

Bill No. CS for CS for SB 972

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	Senate Amendment (with title amendment)		
14	On page 80, between lines 10 and 11,		
15			
16	insert:		
17	Section 37. Subsection (2) of section 339.175, Florida		
18	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.)

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 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 5, line 21, after the semicolon

18
 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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