



Transportation & Tourism Appropriations Subcommittee

**Monday, April 17, 2017
2:00 PM – 3:30 PM
Reed Hall (102 HOB)**

Action Packet

**Richard Corcoran
Speaker**

**Clay Ingram
Chair**

COMMITTEE MEETING REPORT
Transportation & Tourism Appropriations Subcommittee

4/17/2017 2:00PM

Location: Reed Hall (102 HOB)

Attendance:

| | <i>Present</i> | <i>Absent</i> | <i>Excused</i> |
|---------------------|----------------|---------------|----------------|
| Clay Ingram (Chair) | X | | |
| Halsey Beshears | X | | |
| Robert Cortes | X | | |
| Brad Drake | X | | |
| Jay Fant | X | | |
| Joseph Geller | X | | |
| Michael Grant | X | | |
| Al Jacquet | X | | |
| Evan Jenne | X | | |
| Sam Killebrew | X | | |
| Mike La Rosa | X | | |
| Kionne McGhee | | | X |
| David Santiago | X | | |
| Jay Trumbull | | | X |
| Barbara Watson | X | | |
| Totals: | 13 | 0 | 2 |

Committee meeting was reported out: Monday, April 17, 2017 3:20PM

COMMITTEE MEETING REPORT
Transportation & Tourism Appropriations Subcommittee

4/17/2017 2:00PM

Location: Reed Hall (102 HOB)

CS/HB 97 : Certificates of Title for Motor Vehicles

Favorable

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Halsey Beshears | X | | | | |
| Robert Cortes | X | | | | |
| Brad Drake | X | | | | |
| Jay Fant | X | | | | |
| Joseph Geller | X | | | | |
| Michael Grant | X | | | | |
| Al Jacquet | X | | | | |
| Evan Jenne | X | | | | |
| Sam Killebrew | X | | | | |
| Mike La Rosa | X | | | | |
| Kionne McGhee | | | X | | |
| David Santiago | X | | | | |
| Jay Trumbull | | | X | | |
| Barbara Watson | X | | | | |
| Clay Ingram (Chair) | X | | | | |
| Total Yeas: 13 | | Total Nays: 0 | | | |

Appearances:

Smith, Zayne (Lobbyist) - Waive In Support
 AARP
 Associate State Director
 200 W College Ave #304
 Tallahassee FL 32301
 Phone: (850) 228-4243

Committee meeting was reported out: Monday, April 17, 2017 3:20PM



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | |
|--|------------------------------------|
| <input checked="" type="checkbox"/> Bill | <input type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>HB 97</u> | |
| Amendment Number: _____ | |

Name: Ms. Zayne Smith

Representing: AARP

Title: Associate State Director

Address: 200 W. College Ave

City: Tally State/Zip: 32301

Phone Number: 850 228-4243 Meeting Date: _____

Committee/Subcommittee: Transportation & Tourism Apps. Sub.

Presentation/Workshop Topic: Certificates of Title for Motor Vehicles

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only

COMMITTEE MEETING REPORT
Transportation & Tourism Appropriations Subcommittee

4/17/2017 2:00PM

Location: Reed Hall (102 HOB)

CS/HB 865 : Department of Transportation

Favorable With Committee Substitute

| | Yea | Nay | No Vote | Absentee Yea | Absentee Nay |
|-----------------------|-----|----------------------|---------|-----------------|-----------------|
| Halsey Beshears | X | | | | |
| Robert Cortes | X | | | | |
| Brad Drake | X | | | | |
| Jay Fant | X | | | | |
| Joseph Geller | X | | | | |
| Michael Grant | X | | | | |
| Al Jacquet | X | | | | |
| Evan Jenne | X | | | | |
| Sam Killebrew | X | | | | |
| Mike La Rosa | X | | | | |
| Kionne McGhee | | | X | | |
| David Santiago | X | | | | |
| Jay Trumbull | | | X | | |
| Barbara Watson | X | | | | |
| Clay Ingram (Chair) | X | | | | |
| Total Yeas: 13 | | Total Nays: 0 | | | |

CS/HB 865 Amendments

Amendment 572541

Withdrawn

Amendment 697811

Adopted Without Objection

Appearances:

Cory, Jack (Lobbyist) - Waive In Support
 Stiles Corporation
 730 E Park Ave
 Tallahassee FL 32308
 Phone: (850) 893-0995

Trujillo, Andres (Lobbyist) - Waive In Support
 SMART - TD
 FL Legislative Director
 11774 SW 137th Path
 Miami FL 33186
 Phone: (786) 348-5771

Committee meeting was reported out: Monday, April 17, 2017 3:20PM

COMMITTEE MEETING REPORT
Transportation & Tourism Appropriations Subcommittee

4/17/2017 2:00PM

Location: Reed Hall (102 HOB)

CS/HB 865 : Department of Transportation (continued)

Appearances: (continued)

Ericks, David (Lobbyist) - Waive In Support

South Florida Regional Transportation Authority

205 S Adams St

Tallahassee FL 32301

Phone: (850) 224-0880

Wooldridge, Vicki (Lobbyist) (State Employee) - Waive In Support

South Florida Regional Transportation Authority

Gov Affairs Mgr

801 NW 33rd Street

Pompano Beach FL 33064

Phone: 954-213-8690

Committee meeting was reported out: Monday, April 17, 2017 3:20PM

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Transportation & Tourism
 2 Appropriations Subcommittee
 3 Representative Drake offered the following:

Amendment (with directory and title amendments)

Remove lines 345-379 and insert:

7 (c)1. Funds provided to the authority by the department
 8 under this subsection constitute state financial assistance
 9 provided to a nonstate entity to carry out a state project
 10 subject to ss. 215.97 and 215.971. The department shall provide
 11 the funds in accordance with the terms of a written agreement to
 12 be entered into between the authority and the department, which
 13 shall provide for department review, approval, and audit of
 14 authority expenditure of such funds and shall include such other
 15 provisions as are required by applicable law. The department is
 16 specifically authorized to agree to advance the authority 25

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Transportation & Tourism
 2 Appropriations Subcommittee
 3 Representative Santiago offered the following:

Amendment (with title amendment)

Remove lines 380-388

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

11 Remove lines 36-39 and insert:
 12 contracts; providing an effective date.



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | |
|--|------------------------------------|
| <input checked="" type="checkbox"/> Bill | <input type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>865</u> | |
| Amendment Number: _____ | |

Name: JACK CORI

Representing: Stiles Corp.

Title: _____

Address: 730 East Park Ave

City: Tallahassee State/Zip: FL 32308

Phone Number: 850-893-0995 Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

Bill Amendment

Bill/PCS/PCB Number: _____

Amendment Number: 697811

Name: ANDRES Trujillo DILITRE

Representing: SMART-TD

Title: FL. LEGISLATIVE Director

Address: 11774 SW 137th PATH

City: MIAMI

State/Zip: FL 33186

Phone Number: 786-348-5771

Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: SFRTA

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | |
|--|---|
| <input checked="" type="checkbox"/> Bill | <input checked="" type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>865</u> | |
| Amendment Number: <u>697811</u> | |

Name: PAVE ERICKS

Representing: SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY

Title: LOBBYIST

Address: 205 S ADAMS ST

City: TALLAHASSEE State/Zip: FL 32301

Phone Number: 850-224-0880 Meeting Date: 4/17/17

Committee/Subcommittee: TRANSPORTATION & TOURISM APPS SUB

Presentation/Workshop Topic: PORT OF TRANSPORTATION

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | |
|--|---|
| <input checked="" type="checkbox"/> Bill | <input checked="" type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>865</u> | |
| Amendment Number: <u>697811</u> | |

Name: VICKI WOOLDRIDGE

Representing: SO. FLA. REGIONAL TRANSPORTATION AUTHORITY

Title: GOV. AFFAIRS MGR.

Address: 801 NW 33rd St.

City: POMPANO BEACH State/Zip: 33064

Phone Number: 954-213-8690 Meeting Date: 04-17-17

Committee/Subcommittee: TED APPROPS.

Presentation/Workshop Topic: TRANSPORTATION

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only

COMMITTEE MEETING REPORT
Transportation & Tourism Appropriations Subcommittee

4/17/2017 2:00PM

Location: Reed Hall (102 HOB)

HB 1163 : Agency Rulemaking

Favorable With Committee Substitute

| | <i>Yea</i> | <i>Nay</i> | <i>No Vote</i> | <i>Absentee Yea</i> | <i>Absentee Nay</i> |
|-----------------------|------------|----------------------|----------------|-------------------------|-------------------------|
| Halsey Beshears | X | | | | |
| Robert Cortes | X | | | | |
| Brad Drake | X | | | | |
| Jay Fant | X | | | | |
| Joseph Geller | X | | | | |
| Michael Grant | X | | | | |
| Al Jacquet | X | | | | |
| Evan Jenne | X | | | | |
| Sam Killebrew | X | | | | |
| Mike La Rosa | X | | | | |
| Kionne McGhee | | | X | | |
| David Santiago | X | | | | |
| Jay Trumbull | | | X | | |
| Barbara Watson | X | | | | |
| Clay Ingram (Chair) | X | | | | |
| Total Yeas: 13 | | Total Nays: 0 | | | |

HB 1163 Amendments

Amendment 596647

Adopted Without Objection

Committee meeting was reported out: Monday, April 17, 2017 3:20PM

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Transportation & Tourism
 2 Appropriations Subcommittee
 3 Representative Spano offered the following:
 4

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:
 7 Section 1. Paragraphs (a) and (b) of subsection (3) of
 8 section 120.54, Florida Statutes, are amended to read:

9 120.54 Rulemaking.—

10 (3) ADOPTION PROCEDURES.—

11 (a) Notices.—

12 1. Prior to the adoption, amendment, or repeal of any rule
 13 other than an emergency rule, an agency, ~~upon approval of the~~
 14 ~~agency head,~~ shall give notice of its intended action, setting
 15 forth a short, plain explanation of the purpose and effect of
 16 the proposed action; the full text of the proposed rule or

Amendment No. 1

17 amendment and a summary thereof; a reference to the grant of
18 rulemaking authority pursuant to which the rule is adopted; and
19 a reference to the section or subsection of the Florida Statutes
20 or the Laws of Florida being implemented or interpreted. The
21 notice must include a summary of the agency's statement of the
22 estimated regulatory costs, if one has been prepared, based on
23 the factors set forth in s. 120.541(2); a web address where the
24 statement of estimated regulatory cost can be viewed in its
25 entirety on each agency's website; a statement that any person
26 who wishes to provide the agency with information regarding the
27 statement of estimated regulatory costs, or to provide a
28 proposal for a lower cost regulatory alternative as provided by
29 s. 120.541(1), must do so in writing within 21 days after
30 publication of the notice; and a statement as to whether, based
31 on the statement of the estimated regulatory costs or other
32 information expressly relied upon and described by the agency if
33 no statement of regulatory costs is required, the proposed rule
34 is expected to require legislative ratification pursuant to s.
35 120.541(3). The notice must state the procedure for requesting a
36 public hearing on the proposed rule. Except when the intended
37 action is the repeal of a rule, the notice must include a
38 reference both to the date on which and to the place where the
39 notice of rule development that is required by subsection (2)
40 appeared.

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Amendment No. 1

41 2. The notice shall be published in the Florida
42 Administrative Register not less than 28 days prior to the
43 intended action. The proposed rule shall be available for
44 inspection and copying by the public at the time of the
45 publication of notice.

46 3. The notice shall be mailed to all persons named in the
47 proposed rule and to all persons who, at least 14 days prior to
48 such mailing, have made requests of the agency for advance
49 notice of its proceedings. The agency shall also give such
50 notice as is prescribed by rule to those particular classes of
51 persons to whom the intended action is directed.

52 4. The adopting agency shall file with the committee, at
53 least 21 days prior to the proposed adoption date, a copy of
54 each rule it proposes to adopt; a copy of any material
55 incorporated by reference in the rule; a detailed written
56 statement of the facts and circumstances justifying the proposed
57 rule; a copy of any statement of estimated regulatory costs that
58 has been prepared pursuant to s. 120.541; a statement of the
59 extent to which the proposed rule relates to federal standards
60 or rules on the same subject; and the notice required by
61 subparagraph 1.

62 (b) Special matters to be considered in rule adoption.—

63 1. Statement of estimated regulatory costs.—Before the
64 adoption, or amendment, ~~or repeal~~ of any rule other than an
65 emergency rule, an agency must ~~is encouraged to~~ prepare a

Amendment No. 1

66 statement of estimated regulatory costs of the proposed rule, as
67 provided by s. 120.541. However, an agency need not prepare a
68 statement of estimated regulatory cost for rule repeals unless
69 such repeal would impose any regulatory cost. In any challenge
70 to a rule repeal, such rule repeal must be considered
71 presumptively correct by the Joint Administrative Procedures
72 Committee, in any proceeding before the Division of
73 Administrative Hearings, or in any proceeding before a court of
74 competent jurisdiction. ~~However, an agency must prepare a~~
75 ~~statement of estimated regulatory costs of the proposed rule, as~~
76 ~~provided by s. 120.541, if:~~

77 a. ~~The proposed rule will have an adverse impact on small~~
78 ~~business; or~~

79 b. ~~The proposed rule is likely to directly or indirectly~~
80 ~~increase regulatory costs in excess of \$200,000 in the aggregate~~
81 ~~in this state within 1 year after the implementation of the~~
82 ~~rule.~~

83 2. Small businesses, small counties, and small cities.-

84 a. Each agency, before the adoption, amendment, or repeal
85 of a rule, shall consider the impact of the rule on small
86 businesses as defined by s. 288.703 and the impact of the rule
87 on small counties or small cities as defined by s. 120.52.
88 Whenever practicable, an agency shall tier its rules to reduce
89 disproportionate impacts on small businesses, small counties, or
90 small cities to avoid regulating small businesses, small

Amendment No. 1

91 counties, or small cities that do not contribute significantly
92 to the problem the rule is designed to address. An agency may
93 define "small business" to include businesses employing more
94 than 200 persons, may define "small county" to include those
95 with populations of more than 75,000, and may define "small
96 city" to include those with populations of more than 10,000, if
97 it finds that such a definition is necessary to adapt a rule to
98 the needs and problems of small businesses, small counties, or
99 small cities. The agency shall consider each of the following
100 methods for reducing the impact of the proposed rule on small
101 businesses, small counties, and small cities, or any combination
102 of these entities:

103 (I) Establishing less stringent compliance or reporting
104 requirements in the rule.

105 (II) Establishing less stringent schedules or deadlines in
106 the rule for compliance or reporting requirements.

107 (III) Consolidating or simplifying the rule's compliance
108 or reporting requirements.

109 (IV) Establishing performance standards or best management
110 practices to replace design or operational standards in the
111 rule.

112 (V) Exempting small businesses, small counties, or small
113 cities from any or all requirements of the rule.

114 b.(I) If the agency determines that the proposed action
115 will affect small businesses as defined by the agency as

Amendment No. 1

116 provided in sub-subparagraph a., the agency shall send written
117 notice of the rule to the rules ombudsman in the Executive
118 Office of the Governor at least 28 days before the intended
119 action.

120 (II) Each agency shall adopt those regulatory alternatives
121 offered by the rules ombudsman in the Executive Office of the
122 Governor and provided to the agency no later than 21 days after
123 the rules ombudsman's receipt of the written notice of the rule
124 which it finds are feasible and consistent with the stated
125 objectives of the proposed rule and which would reduce the
126 impact on small businesses. When regulatory alternatives are
127 offered by the rules ombudsman in the Executive Office of the
128 Governor, the 90-day period for filing the rule in subparagraph
129 (e)2. is extended for a period of 21 days.

130 (III) If an agency does not adopt all alternatives offered
131 pursuant to this sub-subparagraph, it shall, before rule
132 adoption or amendment and pursuant to subparagraph (d)1., file a
133 detailed written statement with the committee explaining the
134 reasons for failure to adopt such alternatives. Within 3 working
135 days after the filing of such notice, the agency shall send a
136 copy of such notice to the rules ombudsman in the Executive
137 Office of the Governor.

138 Section 2. Paragraphs (a) and (b) of subsection (1) of
139 section 120.541, Florida Statutes, are amended, and subsection
140 (6) is added to that section, to read:

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Amendment No. 1

141 120.541 Statement of estimated regulatory costs.—
142 (1)(a) Within 21 days after publication of the notice
143 required under s. 120.54(3)(a), a substantially affected person
144 may submit to an agency a good faith written proposal for a
145 lower cost regulatory alternative to a proposed rule which
146 substantially accomplishes the objectives of the law being
147 implemented. The proposal may include the alternative of not
148 adopting any rule if the proposal explains how the lower costs
149 and objectives of the law will be achieved by not adopting any
150 rule. If such a proposal is submitted, the 90-day period for
151 filing the rule is extended 21 days. Upon the submission of the
152 lower cost regulatory alternative, the agency shall prepare a
153 statement of estimated regulatory costs as provided in
154 subsection (2), or shall revise its prior statement of estimated
155 regulatory costs, and either adopt the alternative or provide a
156 statement of the reasons for rejecting the alternative in favor
157 of the proposed rule.

158 (b) If a proposed rule will have an adverse impact on
159 small business or if the proposed rule is likely to directly or
160 indirectly increase regulatory costs, ~~in excess of \$200,000 in~~
161 ~~the aggregate within 1 year after the implementation of the~~
162 ~~rule,~~ the agency shall prepare a statement of estimated
163 regulatory costs as required by s. 120.54(3)(b).

164 (6) The Department of State shall maintain the Florida
165 Administrative Register that includes web addresses where

Amendment No. 1

191 statements of estimated regulatory costs can be viewed in
192 their entirety; requiring an agency to include in its
193 notice of intended action the web address on the agency
194 website where the statement of estimated regulatory cost
195 can be read in its entirety; requiring that when an agency
196 revises a statement of estimated regulatory cost that the
197 agency must provide a notice of revision; providing an
198 effective date.

COMMITTEE MEETING REPORT
Transportation & Tourism Appropriations Subcommittee

4/17/2017 2:00PM

Location: Reed Hall (102 HOB)

HB 1387 : Express Lanes (continued)

Appearances: (continued)

Sanvil, Daphne (Lobbyist) - Waive In Support

Broward County

205 S Adams Street

Phone: (305) 343-2104

Committee meeting was reported out: Monday, April 17, 2017 3:20PM

Amendment No. 1

COMMITTEE/SUBCOMMITTEE 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 Committee/Subcommittee hearing bill: Transportation & Tourism
 2 Appropriations Subcommittee
 3 Representative Nuñez offered the following:
 4

Amendment (with title amendment)

6 Remove lines 30-47 and insert:

7 entry and exit to and from its express lanes while meeting
 8 operational performance goals. Effective July 1, 2018, if a
 9 customer's average travel speed for a trip in an express lane
 10 falls below 40 miles per hour, the customer shall be charged the
 11 minimum express lane toll. A customer's express lane average
 12 travel speed is their average travel speed from the customer's
 13 entry point to the customer's exit point.

14 Section 2. Paragraph (e) is added to subsection (1) of
 15 section 338.2216, Florida Statutes, to read:

Amendment No. 1

16 338.2216 Florida Turnpike Enterprise; powers and
17 authority.-

18 (1)

19 (e) The Florida Turnpike Enterprise shall ensure
20 reasonable and practicably feasible entry and exit points on its
21 express lanes and shall undertake efforts to expand reasonable
22 and practicably feasible entry and exit points to increase
23 accessibility and ease of entry and exit to and from its express
24 lanes while meeting operational performance goals. Effective
25 July 1, 2018, if a customer's average travel speed for a trip in
26 an express lane falls below 40 miles per hour, the customer
27 shall be charged the general toll lane toll amount plus 25
28 cents. A customer's express lane average travel speed is their
29 average travel speed from the customer's entry point to the
30 customer's exit point.

31 Section 3. Paragraph (a) of subsection (3) of section
32 338.231, Florida Statutes, is amended to read:

33 338.231 Turnpike tolls, fixing; pledge of tolls and other
34 revenues.-The department shall at all times fix, adjust, charge,
35 and collect such tolls and amounts for the use of the turnpike
36 system as are required in order to provide a fund sufficient
37 with other revenues of the turnpike system to pay the cost of
38 maintaining, improving, repairing, and operating such turnpike
39 system; to pay the principal of and interest on all bonds issued
40 to finance or refinance any portion of the turnpike system as

Amendment No. 1

41 the same become due and payable; and to create reserves for all
42 such purposes.

43 (3) (a) For the period July 1, 1998, through June 30, 2037
44 2017, the department shall, to the maximum extent feasible,
45 program sufficient funds in the tentative work program such that
46 the percentage of turnpike toll and bond financed commitments in
47 Miami-Dade County, Broward County, and Palm Beach County as
48 compared to total turnpike toll and bond financed commitments
49 shall be at least 90 percent of the share of net toll
50 collections attributable to users of the turnpike system in
51 Miami-Dade County, Broward County, and Palm Beach County as
52 compared to total net toll collections attributable to users of
53 the turnpike system. This subsection does not apply when the
54 application of such requirements would violate any covenant
55 established in a resolution or trust indenture relating to the
56 issuance of turnpike bonds. The department may at any time for
57 economic considerations establish lower temporary toll rates for
58 a new or existing toll facility for a period not to exceed 1
59 year, after which the toll rates adopted pursuant to s. 120.54
60 shall become effective.

61
62
63 -----
64 **T I T L E A M E N D M E N T**

65 Remove lines 2-16 and insert:

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Published On: 4/14/2017 6:45:08 PM

Amendment No. 1

66 An act relating to transportation; amending s. 338.166,
67 F.S.; requiring the Department of Transportation to ensure
68 reasonable and practicably feasible entry and exit points
69 on its express lanes and to undertake efforts to expand
70 reasonable and practicably feasible entry and exit points
71 for certain purposes; adjusting the toll to be charged on
72 express lanes under certain circumstances; amending s.
73 338.2216, F.S.; requiring the Florida Turnpike Enterprise
74 to ensure reasonable and practicably feasible entry and
75 exit points on its express lanes and to undertake efforts
76 to expand reasonable and practicably feasible entry and
77 exit points for certain purposes; adjusting the toll to be
78 charged on express lanes under certain circumstances;
79 amending s. 338.231, F.S.; extending the period in which
80 the department shall program certain funds in the tentative
81 work program in relation to turnpike toll and bond financed
82 commitments within certain counties;



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

Please fill out the entire form and submit both copies to the Committee Administrative Assistant at the meeting.

| | |
|-------------------------------|---|
| <input type="checkbox"/> Bill | <input checked="" type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: | <u>1387</u> |
| Amendment Number: | <u>573283</u> |

Name: JESSE MCCARTY

Representing: MIAMI-DADE COUNTY

Title: ASS'T COUNTY ATTORNEY

Address: 111 NW 1st St 2810

City: MIAMI State/Zip: 33128

Phone Number: 305-979-7110 Meeting Date: _____

Committee/Subcommittee: _____

Presentation/Workshop Topic: _____

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only

W/S



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

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| | |
|--|---|
| <input type="checkbox"/> Bill | <input checked="" type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: 1387 <u>1387</u> | |
| Amendment Number: <u>5732833</u> | |

Name: Cardie Eicks

Representing: Broward + Palm Beach

Title: _____

Address: 205 S. Adam st.

City: Tallahassee State/Zip: FL

Phone Number: 954-648-1204 Meeting Date: 4/17/17

Committee/Subcommittee: Transportation + Tourism App.

Presentation/Workshop Topic: Express lanes / tolls

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

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| | |
|----------------------------------|---|
| <input type="checkbox"/> Bill | <input checked="" type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>1387</u> | |
| Amendment Number: <u>5732833</u> | |

Name: Rebecca DeLaRosa

Representing: Palm Beach County

Title: Legislative Affairs Director

Address: 301 N Olive Ave, 1101

City: West Palm Beach State/Zip: FL 33401

Phone Number: 850.284.7235 Meeting Date: 4/17/17

Committee/Subcommittee: Transportation & Tourism Approp

Presentation/Workshop Topic: Express Lanes / Tolls

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only



COMMITTEE/SUBCOMMITTEE APPEARANCE RECORD

W/S

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| | |
|----------------------------------|---|
| <input type="checkbox"/> Bill | <input checked="" type="checkbox"/> Amendment |
| Bill/PCS/PCB Number: <u>1387</u> | |
| Amendment Number: <u>5732833</u> | |

Name: Daphne Sanvil 5732833

Representing: Broward County

Title: _____

Address: 205 S. Adams St

City: _____ State/Zip: _____

Phone Number: 305-343-2104 Meeting Date: _____

Committee/Subcommittee: Transportation Tourism Agency

Presentation/Workshop Topic: Express lanes / tolls

Registered Lobbyist: YES NO

State Employee: YES NO

- I wish to speak
- Appearing in response to an inquiry for information made by member, committee, or staff
- Appearing in response to subpoena
- Appearing at the written request of the chair
- Judge or elected officer appearing in official capacity
- Lobbyist Appearance form submitted online

(If you are testifying on an amendment, please also indicate your position as a proponent or opponent on the bill as a whole.)

Bill: Proponent Opponent Info only

Amendment: Proponent Opponent Info only