

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 1456
 SPONSOR: Senator Sebesta
 SUBJECT: Department of Transportation
 DATE: March 19, 2004 REVISED: 03/23/04 _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Eichin</u>	<u>Meyer</u>	<u>TR</u>	<u>Fav/1 amendment</u>
2.	_____	_____	<u>GO</u>	_____
3.	_____	_____	<u>ATD</u>	_____
4.	_____	_____	<u>AP</u>	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

The bill provides for the reorganization of the Florida Department of Transportation’s (FDOT) management structure by permitting the Secretary of Transportation to combine, separate, or delete, as needed, a number of statutorily required offices. The bill provides flexibility to the secretary for the appointment of assistant secretaries and deputy assistant secretaries. The bill also provides district secretaries flexibility in appointing district directors.

This bill substantially amends Section 20.23, and Section 110.205, Florida Statutes.

II. Present Situation:

In s. 20.23, F.S., the Secretary of Transportation must appoint two assistant secretaries -- one for Transportation Development and Operations and one for Transportation Support. The following offices are established statutorily:

- | | |
|---------------------------------------|--------------------------|
| Administration | Motor carrier compliance |
| Planning and Environmental Management | Management and budget |
| Design | Comptroller |
| Highway operations | Construction |
| Right-of-Way | Maintenance |
| Toll Operations | Materials |
| Information systems | |

Each office is required to be headed by a manager appointed by the secretary. No office at or above the division level may be established without specific legislative approval.

Currently, the secretary is required to appoint a state transportation development administrator, a state transportation operations administrator, and a state public transportation and modal administrator. Each is classified as a deputy assistant secretary.

Each district secretary is permitted to appoint district directors for transportation development, operations, and support or, until July 1, 2005, district directors for planning and programming, production, operations, and administration.

Section 110.205, F.S., provides Senior Management Service status to specific positions within various state agencies including the Department of Transportation.

III. Effect of Proposed Changes:

The bill allows for a reorganization of the FDOT management structure by removing the requirement to establish specific offices and effectively renaming the existing offices 'areas of program responsibility.' It gives the secretary the ability to combine, separate, or delete existing statutory offices in consultation with the Governor's Office.

The bill revises s. 20.23, F.S., to permit the secretary to appoint up to three assistant secretaries rather than requiring the appointment of two to statutorily-created positions. The bill removes the requirement to appoint deputy assistant secretaries to statutory positions, allowing the appointment of deputy assistant secretaries or directors with responsibility for accomplishing the mission and goals of the department including, but not limited to, the areas of program responsibility. Further, the bill allows each district secretary to appoint up to three district directors or, until July 1, 2005, up to four district directors without specifying titles or positions by statute.

The bill revises s. 110.205, F.S. to update a reference.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

#1 by Transportation: The amendment adds 'Public Transportation' to the FDOT's areas of program responsibility.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
