

By Senator Flores

39-01351A-17

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1 A bill to be entitled
2 An act relating to expressway authority toll revenue;
3 amending s. 348.0004, F.S.; conforming a cross-
4 reference; requiring an authority to provide a rebate
5 for certain tolls paid using an electronic toll
6 collection system; requiring transfer of a certain
7 amount of toll revenue from an authority to a county
8 for certain purposes; requiring a report to the
9 Legislature; providing an effective date.

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

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13 Section 1. Subsections (6) through (9) of section 348.0004,
14 Florida Statutes, are renumbered as subsections (7) through
15 (10), respectively, paragraph (e) of subsection (2) is amended,
16 and new subsections (6) and (11) are added to that section, to
17 read:

18 348.0004 Purposes and powers.—

19 (2) Each authority may exercise all powers necessary,
20 appurtenant, convenient, or incidental to the carrying out of
21 its purposes, including, but not limited to, the following
22 rights and powers:

23 (e) To fix, alter, charge, establish, and collect tolls,
24 rates, fees, rentals, and other charges for the services and
25 facilities system, which tolls, rates, fees, rentals, and other
26 charges must always be sufficient to comply with any covenants
27 made with the holders of any bonds issued pursuant to the
28 Florida Expressway Authority Act. However, such right and power
29 may be assigned or delegated by the authority to the department.

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30 Notwithstanding s. 338.165 or any other provision of law to the
31 contrary, in any county as defined in s. 125.011(1), to the
32 extent surplus revenues exist, they may be used for purposes
33 enumerated in subsection (8) ~~(7)~~, provided the expenditures are
34 consistent with the metropolitan planning organization's adopted
35 long-range plan. Notwithstanding any other provision of law to
36 the contrary, but subject to any contractual requirements
37 contained in documents securing any outstanding indebtedness
38 payable from tolls, in any county as defined in s. 125.011(1),
39 the board of county commissioners may, by ordinance adopted on
40 or before September 30, 1999, alter or abolish existing tolls
41 and currently approved increases thereto if the board provides a
42 local source of funding to the county expressway system for
43 transportation in an amount sufficient to replace revenues
44 necessary to meet bond obligations secured by such tolls and
45 increases.

46 (6) An authority in any county as defined in s. 125.011(1)
47 shall provide to each person who pays a toll on an authority
48 transportation facility using an electronic toll collection
49 system a rebate of 3 percent of such toll.

50 (11) Notwithstanding any other provision of the Florida
51 Expressway Authority Act, 20 percent of the toll revenue
52 collected from the transportation facilities of an authority in
53 any county as defined in s. 125.011(1) in excess of the
54 operating costs and debt obligations of the authority shall be
55 transferred to the county in which the authority operates
56 exclusively for expenses directly associated with the planning,
57 design, acquisition, construction, extension, rehabilitation,
58 equipping, preservation, maintenance, or improvement of public

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59 transportation facilities, transit facilities, intermodal
60 facilities, or multimodal corridors owned or operated by such
61 county. Within 90 days after a transfer of revenue under this
62 subsection, the county shall submit a report to the President of
63 the Senate and the Speaker of the House of Representatives which
64 includes the amount of the transfer, a description of each
65 project to be funded by the transfer, and the proposed budget
66 and completion date for each such project.

67 Section 2. This act shall take effect July 1, 2017.