

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Diamond offered the following:

Amendment (with title amendment)

Between lines 1227 and 1228, insert:

Section 32. Subsection (3) of section 339.175, Florida Statutes, is amended to read:

339.175 Metropolitan planning organization.—

(3) VOTING MEMBERSHIP.—

(a) 1. Except as provided in subparagraph 2., the voting membership of an M.P.O. shall consist of at least 5 but not more than 25 apportioned members, with the exact number determined on an equitable geographic-population ratio basis, based on an agreement among the affected units of general-purpose local

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14 government and the Governor, as required by federal regulations.
15 In accordance with 23 U.S.C. s. 134, the Governor may also allow
16 M.P.O. members who represent municipalities to alternate with
17 representatives from other municipalities within the
18 metropolitan planning area which do not have members on the
19 M.P.O. With the exception of instances in which all of the
20 county commissioners in a single-county M.P.O. are members of
21 the M.P.O. governing board, county commissioners shall compose
22 at least one-third of the M.P.O. governing board membership. A
23 multicounty M.P.O. may satisfy this requirement by any
24 combination of county commissioners from each of the counties
25 constituting the M.P.O. Voting members shall be elected
26 officials of general-purpose local governments, one of whom may
27 represent a group of general-purpose local governments through
28 an entity created by an M.P.O. for that purpose. An M.P.O. may
29 include, as part of its apportioned voting members, a member of
30 a statutorily authorized planning board, an official of an
31 agency that operates or administers a major mode of
32 transportation, or an official of Space Florida. ~~As used in this~~
33 ~~section, the term "elected officials of a general purpose local~~
34 ~~government" excludes constitutional officers, including~~
35 ~~sheriffs, tax collectors, supervisors of elections, property~~
36 ~~appraisers, clerks of the court, and similar types of officials.~~
37 County commissioners shall compose not less than 20 percent of
38 the M.P.O. membership if an official of an agency that operates

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39 or administers a major mode of transportation has been appointed
40 to an M.P.O.

41 2. For an M.P.O. designated on or after July 1, 2018, as a
42 result of a combination or merger of individual M.P.O.'s, the
43 voting membership shall consist of at least five members, with
44 the exact number determined on an equitable geographic-
45 population ratio basis, based on an agreement among the affected
46 units of general-purpose local government and the Governor, as
47 required by federal regulations. In accordance with 23 U.S.C. s.
48 134, the Governor may also allow M.P.O. members who represent
49 municipalities to alternate with representatives from other
50 municipalities within the metropolitan planning area which do
51 not have members on the M.P.O. Voting members shall be elected
52 officials of general-purpose local governments, one of whom may
53 represent a group of general-purpose local governments through
54 an entity created by an M.P.O. for that purpose. An M.P.O. may
55 include, as part of its apportioned voting members, a member of
56 a statutorily authorized planning board, an official of an
57 agency that operates or administers a major mode of
58 transportation, or an official of Space Florida.

59
60 For purposes of this section, the term "elected officials of a
61 general-purpose local government" excludes constitutional
62 officers, including sheriffs, tax collectors, supervisors of

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63 elections, property appraisers, clerks of the court, and similar
64 types of officials.

65 (b) In metropolitan areas in which authorities or other
66 agencies have been or may be created by law to perform
67 transportation functions and are or will be performing
68 transportation functions that are not under the jurisdiction of
69 a general-purpose local government represented on the M.P.O.,
70 such authorities or other agencies may be provided voting
71 membership on the M.P.O. In all other M.P.O.'s in which
72 transportation authorities or agencies are to be represented by
73 elected officials of ~~from~~ general-purpose local governments, the
74 M.P.O. shall establish a process by which the collective
75 interests of such authorities or other agencies are expressed
76 and conveyed.

77 (c) Any other provision of this section to the contrary
78 notwithstanding, a charter ~~chartered~~ county with a population of
79 over 1 million population may elect to reapportion the
80 membership of an M.P.O. if the M.P.O. whose jurisdiction is
81 wholly contained within the county. The charter county may
82 exercise the provisions of this paragraph if:

83 1. The M.P.O. approves the reapportionment plan by a
84 three-fourths vote of its membership;

85 2. The M.P.O. and the charter county determine that the
86 reapportionment plan is needed to fulfill specific goals and
87 policies applicable to that metropolitan planning area; and

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88 3. The charter county determines the reapportionment plan
89 otherwise complies with all federal requirements pertaining to
90 M.P.O. membership.

91
92 A ~~Any~~ charter county that elects to exercise the provisions of
93 this paragraph shall notify the Governor in writing.

94 (d) Any other provision of this section to the contrary
95 notwithstanding, a ~~any~~ county chartered under s. 6(e), Art. VIII
96 of the State Constitution may elect to have its county
97 commission serve as the M.P.O., if the M.P.O. jurisdiction is
98 wholly contained within the county. A ~~Any~~ charter county that
99 elects to exercise the provisions of this paragraph shall ~~se~~
100 notify the Governor in writing. Upon receipt of such
101 notification, the Governor must designate the county commission
102 as the M.P.O. The Governor must appoint four additional voting
103 members to the M.P.O., one of whom must be an elected official
104 representing a municipality within the county, one of whom must
105 be an expressway authority member, one of whom must be a person
106 who does not hold elected public office and who resides in the
107 unincorporated portion of the county, and one of whom must be a
108 school board member.

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111 -----
112 **T I T L E A M E N D M E N T**

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113 Remove line 176 and insert:
114 339.175, F.S.; providing voting membership
115 requirements for certain metropolitan planning
116 organizations designated on or after a specified date;
117 amending s. 655.960, F.S.; conforming a cross-
118 reference; amending

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