

Amendment No. 3 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 Representative(s) Gardiner offered the following:

13 **Amendment (with directory language and title**
14 **amendments)**

15 On page 55, between lines 6 & 7 of the bill
16
17 insert:

18 (3) The department has the authority to direct the
19 immediate relocation or removal of any bench, transit shelter,
20 or waste disposal receptacle which endangers life or property,
21 except that transit bus benches which have been placed in
22 service prior to April 1, 1992, do not have to comply with
23 bench size and advertising display size requirements which
24 have been established by the department prior to March 1,
25 1992. Any transit bus bench that was in service prior to
26 April 1, 1992, may be replaced with a bus bench of the same
27 size or smaller, if the bench is damaged or destroyed or
28 otherwise becomes unusable. The Department is authorized to
29 promulgate rules relating to the regulation of bench size and
30 advertising display size requirements. However, if a
31 municipality or county within which a bench is to be located

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1 has adopted an ordinance or other applicable regulation that
2 establishes bench size or advertising display sign
3 requirements different from requirements specified in
4 department rule, then the local government requirement shall
5 be applicable within the respective municipality or county.
6 Placement of any bench or advertising display on the National
7 Highway System under a local ordinance or regulation adopted
8 pursuant to this subsection shall be subject to approval of
9 the Federal Highway Administration.

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12 == D I R E C T O R Y L A N G U A G E A M E N D M E N T ==

13 And the directory language is amended as follows:

14 On page 55, lines 1-2,

15 remove: all of said lines

16

17 and insert:

18 Section 32. Subsection (3) of section 337.408, Florida
19 Statutes, is amended, subsection (5) is renumbered as
20 subsection (6), and a new

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

24 And the title is amended as follows:

25 On page 5, line 14 after the semicolon,

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27 insert:

28 restating the Department of Transportation's
29 rulemaking authority regarding regulation of
30 bus benches; providing for local government
31 regulation of dimensions of bus benches and

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advertising displays to supersede the
department's regulations, in certain
circumstances; requiring approval of Federal
Highway Administration for bus benches and
advertising displays on the National Highway
System;