited for specified
177 offenses to provide proof of compliance to a designated
178 official; providing alternative citation disposition procedures
179 for the offense of knowingly operating a motor vehicle with a
180 license that has been suspended for failure to pay certain
181 financial obligations or failure to comply with specified
182 education requirements; providing an effective date.
183

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

HB 875 : Traffic Offenses

Favorable With Committee Substitute

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gwyndolen Clarke-Reed	X				
Clay Ford	X				
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis	X				
Stephen Precourt			X		
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson	X				
Ritch Workman	X				
Gary Aubuchon (Chair)	X				
Total Yeas: 11		Total Nays: 0			

Appearances:

Traffic Offenses

James D. "Doc" Reichenback II (Lobbyist) - Information Only

State President, ABATE of Florida, Inc.

P. O. Box 712

Silver Springs FL 34489

Phone: 352-625-6353

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.1

Bill No. 875

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION ✓ (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER —

1 Council/Committee hearing bill: Roads, Bridges, and Ports
2 Policy Committee
3 Representative Evers offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:
7 Section 1. Subsection (4) of section 316.027, Florida
8 Statutes, is amended to read:

9 (4) A person whose commission of a noncriminal traffic
10 infraction or any violation of this chapter or s. 1006.66 causes
11 or results in the death or serious bodily injury, as defined in
12 s. 316.1933(1), of another person shall may, in addition to any
13 other civil, criminal, or administrative penalty imposed, be
14 required by the court to complete an 8-hour driver improvement
15 course and serve not less than 15 but not more than 120
16 community service hours in a trauma center or hospital that
17 regularly receives victims of vehicle accidents, under the
18 supervision of a registered nurse, an emergency room physician,
19 or an emergency medical technician pursuant to a voluntary
20 community service program operated by the trauma center or
21 hospital.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.1

22 Section 2. Subsection (1) of section 318.14, Florida
23 Statutes, is amended to read:

24 318.14 Noncriminal traffic infractions; exception;
25 procedures.—

26 (1) Except as provided in ss. 318.17 and 320.07(3)(c), any
27 person cited for a violation of chapter 316, s. 320.0605, s.
28 320.07(3)(a) or (b), s. 322.065, s. 322.15(1), s. 322.16(2) or
29 (3), s. 322.161(5), s. 322.19, or s. 1006.66(3) is charged with
30 a noncriminal infraction and must be cited for such an
31 infraction and cited to appear before an official. If another
32 person dies as a result of the noncriminal infraction, the
33 person cited may be required to perform ~~120~~ community service
34 hours under s. 316.027(4)~~7~~ in addition to any other penalties.

35 Section 3. Paragraph (c) of subsection (8) of section
36 318.18, Florida Statutes, is amended to read:

37 318.18 Amount of penalties.—The penalties required for a
38 noncriminal disposition pursuant to s. 318.14 or a criminal
39 offense listed in s. 318.17 are as follows:

40 (8)

41 (c) If the noncriminal infraction has caused or resulted
42 in the death of another, the person who committed the infraction
43 may perform ~~120~~ community service hours under s. 316.027(4)~~7~~ in
44 addition to any other penalties.

45 Section 4. Section 318.19, Florida Statutes, is amended to
46 read:

47 318.19 Infractions requiring a mandatory hearing.—Any
48 person cited for the infractions listed in this section shall
49 not have the provisions of s. 318.14(2), (4), and (9) available
50 to him or her but must appear before the designated official at
51 the time and location of the scheduled hearing:

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.1

- 52 (1) Any infraction which results in a crash that causes
53 the death of another;
- 54 (2) Any infraction which results in a crash that causes
55 "serious bodily injury" of another as defined in s. 316.1933(1);
- 56 (3) Any infraction of s. 316.172(1)(b);
- 57 (4) Any infraction of s. 316.520(1) or (2); or
- 58 (5) Any infraction of s. 316.183(2), s. 316.187, or s.
59 316.189 of exceeding the speed limit by 30 m.p.h. or more.

60

61 Any victim of a crash that causes death or serious bodily injury
62 as provided in subsections (1) and (2) or his or her lawful
63 representative, including the next of kin if the victim is
64 deceased, is entitled to the right to be informed, to be
65 present, and to be heard when relevant, at all crucial stages of
66 a judicial hearing, to the extent that these rights do not
67 interfere with the constitutional rights of the accused. The
68 state attorney, where applicable, shall consult the victim or
69 his or her lawful representative about the disposition of any
70 such case.

71 Section 5. This act shall take effect July 1, 2010.

72 -----
73 **T I T L E A M E N D M E N T**

74 Remove the entire title and insert:

75 An act relating to traffic offenses; amending s. 316.027, F.S.;
76 requiring the court to impose certain penalties for a person
77 who commits a noncriminal traffic infraction that results in
78 death or serious bodily injury; amending ss. 318.14 and 318.18,
79 F.S.; conforming provisions to changes made by the act;
80 amending s. 318.19, F.S.; providing for certain rights for a
81 victim, or the next of kin if the victim is deceased, of a

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.1

82 | crash that causes death or serious bodily injury; providing an
83 | effective date.

84

85

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

HB 1271 : Department of Transportation

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gwyndolen Clarke-Reed	X				
Clay Ford	X				
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis	X				
Stephen Precourt	X				
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson	X				
Ritch Workman	X				
Gary Aubuchon (Chair)	X				
Total Yeas: 12		Total Nays: 0			

Appearances:

Department of Transportation

John Johnston (Lobbyist) - Proponent

Florida Airport Council and Osceola Legislative Effort (OLE)

1175 S Gadsden Street

Tallahassee FL 32301

Phone: 850-222-0875

Department of Transportation

Thornton Williams, Attorney (Lobbyist) - Proponent

Florida Electric Coordinating Group

215 S Monroe, Suite 600

Tallahassee FL 32301

Phone: 850-224-3999

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>✓</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Horner offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 123-149 and insert:

7 Section 1. Subsection(7) of section 20.23, Florida

8 Statutes, as amended by chapter 2009-271, Laws of Florida, is

9 renumbered as subsection (8), and new subsection (7) is added to

10 that section, to read:

11 20.23 Department of Transportation.— There is created a

12 Department of Transportation which shall be a decentralized

13 agency.

14 (7) The department is authorized to continue to grant a pay

15 additive of \$75 per pay period for law enforcement officers

16 assigned to the Office of Motor Carrier Compliance who maintain

17 certification by the Commercial Vehicle Safety Alliance.

18

19

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

20
21
22
23
24
25
26

T I T L E A M E N D M E N T

Remove lines 3-7 and insert:

amending s. 20.23, F.S.; authorizing the department to
grant a

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 2

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Horner offered the following:

4

5 **Amendment**

6 Remove lines 187-188 and insert:

7 citation to the governmental entity that issued the citation for
8 citations issued by toll enforcement officers or to the entity
9 administering the tolls at the facility where the violation
10 occurred for citations issued by law enforcement officers ~~or on~~
11 whose behalf the citation was issued. The court shall have

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 3

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee
3 Representative(s) Horner offered the following:

Amendment

6 Remove line 206 and insert:

7 pursuant to chapter 332 ~~SAFE Council to fund a grant program to~~

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 4

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee
3 Representative(s) Horner offered the following:

4
5 **Amendment**

6 Remove line 1398 and insert:
7 municipality or on an urban minor arterial road, determined by
8 the Department of Transportation using procedures developed by
9 the Federal Highway Administration, and under the

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Horner offered the following:

4
5 **Amendment (with title amendment)**

6 Between lines 715 and 716, insert:

7 Section 14. Subsection (3) of section 348.51, Florida
8 Statutes, are amended to read:

9 348.51 Definitions.--The following terms whenever used or
10 referred to in this part shall have the following meanings,
11 except in those instances where the context clearly indicates
12 otherwise:

13 (3) "Bonds" means and includes the notes, bonds, refunding
14 bonds, or other evidences of indebtedness or obligations, in
15 either temporary or definitive form, which of the authority is
16 authorized to issue issued pursuant to this part.

17 Section 15. Section 348.545, Florida Statutes, is amended
18 to read:

19 348.545 Facility improvement; bond financing

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

20 authority.--Pursuant to s. 11(f), Art. VII of the State
21 Constitution, the Legislature hereby approves for bond financing
22 by the Tampa-Hillsborough County Expressway Authority
23 improvements to toll collection facilities, interchanges to the
24 legislatively approved expressway system, and any other facility
25 appurtenant, necessary, or incidental to the approved system.
26 Subject to terms and conditions of applicable revenue bond
27 resolutions and covenants, such costs financing may be financed
28 in whole or in part by revenue bonds issued pursuant to s.
29 348.56(1)(a) or (b) whether currently issued or issued in the
30 future, or by a combination of such bonds.

31 Section 16. Subsections (1) and (2) of section 348.56,
32 Florida Statutes, are amended to read:

33 348.56 Bonds of the authority.--

34 (1) (a) Bonds may be issued on behalf of the authority
35 pursuant to the State Bond Act.

36 (b) Alternatively, the authority shall have the power and
37 is hereby authorized from time to time to issue bonds in such
38 principal amount as, in the opinion of the authority, shall be
39 necessary to provide sufficient moneys for achieving its
40 corporate purposes, including construction, reconstruction,
41 improvement, extension, repair, maintenance and operation of the
42 expressway system, the cost of acquisition of all real property,
43 interest on bonds during construction and for a reasonable
44 period thereafter, establishment of reserves to secure bonds,
45 and all other expenditures of the authority incident to and
46 necessary or convenient to carry out its corporate purposes and
47 powers.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

48 (2) (a) Bonds issued by the authority pursuant to paragraph
49 (1) (a) or paragraph (1) (b) shall be authorized by resolution of
50 the members of the authority and shall bear such date or dates,
51 mature at such time or times, not exceeding 40 years from their
52 respective dates, bear interest at such rate or rates, not
53 exceeding the maximum rate fixed by general law for authorities,
54 be in such denominations, be in such form, either coupon or
55 fully registered, carry such registration, exchangeability and
56 interchangeability privileges, be payable in such medium of
57 payment and at such place or places, be subject to such terms of
58 redemption and be entitled to such priorities of lien on the
59 revenues, other available moneys, and the Hillsborough County
60 gasoline tax funds as such resolution or any resolution
61 subsequent thereto may provide. The bonds shall be executed
62 either by manual or facsimile signature by such officers as the
63 authority shall determine, provided that such bonds shall bear
64 at least one signature which is manually executed thereon. The
65 coupons attached to such bonds shall bear the facsimile
66 signature or signatures of such officer or officers as shall be
67 designated by the authority. Such bonds shall have the seal of
68 the authority affixed, imprinted, reproduced, or lithographed
69 thereon.

70 (b) The bonds issued pursuant to paragraph (1) (a) or
71 paragraph (1) (b) shall be sold at public sale in the same manner
72 provided in the State Bond Act, and the net interest cost to the
73 authority on such bonds shall not exceed the maximum rate fixed
74 by general law for authorities. If all bids received on the
75 public sale are rejected, the authority may then proceed to

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

76 ~~negotiate for the sale of the bonds at a net interest cost which~~
77 ~~shall be less than the lowest net interest cost stated in the~~
78 ~~bids rejected at the public sale. However, if the authority~~
79 determines, by official action at a public meeting, that a
80 negotiated sale of such bonds is in the best interest of the
81 authority, the authority may negotiate the sale of such bonds
82 with the underwriter or underwriters designated by the authority
83 and the Division of Bond Finance within the State Board of
84 Administration with respect to bonds issued pursuant to
85 paragraph (1)(a) or solely by the authority with respect to
86 bonds issued pursuant to paragraph (1)(b). The authority's
87 determination to negotiate the sale of such bonds may be based,
88 in part, upon the written advice of the authority's financial
89 adviser. Pending the preparation of definitive bonds, temporary
90 bonds or interim certificates may be issued to the purchaser or
91 purchasers of such bonds and may contain such terms and
92 conditions as the authority may determine.

93 Section 17. Section 348.565, Florida Statutes, is amended
94 to read:

95 348.565 Revenue bonds for specified projects.--The
96 existing facilities that constitute the Tampa-Hillsborough
97 County Expressway System are hereby approved to be refinanced by
98 ~~the issuance of~~ revenue bonds issued by the Division of Bond
99 Finance of the State Board of Administration pursuant to s.
100 11(f), Art. VII of the State Constitution and the State Bond
101 Act, or by revenue bonds issued by the authority pursuant to s.
102 348.56(1)(b). In addition, the following projects of the Tampa-
103 Hillsborough County Expressway Authority are approved to be

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

104 | financed or refinanced by the issuance of revenue bonds in
105 | accordance with this part and pursuant to s. 11(f), Art. VII of
106 | the State Constitution:

107 | (1) Brandon area feeder roads.

108 | (2) Capital improvements to the expressway system,
109 | including safety and operational improvements and toll
110 | collection equipment.

111 | (3) Lee Roy Selmon Crosstown Expressway System widening.

112 | (4) The connector highway linking the Lee Roy Selmon
113 | Crosstown Expressway to Interstate 4.

114 | Section 18. Subsection (1) of section 348.57, Florida
115 | Statutes, is amended to read:

116 | 348.57 Refunding bonds.--

117 | (1) Subject to public notice as provided in s. 348.54, the
118 | authority is authorized to provide by resolution for the
119 | issuance from time to time of bonds pursuant to s. 348.56(1)(b)
120 | for the purpose of refunding any bonds then outstanding
121 | regardless of whether the bonds being refunded were issued by
122 | the authority pursuant to this chapter or on behalf of the
123 | authority pursuant to the State Bond Act. The authority is
124 | further authorized to provide by resolution for the issuance of
125 | bonds for the combined purpose of:

126 | (a) Paying the cost of constructing, reconstructing,
127 | improving, extending, repairing, maintaining and operating the
128 | expressway system.

129 | (b) Refunding bonds then outstanding. The authorization,
130 | sale and issuance of such obligations, the maturities and other
131 | details thereof, the rights and remedies of the holders thereof,

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

132 and the rights, powers, privileges, duties and obligations of
133 the authority with respect to the same shall be governed by the
134 foregoing provisions of this part insofar as the same may be
135 applicable.

136 Section 19. Section 348.70, Florida Statutes, is amended
137 to read:

138 348.70 This part complete and additional authority.--

139 (1) The powers conferred by this part shall be in addition
140 and supplemental to the existing respective powers of the
141 authority, the department, the county, and the city, if any, and
142 this part shall not be construed as repealing any of the
143 provisions of any other law, general, special, or local, but
144 shall be deemed to supersede such other law or laws in the
145 exercise of the powers provided in this part insofar as such
146 other law or laws are inconsistent with the provisions of this
147 part and to provide a complete method for the exercise of the
148 powers granted herein. The construction, reconstruction,
149 improvement, extension, repair, maintenance, and operation of
150 the expressway system, and the issuance of bonds hereunder to
151 finance all or part of the cost thereof, may be accomplished
152 upon compliance with the provisions of this part without regard
153 to or necessity for compliance with the provisions, limitations,
154 or restrictions contained in any other general, special, or
155 local law, including, but not limited to, s. 215.821, and no
156 approval of any bonds issued under this part by the qualified
157 electors or qualified electors who are freeholders in the state
158 or in the county or in the city or in any other political
159 subdivision of the state shall be required for the issuance of

Amendment No. 5

160 such bonds.

161 (2) This part does not repeal, rescind, or modify any
162 other law or laws relating to the State Board of Administration,
163 the Department of Transportation, or the Division of Bond
164 Finance of the State Board of Administration, but shall
165 supersede such other law or laws as are inconsistent with the
166 provisions of this part, including, but not limited to, s.
167 215.821.

168

169

170

171

T I T L E A M E N D M E N T

173

Remove line 53 and insert:

174

payment, collection, and enforcement of tolls; amending s.

175

348.51, F.S.; revising the definition of the term "bonds" in

176

reference to the Tampa-Hillsborough County Expressway Authority

177

Law; amending s. 348.545, F.S.; authorizing costs of authority

178

improvements to be financed by bonds issued on behalf of the

179

authority pursuant to the State Bond Act or bonds issued by the

180

authority under specified provisions; amending s. 348.56, F.S.;

181

authorizing bonds to be issued on behalf of the authority

182

pursuant to the State Bond Act or issued by the authority under

183

specified provisions; revising requirements for such bonds;

184

requiring the bonds to be sold at public sale; authorizing the

185

authority to negotiate the sale of bonds with underwriters under

186

certain circumstances; amending s. 348.565, F.S.; providing that

187

facilities of the expressway system are approved to be

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 5

188 refinanced by the revenue bonds issued by the Division of Bond
189 Finance of the State Board of Administration and the State Bond
190 Act or by revenue bonds issued by the authority; providing that
191 certain projects of the authority are approved for financing or
192 refinancing by revenue bonds; amending s. 348.57, F.S.;

193 authorizing the authority to provide for the issuance of certain
194 bonds for the refunding of bonds outstanding regardless of
195 whether the bonds being refunded were issued by the authority or
196 on behalf of the authority; amending s. 348.70, F.S.; providing
197 that the Tampa-Hillsborough County Expressway Authority Law does
198 not repeal, rescind, or modify any other laws; providing that
199 such law supersedes laws that are inconsistent with the
200 provisions of that law; amending s.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 6

COUNCIL/COMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Horner offered the following:

4

5 **Amendment (with title amendment)**

6 Between lines 715 and 716, insert:

7 Section 14. Part XI of chapter 348, Florida Statutes,
8 consisting of sections 348.9950, 348.9951, 348.9952, 348.9953,
9 348.9954, 348.9955, 348.9956, 348.9957, 348.9958, 348.9959,
10 348.9960, 348.9961, 348.9962, 348.9963, 348.9964, 348.9965,
11 348.9966, and 348.9967, is created to read:

12

PART XI

13

OSCEOLA COUNTY EXPRESSWAY AUTHORITY

14

348.9950 Short title.—This part may be cited as the

15

"Osceola County Expressway Authority Law."

16

348.9951 Definitions.—As used in this part, except where

17

the context clearly indicates otherwise, the term:

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

18 (1) "Agency of the state" means the state and any
19 department of or corporation, agency, or instrumentality
20 created, designated, or established by the state.

21 (2) "Authority" means the body politic and corporate and
22 agency of the state created by this part.

23 (3) "Bonds" means and includes the notes, bonds, refunding
24 bonds, or other evidences of indebtedness or obligations, in
25 either temporary or definitive form, that the authority is
26 authorized to issue under this part.

27 (4) "County" means Osceola County.

28 (5) "Department" means the Department of Transportation.

29 (6) "Federal agency" means the United States, the
30 President of the United States, and any department of or
31 corporation, agency, or instrumentality created, designated, or
32 established by the United States.

33 (7) "Lease-purchase agreement" means any lease-purchase
34 agreement the authority is authorized under this part to enter
35 into with the department.

36 (8) "Limited access expressway" or "expressway" means a
37 street or highway especially designed for through traffic and
38 over, from, or to which no person has a right of easement, use,
39 or access except in accordance with the rules and regulations
40 adopted by the authority for the use of such facility. Such
41 streets or highways may be parkways from which trucks, buses,
42 and other commercial vehicles are excluded or freeways open to
43 use by all customary forms of street and highway traffic.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

44 (9) "Members" means the governing body of the authority,
45 and the term "member" means one of the individuals constituting
46 such governing body.

47 (10) "Osceola County Expressway System" or "system" means
48 any and all expressways and appurtenant facilities thereto,
49 including, but not limited to, all approaches, roads, bridges,
50 and avenues of access for such expressways that are built by the
51 authority or the ownership of which is transferred to the
52 authority by other governmental or private entities.

53 (11) "Osceola County gasoline tax funds" means all the 80-
54 percent surplus gasoline tax funds accruing in each year to the
55 department for use in Osceola County under s. 9, Art. XII of the
56 State Constitution after deduction only of any amounts of such
57 gasoline tax funds pledged by the department or the county for
58 outstanding obligations.

59 (12) "State Board of Administration" means the body
60 corporate existing under s. 9, Art. XII of the State
61 Constitution or any successor thereto.

62 348.9952 Osceola County Expressway Authority.-

63 (1) There is created a body politic and corporate, an
64 agency of the state, to be known as the Osceola County
65 Expressway Authority.

66 (2) (a) The governing body of the authority shall consist
67 of six members. Five members must be residents of Osceola
68 County, three of whom shall be appointed by the governing body
69 of the county and two of whom shall be appointed by the
70 Governor. The sixth member shall be the district secretary of
71 the department serving in the district that includes Osceola

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

72 County, who shall serve as an ex officio, nonvoting member. The
73 term of each appointed member shall be for 4 years, except that
74 the first term of the initial members appointed by the Governor
75 shall be 2 years each. Each appointed member shall hold office
76 until his or her successor has been appointed and has qualified.
77 A vacancy occurring during a term shall be filled only for the
78 balance of the unexpired term. Each appointed member of the
79 authority shall be a person of outstanding reputation for
80 integrity, responsibility, and business ability, but no person
81 who is an officer or employee of any city or of Osceola County
82 in any other capacity shall be an appointed member of the
83 authority. A member of the authority is eligible for
84 reappointment.

85 (b) Members of the authority may be removed from office by
86 the Governor for misconduct, malfeasance, or nonfeasance in
87 office.

88 (3) (a) The authority shall elect one of its members as
89 chair. The authority shall also elect a secretary and a
90 treasurer, who may be members of the authority. The chair,
91 secretary, and treasurer shall hold such offices at the will of
92 the authority.

93 (b) Three members of the authority constitute a quorum,
94 and the vote of three members is necessary for any action taken
95 by the authority. A vacancy in the authority does not impair the
96 right of a quorum of the authority to exercise all of the rights
97 and perform all of the duties of the authority.

98 (4) (a) The authority may employ an executive secretary, an
99 executive director, its own counsel and legal staff, technical

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

100 experts, engineers, and other employees, permanent or temporary,
101 as it may require; may determine the qualifications and fix the
102 compensation of such persons, firms, or corporations; and may
103 employ a fiscal agent or agents. However, the authority shall
104 solicit sealed proposals from at least three persons, firms, or
105 corporations for the performance of any services as fiscal
106 agents. The authority may delegate to one or more of its agents
107 or employees such of its power as it deems necessary to carry
108 out the purposes of this part, subject always to the supervision
109 and control of the authority.

110 (b) Members of the authority are entitled to receive from
111 the authority their travel and other necessary expenses incurred
112 in connection with the business of the authority as provided in
113 s. 112.061, but they shall draw no salaries or other
114 compensation.

115 (c) The department is not required to grant funds for
116 startup costs to the authority; however, the governing body of
117 the county may provide funds for such startup costs.

118 (d) The authority shall cooperate with and participate in
119 any efforts to establish a regional expressway authority.

120 348.9953 Purposes and powers.—

121 (1) The authority may acquire, hold, construct, improve,
122 maintain, operate, own, and lease in the capacity of lessor the
123 Osceola County Expressway System and, in the construction of the
124 system, may construct any extensions, additions, or improvements
125 to the system or appurtenant facilities, including all necessary
126 approaches, roads, bridges, and avenues of access, with such

Amendment No.

127 changes, modifications, or revisions of such project as the
128 authority deems desirable and proper.

129 (2) The authority may exercise all powers necessary,
130 appurtenant, convenient, or incidental to the carrying out of
131 its purposes, including, but not limited to, the following
132 rights and powers:

133 (a) To sue and be sued, implead and be impleaded, and
134 complain and defend in all courts.

135 (b) To adopt, use, and alter at will a corporate seal.

136 (c) To acquire by donation, purchase, or otherwise and
137 hold, lease as lessee, and use any franchise or property, real,
138 personal, or mixed, tangible or intangible, or any options
139 thereof, in its own name or in conjunction with others, or
140 interest therein, necessary or desirable for carrying out the
141 purposes of the authority and to sell, lease as lessor,
142 transfer, and dispose of any property or interest therein at any
143 time acquired by it.

144 (d) To enter into lease agreements for terms not exceeding
145 40 years as either lessee or lessor to carry out the right to
146 lease as set forth in this part.

147 (e) To enter into lease-purchase agreements with the
148 department for terms not exceeding 40 years, or until any bonds
149 secured by a pledge of rentals thereunder and any refundings
150 thereof are fully paid as to both principal and interest,
151 whichever is longer.

152 (f) To fix, alter, charge, establish, and collect rates,
153 fees, rentals, and other charges for the services and facilities
154 of the system, which rates, fees, rentals, and other charges

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

155 must always be sufficient to comply with any covenants made with
156 the holders of any bonds issued pursuant to this part; however,
157 such right and power may be assigned or delegated by the
158 authority to the department.

159 (g) To borrow money and make and issue negotiable notes,
160 bonds, refunding bonds, and other evidences of indebtedness or
161 obligations, either in temporary or definitive form, hereinafter
162 in this part sometimes called "bonds" of the authority, for the
163 purpose of financing all or part of the improvement or extension
164 of the system and appurtenant facilities, including all
165 approaches, streets, roads, bridges, and avenues of access for
166 the system and for any other purpose authorized by this part,
167 such bonds to mature no more than 40 years after the date of the
168 issuance thereof, and to secure the payment of such bonds or any
169 part thereof by a pledge of any or all of its revenues, rates,
170 fees, rentals, or other charges, including all or any portion of
171 the Osceola County gasoline tax funds received by the authority
172 pursuant to the terms of any lease-purchase agreement between
173 the authority and the department; and, in general, to provide
174 for the security of such bonds and the rights and remedies of
175 the holders thereof. However, no portion of the Osceola County
176 gasoline tax funds shall be pledged for the construction of any
177 project for which a toll is to be charged unless the anticipated
178 tolls are reasonably estimated by the board of county
179 commissioners, at the date of its resolution pledging such
180 funds, to be sufficient to cover the principal and interest of
181 such obligations during the period when such pledge of funds
182 shall be in effect.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

183 1. The authority shall reimburse Osceola County for any
184 sums expended from such gasoline tax funds used for the payment
185 of such obligations. Any gasoline tax funds so disbursed shall
186 be repaid when the authority deems it practicable, together with
187 interest at the highest rate applicable to any obligations of
188 the authority.

189 2. If the authority decides to fund or refund any bonds
190 issued by the authority or by the commission prior to their
191 maturity, the proceeds of such funding or refunding bonds must,
192 pending the prior redemption of the bonds to be funded or
193 refunded, be invested in direct obligations of the United
194 States. Such outstanding bonds may be funded or refunded by the
195 issuance of bonds pursuant to this part.

196 (h) To make contracts of every name and nature, including,
197 but not limited to, partnerships providing for participation in
198 ownership and revenues, and to execute all instruments necessary
199 or convenient for the carrying on of its business.

200 (i) Without limitation of the foregoing, to borrow money
201 and accept grants from and to enter into contracts, leases, or
202 other transactions with any federal agency, the state, any
203 agency of the state, Osceola County, or any other public body of
204 the state.

205 (j) To have the power of eminent domain, including the
206 procedural powers granted under chapters 73 and 74.

207 (k) To pledge, hypothecate, or otherwise encumber all or
208 any part of the revenues, rates, fees, rentals, or other charges
209 or receipts of the authority, including all or any portion of
210 the Osceola County gasoline tax funds received by the authority

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

211 pursuant to the terms of any lease-purchase agreement between
212 the authority and the department, as security for all or any of
213 the obligations of the authority.

214 (l) To enter into partnerships and other agreements
215 respecting ownership and revenue participation in order to
216 facilitate financing and constructing any project or portions
217 thereof.

218 (m) To participate in developer agreements or to receive
219 developer contributions.

220 (n) To contract with Osceola County for the operation of a
221 toll facility within the county.

222 (o) To do all acts and things necessary or convenient for
223 the conduct of its business and the general welfare of the
224 authority in order to carry out the powers granted to it by this
225 part or any other law.

226 (p) With the consent of the county within the jurisdiction
227 of which the following activities occur, to construct, operate,
228 and maintain roads, bridges, avenues of access, thoroughfares,
229 and boulevards outside the jurisdictional boundaries of Osceola
230 County, and to construct, repair, replace, operate, install, and
231 maintain electronic toll payment systems thereon, with all
232 necessary and incidental powers to accomplish the foregoing.

233 (q) To enter into an interlocal agreement with the
234 Orlando-Orange County Expressway Authority to coordinate and
235 plan for projects in order to avoid any negative impacts on
236 either authority.

237 (3) The authority shall not, at any time or in any manner,
238 pledge the credit or taxing power of the state or any political

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

239 subdivision or agency thereof, including Osceola County, nor
240 shall the authority's obligations be deemed to be an obligation
241 of the state or of any political subdivision or agency thereof,
242 nor shall the state or any political subdivision or agency
243 thereof, except the authority, be liable for the payment of the
244 principal of or interest on such obligations.

245 (4) Notwithstanding any other provision of this part,
246 acquisition of right-of-way for a project of the authority which
247 is within the boundaries of any municipality in Osceola County
248 shall not be initiated unless and until the governing body of
249 that municipality has approved the route of such project.

250 (5) Notwithstanding any other provision of this part,
251 acquisition of right-of-way for a project of the authority which
252 is within the unincorporated area of Osceola County shall not be
253 initiated unless and until the governing body of Osceola County
254 has approved the route of such project.

255 (6) The authority shall not, without the consent of
256 Osceola County or any affected municipality, enter into any
257 agreement that would legally prohibit the construction of any
258 road by Osceola County or by any municipality within Osceola
259 County.

260 348.9954 Bond financing authority for improvements.-
261 Pursuant to s. 11(f), Art. VII of the State Constitution, the
262 Legislature hereby approves for bond financing by the Osceola
263 County Expressway Authority improvements to toll collection
264 facilities, interchanges to the legislatively approved
265 expressway system, and any other facility appurtenant,
266 necessary, or incidental to the approved system. Subject to

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

267 terms and conditions of applicable revenue bond resolutions and
268 covenants, such costs may be financed in whole or in part by
269 revenue bonds issued pursuant to s. 348.9955(1)(a) or (b) or by
270 a combination of such bonds, whether currently issued or issued
271 in the future.

272 348.9955 Bonds of the authority.-

273 (1)(a) Bonds may be issued on behalf of the authority
274 pursuant to the State Bond Act.

275 (b) Alternatively, the authority may issue its own bonds
276 pursuant to this part at such times and in such principal amount
277 as, in the opinion of the authority, is necessary to provide
278 sufficient moneys for achieving its purposes; however, such
279 bonds may not pledge the full faith and credit of the state.

280 Bonds issued by the authority pursuant to this paragraph or
281 paragraph (a), whether on original issuance or on refunding,
282 shall be authorized by resolution of the members thereof and may
283 be either term or serial bonds, shall bear such date or dates,
284 mature at such time or times, not exceeding 40 years from their
285 respective dates, bear interest at such rate or rates, payable
286 semiannually, be in such denominations, be in such form, either
287 coupon or fully registered, shall carry such registration,
288 exchangeability, and interchangeability privileges, be payable
289 in such medium of payment and at such place or places, be
290 subject to such terms of redemption, and be entitled to such
291 priorities on the revenues, rates, fees, rentals, or other
292 charges or receipts of the authority, including the Osceola
293 County gasoline tax funds received by the authority pursuant to
294 the terms of any lease-purchase agreement between the authority

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

295 and the department, as such resolution or any resolution
296 subsequent thereto may provide. The bonds shall be executed
297 either by manual or facsimile signature by such officers as the
298 authority shall determine, provided that such bonds shall bear
299 at least one signature which is manually executed thereon, and
300 the coupons attached to such bonds shall bear the facsimile
301 signature or signatures of such officer or officers as shall be
302 designated by the authority and shall have the seal of the
303 authority affixed, imprinted, reproduced, or lithographed
304 thereon, all as may be prescribed in such resolution or
305 resolutions.

306 (c) Bonds issued pursuant to paragraph (a) or paragraph
307 (b) shall be sold at public sale in the same manner provided by
308 the State Bond Act. However, if the authority shall, by official
309 action at a public meeting, determine that a negotiated sale of
310 such bonds is in the best interest of the authority, the
311 authority may negotiate the sale of such bonds with the
312 underwriter designated by the authority and the Division of Bond
313 Finance of the State Board of Administration with respect to
314 bonds issued pursuant to paragraph (a) or solely the authority
315 with respect to bonds issued pursuant to paragraph (b). The
316 authority's determination to negotiate the sale of such bonds
317 may be based, in part, upon the written advice of the
318 authority's financial adviser. Pending the preparation of
319 definitive bonds, interim certificates may be issued to the
320 purchaser or purchasers of such bonds and may contain such terms
321 and conditions as the authority may determine.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

322 (d) The authority may issue bonds pursuant to paragraph
323 (b) to refund any bonds previously issued regardless of whether
324 the bonds being refunded were issued by the authority pursuant
325 to this part or on behalf of the authority pursuant to the State
326 Bond Act.

327 (2) Any such resolution or resolutions authorizing any
328 bonds under this part may contain provisions which shall be part
329 of the contract with the holders of such bonds, as to:

330 (a) The pledging of all or any part of the revenues,
331 rates, fees, rentals, including all or any portion of the
332 Osceola County gasoline tax funds received by the authority
333 pursuant to the terms of any lease-purchase agreement between
334 the authority and the department, or any part thereof, or other
335 charges or receipts of the authority, derived by the authority,
336 from the Osceola County Expressway System.

337 (b) The completion, improvement, operation, extension,
338 maintenance, repair, lease, or lease-purchase agreement of the
339 system and the duties of the authority and others, including the
340 department, with reference thereto.

341 (c) Limitations on the purposes to which the proceeds of
342 the bonds, then or thereafter to be issued, or of any loan or
343 grant by the United States or the state may be applied.

344 (d) The fixing, charging, establishing, and collecting of
345 rates, fees, rentals, or other charges for use of the services
346 and facilities of the Osceola County Expressway System or any
347 part thereof.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

348 (e) The setting aside of reserves or sinking funds or
349 repair and replacement funds and the regulation and disposition
350 thereof.

351 (f) Limitations on the issuance of additional bonds.

352 (g) The terms and provisions of any lease-purchase
353 agreement, deed of trust, or indenture securing the bonds or
354 under which the bonds may be issued.

355 (h) Any other or additional agreements with the holders of
356 the bonds which the authority may deem desirable and proper.

357 (3) The authority may employ fiscal agents as provided by
358 this part, or the State Board of Administration may, upon
359 request of the authority, act as fiscal agent for the authority
360 in the issuance of any bonds that may be issued pursuant to this
361 part. The State Board of Administration may, upon request of the
362 authority, take over the management, control, administration,
363 custody, and payment of any or all debt services or funds or
364 assets now or hereafter available for any bonds issued pursuant
365 to this part. The authority may enter into any deeds of trust,
366 indentures, or other agreements with its fiscal agent or with
367 any bank or trust company within or without the state as
368 security for such bonds and may, under such agreements, sign and
369 pledge all or any of the revenues, rates, fees, rentals, or
370 other charges or receipts of the authority, including all or any
371 portion of the Osceola County gasoline tax funds received by the
372 authority pursuant to the terms of any lease-purchase agreement
373 between the authority and the department, thereunder. Such deed
374 of trust, indenture, or other agreement may contain such
375 provisions as are customary in such instruments or, as the

Amendment No.

376 authority may authorize, including, but without limitation,
377 provisions as to:

378 (a) The completion, improvement, operation, extension,
379 maintenance, repair, and lease of or lease-purchase agreement
380 relating to the Osceola County Expressway System and the duties
381 of the authority and others, including the department, with
382 reference thereto.

383 (b) The application of funds and the safeguarding of funds
384 on hand or on deposit.

385 (c) The rights and remedies of the trustee and the holders
386 of the bonds.

387 (d) The terms and provisions of the bonds or the
388 resolutions authorizing the issuance of the bonds.

389 (4) Any of the bonds issued pursuant to this part are, and
390 are declared to be, negotiable instruments and shall have all
391 the qualities and incidents of negotiable instruments under the
392 law merchant and the negotiable instruments law of the state.

393 (5) Notwithstanding any of the provisions of this part,
394 each project, building, or facility which has been financed by
395 the issuance of bonds or other evidence of indebtedness under
396 this part and any refinancing thereof is hereby approved as
397 provided for in s. 11(f), Art. VII of the State Constitution.

398 348.9956 Remedies of the bondholders.—

399 (1) The rights and remedies conferred by this part upon or
400 granted to the bondholders shall be in addition to and not in
401 limitation of any rights and remedies lawfully granted to such
402 bondholders by the resolution or resolutions providing for the
403 issuance of bonds or by a lease-purchase agreement, deed of

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

404 trust, indenture, or other agreement under which the bonds may
405 be issued or secured. If the authority defaults in the payment
406 of the principal of or interest on any of the bonds issued under
407 this part after such principal of or interest on such bonds
408 becomes due, whether at maturity or upon call for redemption, or
409 if the department defaults in any payments under or covenants
410 made in any lease-purchase agreement between the authority and
411 the department, and such default continues for a period of 30
412 days, or if the authority or the department fails or refuses to
413 comply with this part or any agreement made with or for the
414 benefit of the holders of the bonds, the holders of 25 percent
415 in aggregate principal amount of the bonds then outstanding
416 shall be entitled as of right to the appointment of a trustee to
417 represent such bondholders for the purposes hereof; provided,
418 however, that such holders of 25 percent in aggregate principal
419 amount of the bonds then outstanding have first given notice to
420 the authority and to the department of their intention to
421 appoint a trustee. Such notice shall be deemed to have been
422 given if given in writing, deposited in a securely sealed
423 postpaid wrapper, mailed at a regularly maintained United States
424 post office box or station, and addressed, respectively, to the
425 chair of the authority and to the Secretary of Transportation at
426 the principal office of the department.

427 (2) Such trustee and any trustee under any deed of trust,
428 indenture, or other agreement may, and upon written request of
429 the holders of 25 percent or such other percentages as may be
430 specified in any deed of trust, indenture, or other agreement
431 aforsaid in principal amount of the bonds then outstanding

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

432 shall, in any court of competent jurisdiction in his, her, or
433 its own name:

434 (a) By mandamus or other suit, action, or proceeding at
435 law or in equity, enforce all rights of the bondholders,
436 including the right to require the authority to fix, establish,
437 maintain, collect, and charge rates, fees, rentals, and other
438 charges adequate to carry out any agreement as to or pledge of
439 the revenues or receipts of the authority, to carry out any
440 other covenants and agreements with or for the benefit of the
441 bondholders, and to perform its and their duties under this
442 part.

443 (b) By mandamus or other suit, action, or proceeding at
444 law or in equity, enforce all rights of the bondholders under or
445 pursuant to any lease-purchase agreement between the authority
446 and the department, including the right to require the
447 department to make all rental payments required to be made by it
448 under the provisions of any such lease-purchase agreement,
449 whether from the Osceola County gasoline tax funds or other
450 funds of the department so agreed to be paid, and to require the
451 department to carry out any other covenants and agreements with
452 or for the benefit of the bondholders and to perform its and
453 their duties under this part.

454 (c) Bring suit upon the bonds.

455 (d) By action or suit in equity, require the authority or
456 the department to account as if it were the trustee of an
457 express trust for the bondholders.

Amendment No.

458 (e) By action or suit in equity, enjoin any acts or things
459 which may be unlawful or in violation of the rights of the
460 bondholders.

461 (3) Whether or not all bonds have been declared due and
462 payable, any trustee, when appointed under this section or
463 acting under a deed of trust, indenture, or other agreement,
464 shall be entitled as of right to the appointment of a receiver
465 who may enter upon and take possession of the Osceola County
466 Expressway System or the facilities or any part or parts
467 thereof, the rates, fees, rentals, or other revenues, charges,
468 or receipts from which are or may be applicable to the payment
469 of the bonds so in default; and, subject to and in compliance
470 with the provisions of any lease-purchase agreement between the
471 authority and the department, operate and maintain the same for
472 and on behalf and in the name of the authority, the department,
473 and the bondholders; and collect and receive all rates, fees,
474 rentals, and other charges or receipts or revenues arising
475 therefrom in the same manner as the authority or the department
476 might do; and shall deposit all such moneys in a separate
477 account and apply the same in such manner as the court shall
478 direct. In any suit, action, or proceeding by the trustee, the
479 fees, counsel fees, and expenses of the trustee and such
480 receiver, if any, and all costs and disbursements allowed by the
481 court shall be a first charge on any rates, fees, rentals, or
482 other charges, revenues, or receipts derived from the Osceola
483 County Expressway System or the facilities or services or any
484 part or parts thereof, including payments under any such lease-
485 purchase agreement as aforesaid which such rates, fees, rentals,

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

486 or other charges, revenues, or receipts shall or may be
487 applicable to the payment of the bonds so in default. Such
488 trustee shall also have and possess all of the powers necessary
489 or appropriate for the exercise of any functions specifically
490 set forth in this part or incident to the representation of the
491 bondholders in the enforcement and protection of their rights.

492 (4) Nothing in this section or any other section of this
493 part authorizes any receiver appointed pursuant to this part for
494 the purpose, subject to and in compliance with the provisions of
495 any lease-purchase agreement between the authority and the
496 department, of operating and maintaining the Osceola County
497 Expressway System or any facilities or part or parts thereof to
498 sell, assign, mortgage, or otherwise dispose of any of the
499 assets of whatever kind and character belonging to the
500 authority. It is the intention of this part to limit the powers
501 of such receiver, subject to and in compliance with the
502 provisions of any lease-purchase agreement between the authority
503 and the department, to the operation and maintenance of the
504 Osceola County Expressway System or any facility or part or
505 parts thereof, as the court may direct, in the name and for and
506 on behalf of the authority, the department, and the bondholders.
507 No holder of bonds of the authority or any trustee shall ever
508 have the right in any suit, action, or proceeding at law or in
509 equity to compel a receiver, nor shall any receiver be
510 authorized or any court be empowered to direct the receiver, to
511 sell, assign, mortgage, or otherwise dispose of any assets of
512 whatever kind or character belonging to the authority.

513 348.9957 Lease-purchase agreement.-

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

514 (1) In order to effectuate the purposes of this part and
515 as authorized by this part, the authority may enter into a
516 lease-purchase agreement with the department relating to and
517 covering the system.

518 (2) Such lease-purchase agreement shall provide for the
519 leasing of the system by the authority as lessor to the
520 department as lessee, shall prescribe the term of such lease and
521 the rentals to be paid under the lease, and shall provide that,
522 upon the completion of the faithful performance under and
523 termination of the agreement, title in fee simple absolute to
524 the system as then constituted shall be transferred in
525 accordance with law by the authority to the state and the
526 authority shall deliver to the department such deeds and
527 conveyances as are necessary or convenient to vest title in fee
528 simple absolute in the state.

529 (3) Such lease-purchase agreement may include such other
530 provisions, agreements, and covenants as the authority and the
531 department deem advisable or required, including, but not
532 limited to, provisions as to the bonds to be issued under and
533 for the purposes of this part; the completion, extension,
534 improvement, operation, and maintenance of the system; the
535 expenses and the cost of operation of the authority; the
536 charging and collection of tolls, rates, fees, and other charges
537 for the use of the services and facilities of the system; the
538 application of federal or state grants or aid which may be made
539 or given to assist the authority in the completion, extension,
540 improvement, operation, and maintenance of the system, which the
541 authority may accept and apply to such purposes; the enforcement

Amendment No.

542 of payment and collection of rentals; and any other terms,
543 provisions, or covenants necessary, incidental, or appurtenant
544 to the making of and full performance under the agreement.

545 (4) The department as lessee under such lease-purchase
546 agreement is authorized to pay as rentals thereunder any rates,
547 fees, charges, funds, moneys, receipts, or income accruing to
548 the department from the operation of the system and the Osceola
549 County gasoline tax funds and may also pay as rentals any
550 appropriations received by the department pursuant to any act of
551 the Legislature. However, nothing in this part or in such lease-
552 purchase agreement shall require the making or continuance of
553 such appropriations, nor shall any holder of bonds issued
554 pursuant to this part have any right to compel the making or
555 continuance of such appropriations.

556 (5) A pledge of Osceola County gasoline tax funds as
557 rentals under such lease-purchase agreement shall not be made
558 without the consent of Osceola County evidenced by a resolution
559 duly adopted by the board of county commissioners of the county
560 at a public hearing held pursuant to due notice thereof
561 published at least once a week for 3 consecutive weeks before
562 the hearing in a newspaper of general circulation in Osceola
563 County. In addition to other provisions, the resolution must
564 provide that any excess of such pledged gasoline tax funds which
565 is not required for debt service or reserves for such debt
566 service for any bonds issued by the authority shall be returned
567 annually to the department for distribution to Osceola County as
568 provided by law. Before making any application for such pledge
569 of gasoline tax funds, the authority shall present the plan of

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

570 its proposed project to the Osceola County Planning and Zoning
571 Commission for its comments and recommendations.

572 (6) The department may covenant in any lease-purchase
573 agreement that it will pay, from sources other than the revenues
574 derived from the operation of the system and Osceola County
575 gasoline tax funds, all or any part of the cost of the
576 operation, maintenance, repair, renewal, and replacement of the
577 system and any part of the cost of completing the system to the
578 extent that the proceeds of bonds issued therefor are
579 insufficient. The department may also agree to make such other
580 payments from any moneys available to the county in connection
581 with the construction or completion of the system as the
582 department deems to be fair and proper under such covenants.

583 (7) The system shall be a part of the state road system,
584 and the department may, upon the request of the authority,
585 expend moneys from funds available for such purposes and use its
586 engineering and other forces as it deems necessary and desirable
587 for the operation of the authority and for traffic surveys,
588 borings, surveys, preparation of plans and specifications,
589 estimates of cost, and other preliminary engineering and other
590 studies; however, the aggregate amount of moneys expended for
591 such purposes by the department must not exceed \$375,000.

592 348.9958 Department may be appointed agent of authority
593 for construction.—The authority may appoint the department as
594 its agent for the purpose of constructing improvements and
595 extensions to and the completion of the system. In such event,
596 the authority shall provide the department with complete copies
597 of all documents, agreements, resolutions, contracts, and

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

598 instruments relating to the system; shall request the department
599 to do such construction work, including the planning, surveying,
600 and actual construction of the completion, extensions, and
601 improvements to the system; and shall transfer to the credit of
602 an account of the department in the treasury of the state the
603 necessary funds for such purpose. After such appointment and
604 receipt of funds, the department is authorized, empowered, and
605 directed to proceed with such construction and to use the funds
606 for such purpose in the same manner as it is authorized to use
607 funds otherwise provided to it by law for the construction of
608 roads and bridges.

609 348.9959 Acquisition of lands and property.-

610 (1) For the purposes of this part, the authority may
611 acquire, by gift, devise, purchase, or condemnation by eminent
612 domain proceedings, private or public property and property
613 rights, including rights of access, air, view, and light, as the
614 authority may deem necessary for any of the purposes of this
615 part, including, but not limited to, any lands reasonably
616 necessary for securing applicable permits, areas necessary for
617 management of access, borrow pits, drainage ditches, water
618 retention areas, rest areas, replacement access for landowners
619 whose access is impaired due to the construction of a facility,
620 and replacement rights-of-way for relocated rail and utility
621 facilities; for existing, proposed, or anticipated
622 transportation facilities on the system or in a transportation
623 corridor designated by the authority; or for the purposes of
624 screening, relocation, removal, or disposal of junkyards and

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

625 scrap metal processing facilities. The authority may condemn any
626 material and property necessary for such purposes.

627 (2) The right of eminent domain conferred in this part
628 shall be exercised by the authority in the manner provided by
629 law.

630 (3) When the authority acquires property for a
631 transportation facility or in a transportation corridor, the
632 authority is not subject to any liability imposed by chapter 376
633 or chapter 403 for preexisting soil or groundwater contamination
634 due solely to its ownership of the property. This section does
635 not affect the rights or liabilities of any past or future
636 owners of the acquired property and does not affect the
637 liability of any governmental entity for the results of its
638 actions which create or exacerbate a pollution source. The
639 authority and the Department of Environmental Protection may
640 enter into interagency agreements for the performance, funding,
641 and reimbursement of the investigative and remedial acts
642 necessary for property acquired by the authority.

643 348.9960 Cooperation with other units, boards, agencies,
644 and individuals.--Any county, municipality, drainage district,
645 road and bridge district, school district, or other political
646 subdivision, board, commission, or individual in or of the state
647 may make and enter into any contract, lease, conveyance,
648 partnership, or other agreement with the authority within the
649 provisions and for purposes of this part; and the authority may
650 make and enter into any contract, lease, conveyance,
651 partnership, or other agreement with any political subdivision,
652 agency, or instrumentality of the state or any federal agency,

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

653 corporation, or individual for the purpose of carrying out the
654 provisions of this part.

655 348.9961 Covenant of the state.—The state does hereby
656 pledge to and agrees with any person, firm, or corporation or
657 federal or state agency subscribing to or acquiring the bonds to
658 be issued by the authority for the purposes of this part that
659 the state will not limit or alter the rights hereby vested in
660 the authority and the department until all bonds at any time
661 issued together with the interest thereon are fully paid and
662 discharged insofar as the same affects the rights of the holders
663 of bonds issued hereunder. The state does further pledge to and
664 agree with the United States that in the event any federal
665 agency shall construct or contribute any funds for the
666 completion, extension, or improvement of the Osceola County
667 Expressway System, or any part or portion thereof, the state
668 will not alter or limit the rights and powers of the authority
669 and the department in any manner which would be inconsistent
670 with the continued maintenance and operation of the Osceola
671 County Expressway System or the completion, extension, or
672 improvement thereof or which would be inconsistent with the due
673 performance of any agreements between the authority and any such
674 federal agency. The authority and the department shall continue
675 to have and may exercise all powers herein granted so long as
676 the same shall be necessary or desirable for the carrying out of
677 the purposes of this part and the purposes of the United States
678 in the completion, extension, or improvement of the Osceola
679 County Expressway System or any part or portion thereof.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

680 348.9962 Exemption from taxation.—The effectuation of the
681 authorized purposes of the authority created under this part is
682 and shall be in all respects for the benefit of the people of
683 the state, for the increase of their commerce and prosperity,
684 and for the improvement of their health and living conditions;
685 and, since the authority will be performing essential
686 governmental functions in effectuating such purposes, the
687 authority is not required to pay any taxes or assessments of any
688 kind or nature whatsoever upon any property acquired or used by
689 it for such purposes or upon any rates, fees, rentals, receipts,
690 income, or charges at any time received by it; and the bonds
691 issued by the authority, their transfer, and the income
692 therefrom, including any profits made on the sale thereof, shall
693 at all times be free from taxation of any kind by the state or
694 by any political subdivision or taxing agency or instrumentality
695 thereof. This section does not apply to any tax imposed by
696 chapter 220 on interest, income, or profits on debt obligations
697 owned by corporations.

698 348.9963 Eligibility for investments and security.—Any
699 bonds or other obligations issued pursuant to this part shall be
700 and constitute legal investments for banks, savings banks,
701 trustees, executors, administrators, and all other fiduciaries
702 and for all state, municipal, and other public funds and shall
703 also be and constitute securities eligible for deposit as
704 security for all state, municipal, or other public funds,
705 notwithstanding the provisions of any other law or laws to the
706 contrary.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

707 348.9964 Pledges enforceable by bondholders.—It is the
708 express intention of this part that any pledge by the department
709 of rates, fees, revenues, Osceola County gasoline tax funds, or
710 other funds, as rentals, to the authority, or any covenants or
711 agreements relative thereto, may be enforceable in any court of
712 competent jurisdiction against the authority or directly against
713 the department by any holder of bonds issued by the authority.

714 348.9965 This part complete and additional authority.—

715 (1) The powers conferred by this part are in addition and
716 supplemental to the existing powers of the State Board of
717 Administration and the department, and this part does not repeal
718 any provision of any other law, general, special, or local, but
719 supersedes such a provision to the extent of any conflict in the
720 exercise of the powers provided in this part and to provide a
721 complete method for the exercise of the powers granted in this
722 part. The extension and improvement of the system and the
723 issuance of bonds under this part to finance all or part of the
724 cost of the system may be accomplished upon compliance with the
725 provisions of this part without regard to or necessity for
726 compliance with the provisions, limitations, or restrictions
727 contained in any other general, special, or local law,
728 including, but not limited to, s. 215.821. The issuance of bonds
729 pursuant to this part does not require approval by the qualified
730 electors or qualified electors who are freeholders in the state
731 or in Osceola County or in any other political subdivision of
732 the state.

733 (2) This part does not repeal, rescind, or modify the
734 Osceola County Charter and does not repeal, rescind, or modify

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

735 any other law relating to the department, the State Board of
736 Administration, or the Division of Bond Finance of the State
737 Board of Administration but supersedes any such law to the
738 extent of any conflict with this part, including, but not
739 limited to, s. 215.821.

740 348.9966 Osceola County auditor.-In addition to other
741 financial requirements provided by this part or by general law,
742 the Office of the Osceola County Commission Auditor as created
743 in Article II, section 2.3 of the Osceola County Home Rule
744 Charter may conduct financial and compliance, economy and
745 efficiency, and performance audits of the authority with written
746 reports to be submitted to the authority and the governing body
747 of Osceola County.

748 348.9967 Automatic dissolution.-If, prior to January 1,
749 2020, the authority has not encumbered any funds to further its
750 purposes and powers as authorized in s. 348.9953 to establish
751 the system, the authority is dissolved.

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T I T L E A M E N D M E N T

757

Remove line 53 and insert:

758

payment, collection and enforcement of tolls; creating pt. XI of

759

ch. 348, F.S., titled "Osceola County Expressway Authority";

760

providing a short title; providing definitions; creating the

761

Osceola County Expressway Authority as an agency of the state;

762

providing for a governing body of the authority; providing for

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

763 membership, terms, organization, personnel, and administration;
764 authorizing payment of travel and other expenses; directing the
765 authority to cooperate with and participate in any efforts to
766 establish a regional expressway authority; providing purposes
767 and powers of the authority for acquisition, construction,
768 expansion, maintenance, improvement, operation, ownership, and
769 leasing of the Osceola County Expressway System; providing for
770 use of certain funds to pay or secure obligations; authorizing
771 use of the Osceola County gasoline tax under certain conditions;
772 authorizing the authority to enter into partnerships and other
773 agreements; authorizing the authority to construct, operate, and
774 maintain roads, bridges, avenues of access, thoroughfares, and
775 boulevards, and electronic toll payment systems thereon, outside
776 the jurisdictional boundaries of Osceola County; authorizing the
777 authority to enter into an interlocal agreement with the
778 Orlando-Orange County Expressway Authority to coordinate and
779 plan for projects; prohibiting the authority from pledging the
780 credit or taxing power of the state; requiring consent of local
781 and county jurisdictions prior to acquisition of rights-of-way;
782 requiring consent of local and county jurisdictions for
783 agreements that would restrict construction of roads; providing
784 for bond financing of improvements to certain facilities;
785 providing for issuance and sale of bonds; providing for the
786 employment of fiscal agents; authorizing the State Board of
787 Administration to act as fiscal agent; providing approval of
788 certain facilities that have been financed by the issuance of
789 bonds or other evidence of indebtedness; providing for rights
790 and remedies granted to bondholders; providing for appointment

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

791 of a trustee to represent the bondholders; providing for
792 appointment of a receiver to take possession of, operate, and
793 maintain the system; providing for lease of the system to the
794 Department of Transportation under a lease-purchase agreement;
795 authorizing the department to act in place of the authority
796 under terms of the lease-purchase agreement; requiring approval
797 by the county for certain provisions of the lease-purchase
798 agreement; providing that upon termination of such lease-
799 purchase agreement title to the system shall be transferred to
800 the state; providing that no pledge of Osceola County gasoline
801 tax funds as rentals under such lease-purchase agreement shall
802 be made without the consent of Osceola County; authorizing the
803 department to expend a limited amount of funds; providing that
804 the system is part of the state road system; providing for the
805 authority to appoint the department as its agent for certain
806 construction purposes; authorizing the authority to acquire
807 property; authorizing the authority to exercise eminent domain;
808 limiting liability of the authority for preexisting
809 contamination of an acquired property; providing for remedial
810 acts necessary due to such contamination; authorizing agreements
811 between the authority and other entities; providing pledge of
812 the state to bondholders; exempting the authority from taxation;
813 providing that investment in such bonds or other obligations
814 constitutes legal investments; providing that such bonds are
815 eligible for deposit as security for state, municipal, and other
816 public funds; providing that pledges shall be enforceable by
817 bondholders; providing for application and construction of the
818 part; authorizing certain audits of the authority by the Osceola

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

819 County auditor; requiring reports of such audits to be submitted
820 to the authority and the governing body of Osceola County;
821 providing for dissolution of the authority under certain
822 circumstances; amending s.

Amendment No. 7

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee
3 Representative(s) Horner offered the following:

4
5 **Amendment (with title amendment)**

6 Between lines 715 and 716, insert:

7 Section 14. Paragraph (q) is added to subsection (2) of
8 section 343.64, Florida Statutes, to read:

9 343.64 Powers and duties.—

10 (2) The authority may exercise all powers necessary,
11 appurtenant, convenient, or incidental to the carrying out of
12 the aforesaid purposes, including, but not limited to, the
13 following rights and powers:

14 (q) Notwithstanding the provisions of s.343.65, to borrow
15 money in a principal amount not to exceed \$10 million in any
16 calendar year to refinance all or part of the costs or
17 obligations of the authority including but not limited to
18 obligations of the authority as a lessee under a lease.
19

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

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T I T L E A M E N D M E N T

Remove line 53 and insert:

payment, collection, and enforcement of tolls; amending s.
343.64, F.S.; authorizing the Central Florida Regional Transit
authority to borrow funds under certain circumstances; amending
s.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 8

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>✓</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	___	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Horner offered the following:

4

5 **Amendment (with title amendment)**

6 Between lines 715 and 716, insert:

7 Section 14. Subsection (2) of section 373.41492, Florida
8 Statutes, is amended to read:

9 373.41492 Miami-Dade County Lake Belt Mitigation Plan;
10 mitigation for mining activities within the Miami-Dade County
11 Lake Belt.-

12 (2) To provide for the mitigation of wetland resources
13 lost to mining activities within the Miami-Dade County Lake Belt
14 Plan, effective October 1, 1999, a mitigation fee is imposed on
15 each ton of limerock and sand extracted by any person who
16 engages in the business of extracting limerock or sand from
17 within the Miami-Dade County Lake Belt Area and the east one-
18 half of sections 24 and 25 and all of sections 35 and 36,
19 Township 53 South, Range 39 East. The mitigation fee is imposed

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

20 for each ton of limerock and sand sold from within the
21 properties where the fee applies in raw, processed, or
22 manufactured form, including, but not limited to, sized
23 aggregate, asphalt, cement, concrete, and other limerock and
24 concrete products. The mitigation fee imposed by this subsection
25 for each ton of limerock and sand sold shall be 12 cents per ton
26 beginning January 1, 2007; 18 cents per ton beginning January 1,
27 2008; ~~and 24 cents per ton beginning January 1, 2009;~~ and 45
28 cents per ton beginning December 31, 2011. To upgrade a water
29 treatment plant that treats water coming from the Northwest
30 Wellfield in Miami-Dade County, a water treatment plant upgrade
31 fee is imposed within the same Lake Belt Area subject to the
32 mitigation fee and upon the same kind of mined limerock and sand
33 subject to the mitigation fee. The water treatment plant upgrade
34 fee imposed by this subsection for each ton of limerock and sand
35 sold shall be 15 cents per ton beginning on January 1, 2007, and
36 the collection of this fee shall cease once the total amount of
37 proceeds collected for this fee reaches the amount of the actual
38 moneys necessary to design and construct the water treatment
39 plant upgrade, as determined in an open, public solicitation
40 process. Any limerock or sand that is used within the mine from
41 which the limerock or sand is extracted is exempt from the fees..
42 The amount of the mitigation fee and the water treatment plant
43 upgrade fee imposed under this section must be stated separately
44 on the invoice provided to the purchaser of the limerock or sand
45 product from the limerock or sand miner, or its subsidiary or
46 affiliate, for which the fee or fees apply. The limerock or sand
47 miner, or its subsidiary or affiliate, who sells the limerock or

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

48 sand product shall collect the mitigation fee and the water
49 treatment plant upgrade fee and forward the proceeds of the fees
50 to the Department of Revenue on or before the 20th day of the
51 month following the calendar month in which the sale occurs.

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T I T L E A M E N D M E N T

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56

Remove line 53 and insert:

57

Payment, collection, and enforcement of tolls; amending s.

58

373.41492, F.S.; increasing the mitigation fee for mining

59

activities in the Miami-Dade County Lake Belt; amending s.

Amendment No. 9

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)

ADOPTED AS AMENDED — (Y/N)

ADOPTED W/O OBJECTION ✓ (Y/N)

FAILED TO ADOPT — (Y/N)

WITHDRAWN — (Y/N)

OTHER —

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
 2 Committee
 3 Representative(s) Horner offered the following:

Amendment (with title amendment)

Between lines 728 and 729, insert:

7 Section 15. Sections 479.01, 479.015, 479.02, 479.03,
 8 479.04, 479.05, 479.07, 479.08, 479.10, 479.105, 479.106,
 9 479.107, 479.11, 479.111, 479.12, 479.14, 479.15, 479.155,
 10 479.156, 479.16, 479.21, 479.24, and 479.25, Florida Statutes,
 11 are designated as part I of chapter 479, Florida Statutes.

12 Section 16. Sections 479.261, 479.262, 479.27, 479.28, and
 13 479.30 Florida Statutes, are designated as part II of chapter
 14 479, Florida Statutes.

15 Section 17. Part III of chapter 479, Florida Statutes,
 16 consisting of sections 479.310, 479.311, 479.312, 479.313, and
 17 479.315, is created to read:

Part III

Amendment No.

Sign Removal

20
21
22 479.310 Unpermitted and illegal signs; intent.—It is the
23 intent of this part to relieve the department from the financial
24 burden incurred in the removal of unpermitted and illegal signs
25 located within the controlled areas adjacent to the state
26 highway system, interstate and federal-aid primary system; to
27 place the financial responsibility for the cost of such removal
28 directly upon those benefiting from the location and operation
29 of such unpermitted and illegal signs; and to provide clear
30 authority to the department for the recovery of cost incurred by
31 the department in the removal of such unpermitted and illegal
32 signs.

33 479.311 Jurisdiction; venue.—The county court shall have
34 jurisdiction concurrent with the circuit court to consider
35 claims filed by the department in amounts which are within their
36 jurisdictional limitations, Venue, for the purposes of a claim
37 filed by the department to recover its cost as provided in this
38 section, shall be Leon County.

39 479.312 Unpermitted signs; cost of removal.—All costs
40 incurred by the department in connection with the removal of a
41 sign located within a controlled area adjacent to the interstate
42 highway system, the federal-aid primary highway system, or the
43 State Highway System which has not been issued a permit under
44 Part I shall be assessed against and collected from the owner of
45 the sign, the advertiser displayed on the sign, or the owner of
46 the property upon which the sign is located. For the purposes
47 of this subsection, a sign which does not display the name of

Amendment No.

48 the sign owner shall be presumed to be owned by the property
49 owner of the property upon which the sign is located.

50 479.313 Permit revocation; cost of removal;.-All costs
51 incurred by the department in connection with the removal of a
52 sign located within a controlled area adjacent to the interstate
53 highway system, the federal-aid primary highway system, or the
54 State Highway System following the revocation of the permit for
55 such sign shall be assessed against and collected from the
56 permittee.

57 479.315 Highway rights-of way; Cost of sign removal.-All
58 cost incurred by the department in connection with the removal
59 of a sign located within a within the right-of-way of the
60 interstate highway system, the federal-aid primary highway
61 system, or the State Highway System shall be assessed against
62 and collected from the owner of the sign, the advertiser
63 displayed on the sign.

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67 -----
68 **T I T L E A M E N D M E N T**

69 Remove line 55 and insert:

70 on the adopt-a-highway program; designating pt. I and pt. II of
71 ch. 479, F.S.; creating pt. III of ch. 479, F.S., titled "Sign
72 Removal";creating s. 479.310, F.S.; providing intent relating to
73 unpermitted and illegal signs; placing financial responsibility
74 for the removal of such signs; providing the department
75 authority to recover costs of removal of such signs; creating s.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

76 479.311, F.S., providing jurisdiction to consider claims to
77 recover costs; creating s. 479.312, F.S.; providing that costs
78 incurred by the department in removing certain signs; providing
79 presumption of a ownership; creating s. 479.313, F.S., providing
80 for the assessment of the cost of removal for signs following
81 the revocation of a sign permit; creating s. 479.315, F.S.,
82 providing for the assessment of the cost of removal of signs
83 located within a highway right-of-way; amending s. 705.18, F.S.;

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 10

COUNCIL/COMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	___	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Horner offered the following:

4
5 **Amendment (with title amendment)**

6 Between lines 728 and 729, insert:

7 Section 1. Section 479.01, Florida Statutes, is amended to
8 read:

9 479.01 Definitions.—As used in this chapter, the term:

10 (1) "Allowable uses" means those uses that are authorized
11 within a zoning category without the requirement to obtain a
12 variance or waiver. The term includes conditional uses and those
13 allowed by special exception, but does not include uses which
14 are accessory, which are incidental to the allowable uses, or
15 which are allowed only on a temporary basis.

16 (2) ~~(1)~~ "Automatic changeable facing" means a facing that
17 is capable of delivering two or more advertising messages
18 through an automated or remotely controlled process.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

19 (3)~~(2)~~ "Business of outdoor advertising" means the
20 business of constructing, erecting, operating, using,
21 maintaining, leasing, or selling outdoor advertising structures,
22 outdoor advertising signs, or outdoor advertisements.

23 (4)~~(3)~~ "Commercial or industrial zone" means a parcel of
24 land designated for commercial or industrial uses under both the
25 future land use map of the comprehensive plan and the land use
26 development regulations adopted pursuant to chapter 163. If a
27 parcel is located in an area designated for multiple uses on the
28 future land use map of a comprehensive plan and the zoning
29 category of the land development regulations does not
30 specifically clearly designate that parcel for commercial or
31 industrial uses a specific use, the area will be considered an
32 unzoned commercial or industrial area if it meets the criteria
33 of subsection (26) ~~(23)~~.

34 (5) "Commercial use" means activities associated with the
35 sale, rental or distribution of products or the performance of
36 services. The term includes, without limitation, such uses or
37 activities as retail sales; wholesale sales; rentals of
38 equipment, goods or products; offices; restaurants; food service
39 vendors; sports arenas; theaters; and tourist attractions.

40 (6)~~(4)~~ "Controlled area" shall mean 660 feet or less from
41 the nearest edge of the right-of-way of any portion of the State
42 Highway System, interstate, or federal-aid primary system and
43 beyond 660 feet of the nearest edge of the right-of-way of any
44 portion of the State Highway System, interstate, or federal-aid
45 primary system outside an urban area.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

46 ~~(7)-(5)~~ "Department" means the Department of
47 Transportation.

48 ~~(8)-(6)~~ "Erect" means to construct, build, raise, assemble,
49 place, affix, attach, create, paint, draw, or in any other way
50 bring into being or establish; but it does not include any of
51 the foregoing activities when performed as an incident to the
52 change of advertising message or customary maintenance or repair
53 of a sign.

54 ~~(9)-(7)~~ "Federal-aid primary highway system" means the
55 existing, unbuilt, or unopened system of highways or portions
56 thereof, which shall include the National Highway System,
57 designated as the federal-aid primary highway system by the
58 department.

59 ~~(10)-(8)~~ "Highway" means any road, street, or other way
60 open or intended to be opened to the public for travel by motor
61 vehicles.

62 (11) "Industrial use" means activities associated with the
63 manufacture, assembly, processing, or storage of products, or
64 the performance of services relating thereto. The term includes,
65 without limitation, such uses or activities as automobile
66 manufacturing or repair; boat manufacturing or repair; junk
67 yards; meat packing facilities; citrus processing and packing
68 facilities; produce processing and packing facilities;
69 electrical generating plants; water treatment plants; sewage
70 treatment plants; and solid waste disposal sites.

71 ~~(12)-(9)~~ "Interstate highway system" means the existing,
72 unbuilt, or unopened system of highways or portions thereof

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

73 designated as the national system of interstate and defense
74 highways by the department.

75 ~~(13)-(10)~~ "Main-traveled way" means the traveled way of a
76 highway on which through traffic is carried. In the case of a
77 divided highway, the traveled way of each of the separate
78 roadways for traffic in opposite directions is a main-traveled
79 way. It does not include such facilities as frontage roads,
80 turning roadways, or parking areas.

81 ~~(14)-(11)~~ "Maintain" means to allow to exist.

82 ~~(15)-(12)~~ "Motorist services directional signs" means signs
83 providing directional information about goods and services in
84 the interest of the traveling public where such signs were
85 lawfully erected and in existence on or before May 6, 1976, and
86 continue to provide directional information to goods and
87 services in a defined area.

88 ~~(16)-(13)~~ "New highway" means the construction of any road,
89 paved or unpaved, where no road previously existed or the act of
90 paving any previously unpaved road.

91 ~~(17)-(14)~~ "Nonconforming sign" means a sign which was
92 lawfully erected but which does not comply with the land use,
93 setback, size, spacing, and lighting provisions of state or
94 local law, rule, regulation, or ordinance passed at a later date
95 or a sign which was lawfully erected but which later fails to
96 comply with state or local law, rule, regulation, or ordinance
97 due to changed conditions.

98 ~~(18)-(15)~~ "Premises" means all the land areas under
99 ownership or lease arrangement to the sign owner which are
100 contiguous to the business conducted on the land except for

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

101 instances where such land is a narrow strip contiguous to the
102 advertised activity or is connected by such narrow strip, the
103 only viable use of such land is to erect or maintain an
104 advertising sign. When the sign owner is a municipality or
105 county, "premises" shall mean all lands owned or leased by such
106 municipality or county within its jurisdictional boundaries as
107 set forth by law.

108 (19)~~(16)~~ "Remove" means to disassemble, transport from the
109 site, and dispose of sign materials by sale or destruction.

110 (20)~~(17)~~ "Sign" means any combination of structure and
111 message in the form of an outdoor sign, display, device, figure,
112 painting, drawing, message, placard, poster, billboard,
113 advertising structure, advertisement, logo, symbol, or other
114 form, whether placed individually or on a V-type, back-to-back,
115 side-to-side, stacked, or double-faced display or automatic
116 changeable facing, designed, intended, or used to advertise or
117 inform, any part of the advertising message or informative
118 contents of which is visible from any place on the main-traveled
119 way. The term does not include an official traffic control sign,
120 official marker, or specific information panel erected, caused
121 to be erected, or approved by the department.

122 (21)~~(18)~~ "Sign direction" means that direction from which
123 the message or informative contents are most visible to oncoming
124 traffic on the main-traveled way.

125 (22)~~(19)~~ "Sign face" means the part of the sign, including
126 trim and background, which contains the message or informative
127 contents.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

128 (23)~~(20)~~ "Sign facing" includes all sign faces and
129 automatic changeable faces displayed at the same location and
130 facing the same direction.

131 (24)~~(21)~~ "Sign structure" means all the interrelated parts
132 and material, such as beams, poles, and stringers, which are
133 constructed for the purpose of supporting or displaying a
134 message or informative contents.

135 (25)~~(22)~~ "State Highway System" means the existing,
136 unbuilt, or unopened system of highways or portions thereof
137 designated as the State Highway System by the department.

138 (26)~~(23)~~ "Unzoned commercial or industrial area" means a
139 parcel of land designated by the future land use map of the
140 comprehensive plan for multiple uses that include commercial or
41 industrial uses but are not specifically designated for
142 commercial or industrial uses under the land development
143 regulations, in which three or more separate and distinct
144 conforming industrial or commercial activities are located.

145 (a) These activities must satisfy the following criteria:

146 1. At least one of the commercial or industrial activities
147 must be located on the same side of the highway and within 800
148 feet of the sign location;

149 2. The commercial or industrial activities must be within
150 660 feet from the nearest edge of the right-of-way; and

151 3. The commercial industrial activities must be within
152 1,600 feet of each other.

153

154 Distances specified in this paragraph must be measured from the
155 nearest outer edge of the primary building or primary building

Amendment No.

156 complex when the individual units of the complex are connected
157 by covered walkways.

158 (b) Certain activities, including, but not limited to, the
159 following, may not be so recognized as commercial or industrial
160 activities:

161 1. Signs.

162 2. Agricultural, forestry, ranching, grazing, farming, and
163 related activities, including, but not limited to, wayside fresh
164 produce stands.

165 3. Transient or temporary activities.

166 4. Activities not visible from the main-traveled way.

167 5. Activities conducted more than 660 feet from the
168 nearest edge of the right-of-way.

169 6. Activities conducted in a building principally used as
170 a residence.

171 7. Railroad tracks and minor sidings.

172 8. Communication towers.

173 ~~(27)-(24)~~ "Urban area" has the same meaning as defined in
174 s. 334.03(32).

175 ~~(28)-(25)~~ "Visible commercial or industrial activity" means
176 a commercial or industrial activity that is capable of being
177 seen without visual aid by a person of normal visual acuity from
178 the main-traveled way and that is generally recognizable as
179 commercial or industrial.

180 ~~(29)-(26)~~ "Visible sign" means that the advertising message
181 or informative contents of a sign, whether or not legible, is
182 capable of being seen without visual aid by a person of normal
183 visual acuity.

Amendment No.

184 (30)~~(27)~~ "Wall mural" means a sign that is a painting or
185 an artistic work composed of photographs or arrangements of
186 color and that displays a commercial or noncommercial message,
187 relies solely on the side of the building for rigid structural
188 support, and is painted on the building or depicted on vinyl,
189 fabric, or other similarly flexible material that is held in
190 place flush or flat against the surface of the building. The
191 term excludes a painting or work placed on a structure that is
192 erected for the sole or primary purpose of signage.

193 (31) "Zoning category" means the designation under the Land
194 Development Regulations (LDR) or other similar ordinance enacted
195 to regulate the use of land as provided in Section
196 163.3202(2)(b), F.S. which designation sets forth the allowable
197 uses, restrictions, and limitations on use applicable to
198 properties within the category.

202 -----
203 **T I T L E A M E N D M E N T**

204 Remove line 55 and insert:
205 on the adopt-a-highway program; amending s. 479.01, F.S.;
206 providing and revising definitions; amending s. 715.18, F.S.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No. 11

COUNCIL/COMMITTEE ACTION

ADOPTED — (Y/N)
ADOPTED AS AMENDED — (Y/N)
ADOPTED W/O OBJECTION ✓ (Y/N)
FAILED TO ADOPT — (Y/N)
WITHDRAWN — (Y/N)
OTHER —

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Murzin offered the following:

4
5 **Amendment (with title amendment)**

6 Between lines 151 and 152, insert:

7 Section 3. Subsection (5) of section 316.535, Florida
8 Statutes, is amended to read:

9 316.535 Maximum weights.—

10 (5) With respect to those highways not in the Interstate
11 Highway System, in all cases in which it exceeds state law in
12 effect on January 4, 1975, the overall gross weight on the
13 vehicle or combination of vehicles, ~~including all enforcement~~
14 ~~tolerances,~~ shall be as determined by the following formula:

15
16
$$W = 500((LN \div (N-1)) + 12N + 36)$$

17
18 where W = overall gross weight of the vehicle to the nearest 500
19 pounds; L = distance in feet between the extreme of the external

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

20 axles; and N = number of axles on the vehicle. However, such
21 overall gross weight of any vehicle or combination of vehicles
22 may not exceed 80,000 pounds ~~including all enforcement~~
23 ~~tolerances.~~ The scale tolerance provided in s. 316.545(2) shall
24 be applicable to all weight limitations of this subsection,
25 except when a vehicle exceeds the posted weight limit on a road
26 or bridge. The scale tolerance provided in s. 316.545(2) shall
27 not apply to cranes. Fines for violations of the total gross
28 weight limitations provided for in this subsection shall be
29 based on the amount by which the actual weight of the vehicle
30 and load exceeds the allowable maximum weight determined under
31 this subsection plus the scale tolerance provided in s.
32 316.545(2).

33 Section 4. Subsections (2) and (3) of section 316.545,
34 Florida Statutes, are amended to read:

35 316.545 Weight and load unlawful; special fuel and motor
36 fuel tax enforcement; inspection; penalty; review.—

37 (2) (a) Whenever an officer, upon weighing a vehicle or
38 combination of vehicles with load, determines that the axle
39 weight or gross weight is unlawful, the officer may require the
40 driver to stop the vehicle in a suitable place and remain
41 standing until a determination can be made as to the amount of
42 weight thereon and, if overloaded, the amount of penalty to be
43 assessed as provided herein. ~~However, any gross weight over and~~
44 ~~beyond 6,000 pounds beyond the maximum herein set shall be~~
45 ~~unloaded and all material so unloaded shall be cared for by the~~
46 ~~owner or operator of the vehicle at the risk of such owner or~~
47 ~~operator.~~ Except as otherwise provided in this chapter, to

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

48 facilitate compliance with and enforcement of the weight limits
49 established in s. 316.535, weight tables published pursuant to
50 s. 316.535(7) shall include a 10-percent scale tolerance and
51 shall thereby reflect the maximum scaled weights allowed any
52 vehicle or combination of vehicles. As used in this section,
53 scale tolerance means the allowable deviation from legal weights
54 established in s. 316.535. Notwithstanding any other provision
55 of the weight law, if a vehicle or combination of vehicles does
56 not exceed the gross, external bridge, or internal bridge weight
57 limits imposed in s. 316.535 and the driver of such vehicle or
58 combination of vehicles can comply with the requirements of this
59 chapter by shifting or equalizing the load on all wheels or
60 axles and does so when requested by the proper authority, the
61 driver shall not be held to be operating in violation of said
62 weight limits. Any vehicle or combination of vehicles which
63 exceeds the gross or external bridge weight limits imposed in s.
64 316.535(3), (4), or (6) over and beyond 6,000 pounds shall be
65 unloaded and all material so unloaded shall be cared for by the
66 owner or operator of the vehicle at the risk of such owner or
67 operator. Any vehicle or combination of vehicles which exceeds
68 the gross or external bridge weight limits imposed in s.
69 316.535(5) shall be unloaded and all material so unloaded shall
70 be cared for by the owner or operator of the vehicle at the risk
71 of such owner or operator.

72 (b) The officer shall inspect the license plate or
73 registration certificate of the commercial vehicle, as defined
74 in s. 316.003(66), to determine if its gross weight is in
75 compliance with the declared gross vehicle weight. If its gross

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

76 weight exceeds the declared weight, the penalty shall be 5 cents
77 per pound on the difference between such weights. In those cases
78 when the commercial vehicle, as defined in s. 316.003(66), is
79 being operated over the highways of the state with an expired
80 registration or with no registration from this or any other
81 jurisdiction or is not registered under the applicable
82 provisions of chapter 320, the penalty herein shall apply on the
83 basis of 5 cents per pound on that scaled weight which exceeds
84 35,000 pounds on laden truck tractor-semitrailer combinations or
85 tandem trailer truck combinations, 10,000 pounds on laden
86 straight trucks or straight truck-trailer combinations, or
87 10,000 pounds on any unladen commercial motor vehicle. If the
88 license plate or registration has not been expired for more than
89 90 days, the penalty imposed under this paragraph may not exceed
90 \$1,000. In the case of special mobile equipment as defined in s.
91 316.003(48), which qualifies for the license tax provided for in
92 s. 320.08(5)(b), being operated on the highways of the state
93 with an expired registration or otherwise not properly
94 registered under the applicable provisions of chapter 320, a
95 penalty of \$75 shall apply in addition to any other penalty
96 which may apply in accordance with this chapter. A vehicle found
97 in violation of this section may be detained until the owner or
98 operator produces evidence that the vehicle has been properly
99 registered. Any costs incurred by the retention of the vehicle
100 shall be the sole responsibility of the owner. A person who has
101 been assessed a penalty pursuant to this paragraph for failure
102 to have a valid vehicle registration certificate pursuant to the
103 provisions of chapter 320 is not subject to the delinquent fee

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

104 authorized in s. 320.07 if such person obtains a valid
105 registration certificate within 10 working days after such
106 penalty was assessed.

107 (c) Weight limits established and posted for a road or
108 bridge pursuant to s. 316.555 and weight limits specified in
109 special permits issued pursuant to s. 316.550 shall be deemed to
110 include all allowable tolerances. In those cases when a vehicle
111 or combination of vehicles exceeds the weight limits established
112 and posted for a road or bridge pursuant to s. 316.555, or
113 exceeds the weight limits permitted in a special permit issued
114 pursuant to s. 316.550, the penalty shall be 5 cents per pound
115 on the difference between the scale weight of the vehicle and
116 the weight limits for such posted road or bridge or permitted in
117 such special permit. However, if a special permit is declared
118 invalid in accordance with rules promulgated pursuant to s.
119 316.550, the penalties imposed in subsection (3) shall apply to
120 those weights which exceed the limits established in s. 316.535.

121 (3) Any person who violates the overloading provisions of
122 this chapter shall be conclusively presumed to have damaged the
123 highways of this state by reason of such overloading, which
124 damage is hereby fixed as follows:

125 (a) When the excess weight is 200 pounds or less than the
126 maximum herein provided, the penalty shall be \$10;

127 (b) Five cents per pound for each pound of weight in
128 excess of the maximum herein provided when the excess weight
129 exceeds 200 pounds. However, whenever the gross weight of the
130 vehicle or combination of vehicles does not exceed the maximum

Amendment No.

131 allowable gross weight, the maximum fine for the first 600
132 pounds of unlawful axle weight shall be \$10;

133 (c) For a vehicle equipped with fully functional idle-
134 reduction technology, any penalty shall be calculated by
135 reducing the actual gross vehicle weight or the internal bridge
136 weight by the certified weight of the idle-reduction technology
137 or by 400 pounds, whichever is less. The vehicle operator must
138 present written certification of the weight of the idle-
139 reduction technology and must demonstrate or certify that the
140 idle-reduction technology is fully functional at all times. This
141 calculation is not allowed for vehicles described in s.
142 316.535(6);

143 (d)-(e) An apportioned motor vehicle, as defined in s.
144 320.01, operating on the highways of this state without being
145 properly licensed and registered shall be subject to the
146 penalties as herein provided; and

147 (e)-(d) Vehicles operating on the highways of this state
148 from nonmember International Registration Plan jurisdictions
149 which are not in compliance with the provisions of s. 316.605
150 shall be subject to the penalties as herein provided.

151
152
153 -----
154 **T I T L E A M E N D M E N T**

155 Remove lines 13-14 and insert:
156 amending s. 316.535, F.S.; requiring specified scale tolerances
157 to be applied to weight limits for vehicles on highways that are
158 not in the Interstate Highway System; providing that specified

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1271 (2010)

Amendment No.

159 tolerances do not apply to cranes; providing for determination
160 of fines for violations of the total gross weight limits;
161 amending s. 316.545, F.S.; revising conditions under which
162 vehicles in violation of specified gross or external bridge
163 weight limits must be unloaded; providing for a reduction in the
164 gross weight of certain vehicles equipped with idle-reduction
165 technologies when calculating a penalty for exceeding maximum
166 weight limits; requiring the operator to provide certification
167 of the weight of the idle-reduction technology and to
168 demonstrate or certify that the idle-reduction technology is
169 fully functional at all times;

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee
3/17/2010 9:00:00AM

Location: 404 HOB

HB 1297 : Northeast Florida Regional Transportation

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gwyndolen Clarke-Reed	X				
Clay Ford			X		
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis	X				
Stephen Precourt			X		
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson	X				
Ritch Workman	X				
Gary Aubuchon (Chair)	X				
Total Yeas: 10		Total Nays: 0			

Appearances:

Northeast Florida Regional Transportation
Mike Miller, Director of External Affairs (Lobbyist) - Proponent
Jacksonville Transportation Authority
100 N Myrtle Avenue
Jacksonville FL 32203
Phone: 904-630-3109

Northeast Florida Regional Transportation
Larry Williams, Attorney (Lobbyist) - Proponent
Jacksonville Transportation Authority
106 E College Avenue, Suite 1200
Tallahassee FL 32301
Phone: 850-224-9634

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1297 (2010)

Amendment No. 1

COUNCIL/COMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	✓	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee

3 Representative(s) Gibson offered the following:

4
5 **Amendment (with title amendment)**

6 Remove lines 81-87 and insert:

7 (3) The Jacksonville Transportation Authority shall staff
8 the commission and shall supply such information, assistance,
9 and facilities as are deemed necessary for the commission to
10 carry out its duties. The commission shall be funded by the
11 Jacksonville Transportation Authority with its existing
12 resources and by such other funds that may be provided from its
13 constituent counties. The amount of funding, including the costs
14 of staffing, provided by the Jacksonville Transportation
15 Authority to the commission shall be determined by the board of
16 the authority.

17
18
19 -----

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1297 (2010)

Amendment No. 1

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24
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T I T L E A M E N D M E N T

Remove lines 7-9 and insert:
members; providing for the Jacksonville Transportation Authority
to act as staff to the commission; providing for funding of the
commission; providing that staffing and funding is determined by
the board of the Jacksonville Transportation Authority;

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

HB 1331 : Public Roadways

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gwyndolen Clarke-Reed	X				
Clay Ford	X				
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis	X				
Stephen Precourt			X		
Lake Ray	X				
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson				X	
Ritch Workman	X				
Gary Aubuchon (Chair)	X				
Total Yeas: 11 Total Nays: 0					

Appearances:

Public Roadways

Adam Babington, Director of Governmental Affairs (Lobbyist) - Proponent
 Florida Chamber of Commerce
 136 S Bronough Street
 Tallahassee FL 32301
 Phone: 850-521-1224

Public Roadways

Jose L. Gonzalez, Vice President, Governmental Affairs (Lobbyist) - Proponent
 Associated Industries of FL
 516 N Adams
 Tallahassee FL 32301
 Phone: 850-224-7173

Public Roadways

Lance Lozano, Chief Operating Officer (Lobbyist) - Proponent
 Florida United Businesses Association

Public Roadways

Kevin Thibault, Assistant Secretary (Lobbyist) (State Employee) - Opponent
 Florida Department of Transportation
 605 Suwannee Street
 Tallahassee FL 32399

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1331 (2010)

Amendment No.1

COUNCIL/COMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Council/Committee hearing bill: Roads, Bridges & Ports Policy
2 Committee
3 Representative(s) Abruzzo offered the following:
4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 335.199, Florida Statutes, is created
8 to read:

9 335.199 Transportation projects dividing highways or
10 erecting media barriers; notification to local governments;
11 review of economic impacts; opportunity for comment. --

12 (1) Whenever the Department of Transportation proposes any
13 project on the state highway system which will divide a state
14 highway, which will erect media barriers modifying currently
15 available vehicle turning movements, or which has the effect of
16 closing or modifying an existing access connection to an
17 abutting property owner, the department shall notify all
18 affected municipalities and counties at least 180 days prior to
19 design of the project being finalized.

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1331 (2010)

Amendment No.1

20 (2) If the project is within municipal boundaries, the
21 notification shall be issued in writing to the chief elected
22 official of the municipality. If the project is in
23 unincorporated areas, the notification shall be issued in
24 writing to the chief elected official of the county.

25 (3) The affected municipality or county must review and
26 receive public input on how the dividing of the state highway,
27 the erection of media barriers, or the closing or modification
28 of access connections will affect access to businesses and the
29 potential economic impact to the local businesses community.
30 The affected municipality or county shall have 60 days from the
31 date that notice is provided under subsections (1) and (2) to
32 provide comments to the department regarding how the project
33 will affect access to businesses and the potential economic
34 impact to the local business community.

35 (4) The department is required to review all comments
36 submitted by a local government pursuant to this section, and
37 must take these comments into consideration in the final design
38 of the highway project.

39
40 Section 2. This act shall take effect July 1, 2010.
41
42
43

44 -----
45 **T I T L E A M E N D M E N T**

46 Remove the entire title and insert:

COUNCIL/COMMITTEE AMENDMENT

Bill No. HB 1331 (2010)

Amendment No.1

47 | An act relating to transportation projects; creating s. 335.199,
48 | F.S.; requiring the Department of Transportation to notify local
49 | governments prior to certain projects; providing time frame for
50 | notification; providing local government to whom the Department
51 | of Transportation will provide notification; requiring local
52 | governments to review and receive public input; providing for
53 | content of input; providing time frame to respond; requiring the
54 | Department of Transportation to review comments; requiring the
55 | Department of Transportation to consider comments from local
56 | governments; providing an effective date.

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

PCS for HB 221 : Drowsy Driving Prevention

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Gwyndolen Clarke-Reed	X				
Clay Ford	X				
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis	X				
Stephen Precourt	X				
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson				X	
Ritch Workman	X				
Gary Aubuchon (Chair)	X				
Total Yeas: 11		Total Nays: 0			

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

PCS for HB 971 : Highway Safety & Motor Vehicles

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Gwyndolen Clarke-Reed	X				
Clay Ford			X		
Audrey Gibson	X				
Mike Horner	X				
Jimmy Patronis			X		
Stephen Precourt	X				
Lake Ray			X		
Julio Robaina			X		
Hazelle Rogers	X				
Richard Steinberg	X				
Dwayne Taylor	X				
Nicholas Thompson	X				
Ritch Workman	X				
Gary Aubuchon (Chair)	X				
Total Yeas: 10		Total Nays: 0			

Appearances:

Highway Safety & Motor Vehicles

Steven Fielder, Legislative Affairs Director (Lobbyist) (State Employee) - Proponent

DHSMV

2900 Apalachee Parkway

Tallahassee FL 32399

Phone: 850-617-3195

COMMITTEE MEETING REPORT
Roads, Bridges & Ports Policy Committee

3/17/2010 9:00:00AM

Location: 404 HOB

Other Business Appearance:

OPPAGA Presentation - Harbor Pilot Study

Mary Alice Nye, Chief Legislative Analyst (State Employee) (At Request Of Chair) - Information Only

OPPAGA

111 W Madison Street

Tallahassee FL

OPPAGA Presentation - Harbor Pilot Study

Warren Husband - Proponent

Florida Harbor Pilots Association

P. O. Box 10909

Tallahassee FL 32302

Phone: 850-205-9000

OPPAGA Presentation - Harbor Pilot Study

Bill Wright - Information Only

FAMO

1050 Caribbean Way

Miami FL 33021

Phone: 305-982-2469

Committee meeting was reported out: Wednesday, March 17, 2010 2:41:22PM