

Bill No. HB 591, 2nd Eng.

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
1		.	
2		.	
3		.	
4		.	

5			
6			
7			
8			
9			

---

11 Senator Jones moved the following amendment to amendment  
 12 (453732):

13

14 **Senate Amendment (with title amendment)**

15 On page 91, line 5, through page 92, line 3, delete  
 16 those lines

17

18 and insert:

19 Section 55. Paragraph (f) of subsection (2) of section  
 20 348.0004, Florida Statutes, is amended, and paragraph (m) is  
 21 added to that subsection, to read:

22 348.0004 Purposes and powers.--

23 (2) Each authority may exercise all powers necessary,  
 24 appurtenant, convenient, or incidental to the carrying out of  
 25 its purposes, including, but not limited to, the following  
 26 rights and powers:

27 (f) To fix, alter, charge, establish, and collect  
 28 tolls, rates, fees, rentals, and other charges for the  
 29 services and facilities system, which tolls, rates, fees,  
 30 rentals, and other charges must always be sufficient to comply  
 31 with any covenants made with the holders of any bonds issued

Bill No. HB 591, 2nd Eng.

Amendment No. \_\_\_\_

1 pursuant to the Florida Expressway Authority Act. However,  
2 such right and power may be assigned or delegated by the  
3 authority to the department. Notwithstanding s. 338.165 or any  
4 other provision of law to the contrary, in any county as  
5 defined in s. 125.011(1), to the extent surplus revenues  
6 exist, they may be used for purposes enumerated in subsection  
7 (7), provided the expenditures are consistent with the  
8 metropolitan planning organization's adopted long-range plan.  
9 Notwithstanding any other provision of law to the contrary,  
10 but subject to any contractual requirements contained in  
11 documents securing any outstanding indebtedness payable from  
12 tolls, in any county as defined in s. 125.011(1), the board of  
13 county commissioners may, by ordinance adopted on or before  
14 September 30, 1999, alter or abolish existing tolls and  
15 currently approved increases thereto if the board provides a  
16 local source of funding to the county expressway system for  
17 transportation in an amount sufficient to replace revenues  
18 necessary to meet bond obligations secured by such tolls and  
19 increases.

20 (m) To receive and consider unsolicited proposals from  
21 private entities and enter into agreements with such proposer  
22 for the planning, design, engineering, construction,  
23 operation, ownership, or financing of additional expressways.  
24 An expressway authority may consider any and all factors it  
25 deems important in evaluating such proposals. An expressway  
26 authority may adopt rules or policies for the receipt,  
27 evaluation, and consideration of such proposals, however, such  
28 rules must require substantially similar technical information  
29 as is required by s. 14-107.0011(3)(a)-(e), F.A.C. In  
30 accepting a proposal and entering into such an agreement, the  
31 expressway authority and the private entity shall for all

Bill No. HB 591, 2nd Eng.

Amendment No. \_\_\_\_

1 purposes be deemed to have complied with chapters 255 and 287.  
 2 Similar proposals shall be reviewed and acted on by the  
 3 authority in the order in which they were received. An  
 4 additional expressway may not be constructed under this  
 5 section without the prior express written consent of the board  
 6 of county commissioners of each county located within the  
 7 geographical boundaries of the authority. The powers granted  
 8 by this section are in addition to all other powers of the  
 9 authority granted by this chapter.

10  
 11  
 12  
 13  
 14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28  
 29  
 30  
 31

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

And the title is amended as follows:

On page 161, line 7, after the semicolon,

insert:

authorizing an expressway authority to consider  
 proposals for the construction, operation,  
 ownership, or financing of additional  
 expressways; requiring prior consent of the  
 board of county commissioners of each county  
 within the boundaries of the authority;