

Bill No. HB 1681, 1st Eng.

Barcode 840708

CHAMBER ACTION

Senate

House

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Senator Geller moved the following **amendment to amendment**
(221648):

Senate Amendment (with title amendment)

On page 55, between lines 28 and 29,

insert:

Section 14. Subsection (4) of section 343.52, Florida
Statutes, is amended to read:

343.52 Definitions.--As used in this part, the term:

(4) "Transit system" means a system used for the
transportation of people and goods by means of, without
limitation, a street railway, an inland waterway, an elevated
railway having a fixed guideway, a commuter railroad, a
subway, motor vehicles, or motor buses, and includes a
complete system of tracks, stations, and rolling stock
necessary to effectuate passenger service to or from the
surrounding regional municipalities.

Section 15. Paragraph (b) of subsection (1) of section
343.54, Florida Statutes, is amended to read:

343.54 Powers and duties.--

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1 (1)

2 (b) It is the express intention of this part that the
3 authority be authorized to plan, develop, own, purchase,
4 lease, or otherwise acquire, demolish, construct, improve,
5 relocate, equip, repair, maintain, operate, and manage a
6 transit system and transit facilities; to establish and
7 determine the policies necessary for the best interest of the
8 operation and promotion of a transit system; and to adopt
9 rules necessary to govern the operation of a transit ~~commuter~~
10 ~~rail~~ system and transit ~~commuter~~ rail facilities. It is the
11 intent of the Legislature that the South Florida Regional
12 Transportation Authority shall have overall authority to
13 coordinate, develop, and operate a regional transportation
14 system within the area served.

15 Section 16. Subsection (1) of section 120.52, Florida
16 Statutes, is amended to read:

17 120.52 Definitions.--As used in this act:

18 (1) "Agency" means:

19 (a) The Governor in the exercise of all executive
20 powers other than those derived from the constitution.

21 (b) Each:

22 1. State officer and state department, and each
23 departmental unit described in s. 20.04.

24 2. Authority, including a regional water supply
25 authority.

26 3. Board.

27 4. Commission, including the Commission on Ethics and
28 the Fish and Wildlife Conservation Commission when acting
29 pursuant to statutory authority derived from the Legislature.

30 5. Regional planning agency.

31 6. Multicounty special district with a majority of its

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1 governing board comprised of nonelected persons.

2 7. Educational units.

3 8. Entity described in chapters 163, 373, 380, and 582
4 and s. 186.504.

5 (c) Each other unit of government in the state,
6 including counties and municipalities, to the extent they are
7 expressly made subject to this act by general or special law
8 or existing judicial decisions.

9
10 This definition does not include any legal entity or agency
11 created in whole or in part pursuant to chapter 361, part II,
12 any metropolitan planning organization created pursuant to s.
13 339.175, any separate legal or administrative entity created
14 pursuant to s. 339.175 of which a metropolitan planning
15 organization is a member, a regional transportation authority
16 created pursuant to chapter 343, an expressway authority
17 pursuant to chapter 348, any legal or administrative entity
18 created by an interlocal agreement pursuant to s. 163.01(7),
19 unless any party to such agreement is otherwise an agency as
20 defined in this subsection, or any multicounty special
21 district with a majority of its governing board comprised of
22 elected persons; however, this definition shall include a
23 regional water supply authority.

24
25 (Redesignate subsequent sections.)

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

29 And the title is amended as follows:

30 On page 60, line 12, after the semicolon,

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1 insert:

2 amending s. 343.52, F.S.; revising the
3 definition of "transit system" for purposes of
4 the South Florida Regional Transportation
5 Authority Act; amending s. 343.54, F.S.;
6 revising powers and duties of that authority;
7 removing reference to commuter rail systems;
8 amending s. 120.52, F.S.; providing that
9 specified regional transportation authorities
10 are not agencies under the Administrative
11 Procedure Act;

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