

Bill No. HB 591, 2nd Eng.

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Forman moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 166, between lines 17 and 18,		
15			
16	insert:		
17	Section 118. Subsection (2) of section 339.175,		
18	Florida Statutes, 1998 Supplement, is amended to read:		
19	339.175 Metropolitan planning organization.--It is the		
20	intent of the Legislature to encourage and promote the		
21	development of transportation systems embracing various modes		
22	of transportation in a manner that will maximize the mobility		
23	of people and goods within and through urbanized areas of this		
24	state and minimize, to the maximum extent feasible, and		
25	together with applicable regulatory government agencies,		
26	transportation-related fuel consumption and air pollution. To		
27	accomplish these objectives, metropolitan planning		
28	organizations, referred to in this section as M.P.O.'s, shall		
29	develop, in cooperation with the state, transportation plans		
30	and programs for metropolitan areas. Such plans and programs		
31	must provide for the development of transportation facilities		

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1 that will function as an intermodal transportation system for  
2 the metropolitan area. The process for developing such plans  
3 and programs shall be continuing, cooperative, and  
4 comprehensive, to the degree appropriate, based on the  
5 complexity of the transportation problems.

6 (2) VOTING MEMBERSHIP.--

7 (a) The voting membership of an M.P.O. shall consist  
8 of not fewer than 5 or more than 19 apportioned members, the  
9 exact number to be determined on an equitable  
10 geographic-population ratio basis by the Governor, based on an  
11 agreement among the affected units of general-purpose local  
12 government as required by federal rules and regulations. The  
13 Governor, in accordance with 23 U.S.C. s. 134, as amended by  
14 the Intermodal Surface Transportation Efficiency Act of 1991,  
15 may also provide for M.P.O. members who represent  
16 municipalities to alternate with representatives from other  
17 municipalities within the designated urban area that do not  
18 have members on the M.P.O. County commission members shall  
19 compose not less than one-third of the M.P.O. membership,  
20 except for an M.P.O. with more than 15 members located in a  
21 county with a five-member county commission or an M.P.O. with  
22 19 members located in a county with no more than 6 county  
23 commissioners, in which case county commission members may  
24 compose less than one-third percent of the M.P.O. membership,  
25 but all county commissioners must be members. All voting  
26 members shall be elected officials of general-purpose  
27 governments, except that an M.P.O. may include, as part of its  
28 apportioned voting members, a member of a statutorily  
29 authorized planning board or an official of an agency that  
30 operates or administers a major mode of transportation. In  
31 metropolitan areas in which authorities or other agencies have

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1 been, or may be, created by law to perform transportation  
2 functions that are not under the jurisdiction of a  
3 general-purpose local government represented on the M.P.O.,  
4 they shall be provided voting membership on the M.P.O. The  
5 county commission shall compose not less than 20 percent of  
6 the M.P.O. membership if an official of an agency that  
7 operates or administers a major mode of transportation has  
8 been appointed to an M.P.O.

9 (b) Any other provision of this section to the  
10 contrary notwithstanding, any county chartered under s. 6(e),  
11 Art. VIII of the State Constitution may elect to have its  
12 county commission serve as the M.P.O., if the M.P.O.  
13 jurisdiction is wholly contained within the county. Any  
14 charter county that elects to exercise the provisions of this  
15 paragraph shall so notify the Governor in writing. Upon  
16 receipt of such notification, the Governor must designate the  
17 county commission as the M.P.O. The Governor must appoint  
18 four additional voting members to the M.P.O., one of whom must  
19 be an elected official representing a municipality within the  
20 county, one of whom must be an expressway authority member,  
21 one of whom must be a person who does not hold elected public  
22 office and who resides in the unincorporated portion of the  
23 county, and one of whom must be a school board member.

24 (c) Any other provision of this section to the  
25 contrary notwithstanding, a chartered county with over 1  
26 million population may elect to reapportion the membership of  
27 an M.P.O. whose jurisdiction is wholly within the county. The  
28 charter county may exercise the provisions of this paragraph  
29 if:

30 1. The M.P.O. approves the reapportionment plan by a  
31 3/4 vote of its membership;

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

5           3. The charter county determines the reapportionment  
 6 plan otherwise complies with all federal requirements  
 7 pertaining to M.P.O. membership.

8  
 9 Any charter county that elects to exercise the provisions of  
 10 this paragraph shall notify the Governor in writing.

11  
 12 (Redesignate subsequent sections.)

13  
 14  
 15 ===== T I T L E    A M E N D M E N T =====

16 And the title is amended as follows:

17           On page 8, line 25, after the semicolon,

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19 insert:

20           amending s. 339.175, F.S.; providing an  
 21           additional method of selecting voting  
 22           membership in an M.P.O. under certain  
 23           circumstances; requiring a three-fourths vote  
 24           of the MPO;

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