

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A bill to be entitled
 An act relating to the Commission for the Transportation
 Disadvantaged; amending s. 427.012, F.S.; revising the
 membership of the commission within the Department of
 Transportation; revising the number of members of the
 commission needed to constitute a quorum; requiring that
 candidates for appointment to the commission meet certain
 requirements for background screening; requiring that the
 Department of Transportation report to the commission any
 candidate who fails to meet the screening standards;
 requiring that the costs of screening be borne by the
 department or the candidate for appointment; providing for
 the commission to appointment technical advisory
 committees; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsections (1) and (4) of section 427.012,
 Florida Statutes, are amended, present subsections (5), (6),
 (7), and (8) of that section are redesignated as subsections
 (6), (7), (9), and (10), respectively, and new subsections (5)
 and (8) are added to that section, to read:

427.012 The Commission for the Transportation
 Disadvantaged.--There is created the Commission for the
 Transportation Disadvantaged in the Department of
 Transportation.

- (1) The commission shall consist of the following members:
 - (a) The Secretary ~~of the Department~~ of Transportation or

29 the secretary's designee.

30 (b) The Secretary ~~of the Department~~ of Children and Family
31 Services or the secretary's designee.

32 (c) The Commissioner of Education or the commissioner's
33 designee.

34 (d) The director of Workforce Innovation or the director's
35 designee. ~~The secretary of the Department of Labor and~~
36 ~~Employment Security or the secretary's designee.~~

37 ~~(e) The executive director of the Department of Veterans'~~
38 ~~Affairs or the executive director's designee.~~

39 ~~(e)(f)~~ The Secretary ~~of the Department~~ of Elderly Affairs
40 or the secretary's designee.

41 ~~(f)(g)~~ The Secretary ~~director~~ of the ~~Agency for~~ Health
42 Care Administration or the secretary's ~~director's~~ designee.

43 ~~(g)(h)~~ A representative of the Florida Association of
44 Coordinated Transportation for Community Action, who shall serve
45 at the pleasure of that association.

46 ~~(h)(i)~~ A representative of the Florida Public
47 Transportation Transit Association, who shall serve at the
48 pleasure of that association.

49 ~~(i)(j)~~ A person over the age of 60 who uses paratransit
50 services. ~~This is a member of a recognized statewide~~
51 ~~organization representing elderly Floridians.~~ Such person shall
52 be appointed by the Governor to represent elderly Floridians and
53 shall be appointed to serve a term of 4 years.

54 ~~(j)(k)~~ A ~~handicapped~~ person with a disability who uses
55 paratransit services. ~~This is a member of a recognized statewide~~
56 ~~organization representing handicapped Floridians.~~ Such person

57 shall be appointed by the Governor to represent disabled
 58 ~~handicapped~~ Floridians and shall be appointed to ~~serve~~ a term of
 59 4 years.

60 (k) One representative of a metropolitan planning
 61 organization who shall be appointed by the President of the
 62 Senate to a term of 4 years.

63 (l) One representative of a designated official planning
 64 organization who shall be appointed by the Speaker of the House
 65 of Representatives to a term of 4 years.

66 (m) Seven members appointed for terms of 4 years each who
 67 shall be from each of the seven districts of the Department of
 68 Transportation. The Governor shall appoint four of the seven
 69 members who shall be from urban department districts and the
 70 Commissioner of Agriculture shall appoint three of the seven
 71 members who shall be from rural department districts. Each
 72 member is subject to confirmation by the Senate.

73 ~~(l) Two citizen advocate representatives who shall be~~
 74 ~~appointed by the Governor for a term of 4 years, one~~
 75 ~~representing rural citizens and one representing urban citizens.~~

76 ~~(m) A representative of the community transportation~~
 77 ~~coordinators. Such person shall be appointed by the Governor to~~
 78 ~~represent all community transportation coordinators and shall be~~
 79 ~~appointed to serve a term of 4 years.~~

80 ~~(n) One member of the Early Childhood Council. Such person~~
 81 ~~shall be appointed by the Governor to represent maternal and~~
 82 ~~child health care providers and shall be appointed to serve a~~
 83 ~~term of 4 years.~~

84 ~~(o) Two representatives of current private for-profit or~~

85 ~~private not-for-profit transportation operators each of which~~
86 ~~have a minimum of 5 years of continuous experience operating a~~
87 ~~broad-based system of ambulatory and wheelchair/stretcher type~~
88 ~~transportation, utilizing not less than 50 vehicles and~~
89 ~~including dispatch and scheduling responsibilities. Such persons~~
90 ~~shall be appointed by the Commissioner of Agriculture to serve a~~
91 ~~term of 4 years.~~

92 ~~(p) Four representatives of current private for-profit or~~
93 ~~private not-for-profit transportation operators, each of which~~
94 ~~having a minimum of 5 years of continuous experience operating a~~
95 ~~broad-based system of ambulatory and wheelchair or stretcher-~~
96 ~~type transportation, utilizing not less than 50 vehicles, and~~
97 ~~including dispatch and scheduling responsibilities. Such persons~~
98 ~~shall be appointed by the Commissioner of Agriculture to serve a~~
99 ~~term of 4 years.~~

100 ~~(q) Six citizens representing the nontransportation~~
101 ~~business community of the state, three members appointed by the~~
102 ~~President of the Senate and three members appointed by the~~
103 ~~Speaker of the House of Representatives.~~

104 (4) The commission shall meet at least quarterly, or more
105 frequently at the call of the chairperson. Seven ~~Nine~~ members of
106 the commission constitute a quorum, and a majority vote of the
107 members present is necessary for any action taken by the
108 commission.

109 (5) Each candidate for appointment to the commission
110 shall, before accepting the appointment, undergo background
111 screening pursuant to s. 435.04 by filing with the Department of
112 Transportation a complete set of fingerprints taken by an

113 authorized law enforcement agency. These fingerprints shall be
114 submitted to the Department of Law Enforcement for state
115 processing, and that department shall in turn submit the
116 fingerprints to the Federal Bureau of Investigation for federal
117 processing. The Department of Transportation shall screen the
118 background results and report to the commission any candidate
119 who fails to meet level 2 screening standards pursuant to s.
120 435.04. Any candidate found through fingerprint processing to
121 have failed to meet level 2 screening standards pursuant to s.
122 435.04 may not be appointed as a member of the commission. The
123 cost of the background screening may be borne by the Department
124 of Transportation or the candidate for appointment to the
125 commission.

126 (8) The commission may appoint technical advisory
127 committees to advise the commission on issues of importance to
128 the state and to regions of the state. A technical advisory
129 committee shall provide information, advice, and direction to
130 the commission on the coordination of services for the
131 transportation disadvantaged. The commission may establish the
132 size, composition, and focus of each committee created. A member
133 appointed to a technical advisory committee shall serve without
134 compensation and is not entitled to per diem or travel expenses.

135 Section 2. This act shall take effect July 1, 2005.