



Transportation & Modals Subcommittee

Thursday, December 7, 2023

Action Packet Amended

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

Summary:

Transportation & Modals Subcommittee

Thursday December 07, 2023 10:00 am

HB 107 Temporarily Postponed

HM 143 Favorable With Amendment(s)

Yeas: 16

Nays: 0

Amendment 918857 Adopted Without Objection

HB 317 Favorable

Yeas: 16

Nays: 0

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Fiona McFarland (Chair)	X		
Robert Andrade	X		
Kristen Arrington	X		
Jessica Baker	X		
Douglas Bankson	X		
Kimberly Berfield	X		
Jervonte Edmonds	X		
Anna Eskamani	X		
Tiffany Esposito	X		
Jennifer Harris	X		
Yvonne Hinson	X		
Vicki Lopez	X		
Lauren Melo	X		
Kiyan Michael			X
Angela Nixon	X		
Juan Porras	X		
David Smith	X		
Paula Stark	X		
Totals:	17	0	1

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

HB 107 : Electric and Hybrid Vehicle License Fees

Temporarily Postponed

Appearances:

Johnson, Carolyn (Lobbyist) - Waive In Support
Florida Chamber of Commerce
Vice President
136 S Bronough St
Tallahassee FL 32301
Phone: (850) 521-1200

Amendment 442427
Boone, Leighanne - Waive In Support
Rethink Energy Action Fund
Tallahassee FL
Phone: (407) 719-8652

Sharkey, Jeffrey (Lobbyist) - Opponent
Tesla
President Capital Alliance Group
106 E. College Ave Ste 1110
TALLAHASSEE FL 32301
Phone: (850) 224-1660 x____

Amendment 442427
Sharkey, Jeffrey (Lobbyist) - Proponent
Tesla
President Capital Alliance Group
106 E. College Ave Ste 1110
TALLAHASSEE FL 32301
Phone: (850) 224-1660 x____

Amendment 442427
Cullen, David (Lobbyist) - Proponent
Sierra Club
816 W Tharpe
Tallahassee FL
Phone: (941)323-2404

Patrenos, Sally - Proponent
Floridians for Better Transportation
President
136 S Bronough St 136 S. Bronough St.
Tallahassee FL 32301-7706
Phone: (850) 933-1386

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Transportation & Modals
2 Subcommittee

3 Representative Esposito offered the following:

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

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (4) is added to section 216.137,
8 Florida Statutes, to read:

9 216.137 Sessions of consensus estimating conferences;
10 workpapers.-

11 (4) SPECIAL ESTIMATING SESSION.-

12 (a) By June 1, 2024, and June 1, 2025, the Revenue
13 Estimating Conference shall estimate the impact on the General
14 Revenue Fund in fiscal years 2024-2025 and 2025-2026,
15 respectively, of the sales tax levied by s. 212.05(1)(e)1.c. on
16 the sale of electricity that is used to charge electric vehicles

442427 - h0107-strike all.docx

Published On: 12/6/2023 6:26:33 PM

Amendment No.

17 as defined in s. 320.01(36). The Revenue Estimating Conference
18 must provide such estimate to the Department of Revenue no later
19 than the June 10 preceding the start of the applicable fiscal
20 year.

21 (b) This subsection is repealed June 30, 2026.

22 Section 2. Paragraph (d) of subsection (6) of section
23 212.20, Florida Statutes, is amended to read:

24 212.20 Funds collected, disposition; additional powers of
25 department; operational expense; refund of taxes adjudicated
26 unconstitutionally collected.—

27 (6) Distribution of all proceeds under this chapter and
28 ss. 202.18(1)(b) and (2)(b) and 203.01(1)(a)3. is as follows:

29 (d) The proceeds of all other taxes and fees imposed
30 pursuant to this chapter or remitted pursuant to s. 202.18(1)(b)
31 and (2)(b) shall be distributed as follows:

32 1. In any fiscal year, the greater of \$500 million, minus
33 an amount equal to 4.6 percent of the proceeds of the taxes
34 collected pursuant to chapter 201, or 5.2 percent of all other
35 taxes and fees imposed pursuant to this chapter or remitted
36 pursuant to s. 202.18(1)(b) and (2)(b) shall be deposited in
37 monthly installments into the General Revenue Fund.

38 2. After the distribution under subparagraph 1., 8.9744
39 percent of the amount remitted by a sales tax dealer located
40 within a participating county pursuant to s. 218.61 shall be
41 transferred into the Local Government Half-cent Sales Tax

442427 - h0107-strike all.docx

Published On: 12/6/2023 6:26:33 PM

Amendment No.

42 Clearing Trust Fund. Beginning July 1, 2003, the amount to be
43 transferred shall be reduced by 0.1 percent, and the department
44 shall distribute this amount to the Public Employees Relations
45 Commission Trust Fund less \$5,000 each month, which shall be
46 added to the amount calculated in subparagraph 3. and
47 distributed accordingly.

48 3. After the distribution under subparagraphs 1. and 2.,
49 0.0966 percent shall be transferred to the Local Government
50 Half-cent Sales Tax Clearing Trust Fund and distributed pursuant
51 to s. 218.65.

52 4. After the distributions under subparagraphs 1., 2., and
53 3., 2.0810 percent of the available proceeds shall be
54 transferred monthly to the Revenue Sharing Trust Fund for
55 Counties pursuant to s. 218.215.

56 5. After the distributions under subparagraphs 1., 2., and
57 3., 1.3653 percent of the available proceeds shall be
58 transferred monthly to the Revenue Sharing Trust Fund for
59 Municipalities pursuant to s. 218.215. If the total revenue to
60 be distributed pursuant to this subparagraph is at least as
61 great as the amount due from the Revenue Sharing Trust Fund for
62 Municipalities and the former Municipal Financial Assistance
63 Trust Fund in state fiscal year 1999-2000, no municipality shall
64 receive less than the amount due from the Revenue Sharing Trust
65 Fund for Municipalities and the former Municipal Financial
66 Assistance Trust Fund in state fiscal year 1999-2000. If the

442427 - h0107-strike all.docx

Published On: 12/6/2023 6:26:33 PM

Amendment No.

67 total proceeds to be distributed are less than the amount
68 received in combination from the Revenue Sharing Trust Fund for
69 Municipalities and the former Municipal Financial Assistance
70 Trust Fund in state fiscal year 1999-2000, each municipality
71 shall receive an amount proportionate to the amount it was due
72 in state fiscal year 1999-2000.

73 6. Of the remaining proceeds:

74 a. In each fiscal year, the sum of \$29,915,500 shall be
75 divided into as many equal parts as there are counties in the
76 state, and one part shall be distributed to each county. The
77 distribution among the several counties must begin each fiscal
78 year on or before January 5th and continue monthly for a total
79 of 4 months. If a local or special law required that any moneys
80 accruing to a county in fiscal year 1999-2000 under the then-
81 existing provisions of s. 550.135 be paid directly to the
82 district school board, special district, or a municipal
83 government, such payment must continue until the local or
84 special law is amended or repealed. The state covenants with
85 holders of bonds or other instruments of indebtedness issued by
86 local governments, special districts, or district school boards
87 before July 1, 2000, that it is not the intent of this
88 subparagraph to adversely affect the rights of those holders or
89 relieve local governments, special districts, or district school
90 boards of the duty to meet their obligations as a result of
91 previous pledges or assignments or trusts entered into which

442427 - h0107-strike all.docx

Published On: 12/6/2023 6:26:33 PM

Amendment No.

92 obligated funds received from the distribution to county
93 governments under then-existing s. 550.135. This distribution
94 specifically is in lieu of funds distributed under s. 550.135
95 before July 1, 2000.

96 b. The department shall distribute \$166,667 monthly to
97 each applicant certified as a facility for a new or retained
98 professional sports franchise pursuant to s. 288.1162. Up to
99 \$41,667 shall be distributed monthly by the department to each
100 certified applicant as defined in s. 288.11621 for a facility
101 for a spring training franchise. However, not more than \$416,670
102 may be distributed monthly in the aggregate to all certified
103 applicants for facilities for spring training franchises.
104 Distributions begin 60 days after such certification and
105 continue for not more than 30 years, except as otherwise
106 provided in s. 288.11621. A certified applicant identified in
107 this sub-subparagraph may not receive more in distributions than
108 expended by the applicant for the public purposes provided in s.
109 288.1162(5) or s. 288.11621(3).

110 c. The department shall distribute up to \$83,333 monthly
111 to each certified applicant as defined in s. 288.11631 for a
112 facility used by a single spring training franchise, or up to
113 \$166,667 monthly to each certified applicant as defined in s.
114 288.11631 for a facility used by more than one spring training
115 franchise. Monthly distributions begin 60 days after such
116 certification or July 1, 2016, whichever is later, and continue

442427 - h0107-strike all.docx

Published On: 12/6/2023 6:26:33 PM

Amendment No.

117 for not more than 20 years to each certified applicant as
118 defined in s. 288.11631 for a facility used by a single spring
119 training franchise or not more than 25 years to each certified
120 applicant as defined in s. 288.11631 for a facility used by more
121 than one spring training franchise. A certified applicant
122 identified in this sub-subparagraph may not receive more in
123 distributions than expended by the applicant for the public
124 purposes provided in s. 288.11631(3).

125 d. The department shall distribute \$15,333 monthly to the
126 State Transportation Trust Fund.

127 e.(I) On or before July 25, 2021, August 25, 2021, and
128 September 25, 2021, the department shall distribute \$324,533,334
129 in each of those months to the Unemployment Compensation Trust
130 Fund, less an adjustment for refunds issued from the General
131 Revenue Fund pursuant to s. 443.131(3)(e)3. before making the
132 distribution. The adjustments made by the department to the
133 total distributions shall be equal to the total refunds made
134 pursuant to s. 443.131(3)(e)3. If the amount of refunds to be
135 subtracted from any single distribution exceeds the
136 distribution, the department may not make that distribution and
137 must subtract the remaining balance from the next distribution.

138 (II) Beginning July 2022, and on or before the 25th day of
139 each month, the department shall distribute \$90 million monthly
140 to the Unemployment Compensation Trust Fund.

Amendment No.

141 (III) If the ending balance of the Unemployment
142 Compensation Trust Fund exceeds \$4,071,519,600 on the last day
143 of any month, as determined from United States Department of the
144 Treasury data, the Office of Economic and Demographic Research
145 shall certify to the department that the ending balance of the
146 trust fund exceeds such amount.

147 (IV) This sub-subparagraph is repealed, and the department
148 shall end monthly distributions under sub-sub-subparagraph (II),
149 on the date the department receives certification under sub-sub-
150 subparagraph (III).

151 f. Beginning July 1, 2023, in each fiscal year, the
152 department shall distribute \$27.5 million to the Florida
153 Agricultural Promotional Campaign Trust Fund under s. 571.26,
154 for further distribution in accordance with s. 571.265. This
155 sub-subparagraph is repealed June 30, 2025.

156 g. Beginning July 2024, and on or before the 25th day of
157 each month thereafter, the department shall distribute to the
158 State Transportation Trust Fund one-twelfth of the amount
159 estimated by the Revenue Estimating Conference pursuant to s.
160 216.137(4) for that state fiscal year. This sub-subparagraph is
161 repealed June 30, 2026.

162 7. All other proceeds must remain in the General Revenue
163 Fund.

164 Section 3. (1)The Legislature recognizes that the
165 continued adoption of electric vehicles and plug-in hybrid

442427 - h0107-strike all.docx

Published On: 12/6/2023 6:26:33 PM

Amendment No.

166 electric vehicles will have significant effects on state tax
167 collections and the State Transportation Trust Fund over the
168 coming years. To better understand these effects, the
169 Legislature finds the following actions are necessary:

170 (a) The Legislative Office of Economic and Demographic
171 Research shall produce a report that estimates both the long-
172 term impact on the State Transportation Trust Fund and the
173 impact on sales tax and gross receipts tax revenues expected to
174 result from the continuing adoption of electric vehicles and
175 plug-in hybrid electric vehicles in the state.

176 (b) The Department of Transportation and the Department of
177 Revenue shall provide assistance to the Office of Economic and
178 Demographic Research in producing the report required by
179 paragraph (a).

180 (c) The report required by paragraph (a) shall be
181 submitted to the Governor, the President of the Senate, and the
182 Speaker of the House of Representatives by September 1, 2025,
183 and shall be used by the 2026 Legislature to consider potential
184 policy changes needed to address the long-term impact on the
185 State Transportation Trust Fund from the continuing adoption of
186 electric vehicles and plug-in hybrid electric vehicles.

187 (2) For purposes of this section, the term:

188 (a) "Electric vehicle" means a motor vehicle that is
189 solely powered by an electric motor that draws current from

Amendment No.

190 rechargeable storage batteries, fuel cells, or other sources of
191 electrical current.

192 (b) "Plug-in hybrid electric vehicle" means a motor
193 vehicle equipped to be propelled by an internal combustion
194 engine and an electric motor that draws current from
195 rechargeable storage batteries, fuel cells, or other sources of
196 electrical current that are recharged by an energy source
197 external to the motor vehicle.

198 Section 4. This act shall take effect upon becoming a law.
199
200

201 -----

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

203 Remove everything before the enacting clause and insert:

204 A bill to be entitled
205 An act relating to the impact of electric vehicles and
206 plug-in hybrid electric vehicles on state revenues and
207 state trust funds; amending s. 216.137, F.S.;
208 requiring the Revenue Estimating Conference to adopt
209 an estimate of certain sales tax collections for
210 specified state fiscal years; requiring the estimate
211 to be transmitted to the Department of Revenue by
212 specified dates; providing for future repeal; amending
213 s. 212.20, F.S.; requiring the Department of Revenue
214 to make monthly distributions to the State

Amendment No.

215 Transportation Trust Fund; providing for future
216 repeal; providing legislative findings; requiring the
217 Department of Transportation and the Department of
218 Revenue to provide assistance to the Office of
219 Economic and Demographic Research in developing a
220 specified report; requiring the Office of Economic and
221 Demographic Research to provide such report to the
222 Governor and Legislature by a certain date; requiring
223 the Legislature to use such report for certain
224 considerations; defining the terms "electric vehicle"
225 and "plug-in hybrid electric vehicle"; providing an
226 effective date.

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

Appearances: (continued)

Smith, Ted (Lobbyist) - Proponent

FADA

President

400 N Meridian St

Tallahassee FL 32301

Phone: (850) 445-0435

Hays, Kenneth - Opponent

1935 Nantioke Cir.

Tallahassee FL 32303

Phone: 850-980-7053

McKee, Bob (Lobbyist) - Information Only

Florida Association of Counties

Deputy Directory of Public Policy

Tallahassee Florida 32301

Phone: 850.922.4300

Boone, Leighanne - Waive In Support

Rethink Energy Action Fund

Tallahassee FL

Phone: (407) 719-8652

Warren, Amir (Lobbyist) - Waive In Support

Florida Association of Counties

100 S Monroe St

Tallahassee FL 32301-1530

Phone: (904) 891-3016

Amendment 442427

Patrenos, Sally - Proponent

Floridians for Better Transportation

President

136 S Bronough St 136 S. Bronough St.

Tallahassee FL 32301-7706

Phone: (850) 933-1386

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

HM 143 : Tax-exempt Private Activity Bonds

Favorable With Amendment(s)

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Robert Andrade	X				
Kristen Arrington	X				
Jessica Baker	X				
Douglas Bankson	X				
Kimberly Berfield	X				
Jervonte Edmonds	X				
Anna Eskamani	X				
Tiffany Esposito	X				
Jennifer Harris	X				
Yvonne Hinson	X				
Vicki Lopez	X				
Lauren Melo	X				
Kiyan Michael			X		
Angela Nixon			X		
Juan Porras	X				
David Smith	X				
Paula Stark	X				
Fiona McFarland (Chair)	X				
Total Yeas: 16		Total Nays: 0			

HM 143 Amendments

Amendment 918857

Adopted Without Objection

Appearances:

Sharkey, Jeffrey (Lobbyist) - Proponent
 Space X
 President Capital Alliance Group
 106 E. College Ave Ste 1110
 TALLAHASSEE FL 32301
 Phone: (850) 224-1660 x____

Pierce, Lindsay (Lobbyist) - Waive In Support
 Space Florida
 Director Government Relations
 113 E. College
 Tallahassee FL 32301
 Phone: (334) 268-8282

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HM 143 (2024)

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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

1 Committee/Subcommittee hearing bill: Transportation & Modals
2 Subcommittee

3 Representative Sirois offered the following:

4

5 **Amendment**

6 Remove lines 28-29 and insert:

7 for products from space, spaceports should qualify as a type of
8 facility for which associated private activity bonds are tax-
9 exempt under the Internal

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

HB 317 : Interstate Safety

Favorable

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Robert Andrade	X				
Kristen Arrington	X				
Jessica Baker	X				
Douglas Bankson	X				
Kimberly Berfield	X				
Jervonte Edmonds	X				
Anna Eskamani	X				
Tiffany Esposito	X				
Jennifer Harris	X				
Yvonne Hinson	X				
Vicki Lopez	X				
Lauren Melo	X				
Kiyan Michael			X		
Angela Nixon			X		
Juan Porras	X				
David Smith	X				
Paula Stark	X				
Fiona McFarland (Chair)	X				
Total Yeas: 16		Total Nays: 0			

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM

COMMITTEE MEETING REPORT
Transportation & Modals Subcommittee

12/7/2023 10:00AM

Location: Sumner Hall (404 HOB)

AMENDED

Presentation/Workshop/Other Business Appearances:

Commuter Rail in Florida

Kefauver, Christine (At Request of Member, Committee or Staff) - Information Only

Brightline Trains

SVP, Corporate Development

11885 Boggy Creek Road

Orlando FL 32824

Phone: (407) 353-7117

Commuter Rail in Florida

Dech, David W (At Request of Member, Committee or Staff) - Information Only

South Florida Regional Transportation Authority / Tri-Rail

Executive Director

801 NW 33rd St.

Pompano Beach FL 33064

Phone: (954) 788-7926

Commuter Rail in Florida

Perdue, Jared W. (Lobbyist) (State Employee) (At Request of Member, Committee or Staff) -
Information Only

Florida Department of Transportation

Secretary

605 Suwannee St Stop 57, MS 57 MS 57

Tallahassee FL 32399-6544

Phone: (850) 414-5216

Committee meeting was reported out: Thursday, December 07, 2023 4:54PM