



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

9           Section 2. Paragraph (b) of subsection (1) and  
10 subsection (5) of section 343.54, Florida Statutes, are  
11 amended to read:

12           343.54 Powers and duties.--

13           (1)

14           (b) It is the express intention of this part that the  
15 authority be authorized to plan, develop, own, purchase,  
16 lease, or otherwise acquire, demolish, construct, improve,  
17 relocate, equip, repair, maintain, operate, and manage a  
18 transit system and transit facilities; to establish and  
19 determine the policies necessary for the best interest of the  
20 operation and promotion of a transit system; and to adopt  
21 rules necessary to govern the operation of a transit ~~commuter~~  
22 ~~rail~~ system and transit ~~commuter rail~~ facilities. It is the  
23 intent of the Legislature that the South Florida Regional  
24 Transportation Authority shall have overall authority to  
25 coordinate, develop, and operate a regional transportation  
26 system within the area served.

27           (5) The authority, by a resolution of its governing  
28 board, may expand its service area and enter into an agreement  
29 ~~a partnership~~ with any county that is contiguous to the  
30 service area of the authority. The board shall determine the  
31 conditions and terms of the agreement ~~partnership~~, except as

1 provided herein. However, the authority may not expand its  
2 service area without the consent of the board of county  
3 commissioners representing the proposed expansion area, ~~and a~~  
4 ~~county may not be added to the service area except in the year~~  
5 ~~that federal reauthorization legislation for transportation~~  
6 ~~funds is enacted.~~

7 Section 3. Subsection (3) of section 343.55, Florida  
8 Statutes, is amended to read:

9 343.55 ~~Issuance of Revenue bonds.--~~

10 (3)(a) The authority may issue, reissue, or redeem  
11 bonds that do not pledge the full faith and credit of the  
12 state in such principal amount as, in the opinion of the  
13 authority, is necessary to provide sufficient moneys for  
14 achieving its corporate purposes.

15 (b) The bonds of the authority, whether on original  
16 issuance or refunding, must be authorized by resolution of the  
17 authority after approval of the issuance of the bonds at a  
18 public hearing, may be either term or serial bonds, and shall  
19 bear such date or dates, mature at such time or times, bear  
20 interest at such rate or rates, be in such denominations, be  
21 in such form, either coupon or fully registered, carry such  
22 registration, exchangeability, and interchangeability  
23 privileges, be payable in such medium of payment and at such  
24 place or places and at such times, be subject to such terms of  
25 redemption, and be entitled to such priorities on the  
26 revenues, rates, fees, rentals, or other charges or receipts  
27 of the authority as such resolution or any resolution  
28 subsequent thereto may provide. The bonds must be executed by  
29 such officers as the authority determines under the  
30 requirements of s. 279.06.

1           (c) The bonds shall be sold by the authority at public  
2 sale by competitive bid. However, if the authority, after  
3 receipt of a written recommendation from a financial adviser,  
4 shall determine by official action after public hearing by a  
5 two-thirds vote of all voting members of the authority that a  
6 negotiated sale of the bonds is in the best interest of the  
7 authority, the authority may negotiate for sale of the bonds  
8 with the underwriter or underwriters designated by the  
9 authority. The authority shall provide specific findings in a  
10 resolution as to the reasons requiring the negotiated sale,  
11 which resolution shall incorporate and have attached thereto  
12 the written recommendation of the financial adviser required  
13 by this paragraph.

14           (d) Any such resolution or resolutions authorizing any  
15 bonds hereunder that do not pledge the full faith and credit  
16 of the state may contain provisions that are part of the  
17 contract with the holders of the bonds as the authority  
18 determines proper. In addition, the authority may enter into  
19 trust indentures or other agreements with its fiscal agent, or  
20 with any bank or trust company within or without the state, as  
21 security for such bonds and may, under the agreements, assign  
22 and pledge the revenues, rates, fees, rentals, tolls, or other  
23 charges or receipts of the authority.

24           (e) Any of the bonds issued pursuant to this part are  
25 negotiable instruments and have all the qualities and  
26 incidents of negotiable instruments under the law merchant and  
27 the negotiable instruments law of the state. ~~The Division of~~  
28 ~~Bond Finance is authorized to issue revenue bonds on behalf of~~  
29 ~~the authority to finance or refinance the cost of projects.~~

30           Section 4. Section 343.58, Florida Statutes, is  
31 amended to read:

1           343.58 ~~County~~ Funding for the South Florida Regional  
2 Transportation Authority.--

3           ~~(1) Each county served by the South Florida Regional~~  
4 ~~Transportation Authority must dedicate \$2.67 million to the~~  
5 ~~authority annually. The recurring annual \$2.67 million must be~~  
6 ~~dedicated by the governing body of each county by August 1,~~  
7 ~~2003. Notwithstanding ss. 206.41 and 206.87, such dedicated~~  
8 ~~funding may come from each county's share of the ninth cent~~  
9 ~~fuel tax, the local option fuel tax, or any other source of~~  
10 ~~local gas taxes or other nonfederal funds available to the~~  
11 ~~counties. In addition,~~ The Legislature authorizes the levy of  
12 an annual license tax in the amount of ~~\$5~~\$2 for the  
13 registration or renewal of registration of each vehicle taxed  
14 under s. 320.08 and registered in the area served by the South  
15 Florida Regional Transportation Authority with an escalation  
16 equivalent to the Consumer Price Index each year until 2030.  
17 The annual license tax shall take effect in any county served  
18 by the authority upon approval by the residents in a county  
19 served by the authority. The annual license tax shall be  
20 levied and the Department of Highway Safety and Motor Vehicles  
21 shall remit the proceeds each month from the tax to the South  
22 Florida Regional Transportation Authority.

23           ~~(2) In addition, each county shall continue to~~  
24 ~~annually fund the operations of the South Florida Regional~~  
25 ~~Transportation Authority in an amount not less than \$1.565~~  
26 ~~million. Such Funds pursuant to this section ~~subsection~~ shall~~  
27 also be considered a dedicated funding source.

28  
29 If, by December 31, 2009, the South Florida Regional  
30 Transportation Authority has not received federal matching  
31

1 funds based upon the dedication of funds under this section  
2 ~~subsection (1)~~, this section ~~subsection (1)~~ shall be repealed.

3 Section 5. Subsection (1) of section 120.52, Florida  
4 Statutes, is amended to read:

5 120.52 Definitions.--As used in this act:

6 (1) "Agency" means:

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

9 (b) Each:

10 1. State officer and state department, and each  
11 departmental unit described in s. 20.04.

12 2. Authority, including a regional water supply  
13 authority.

14 3. Board.

15 4. Commission, including the Commission on Ethics and  
16 the Fish and Wildlife Conservation Commission when acting  
17 pursuant to statutory authority derived from the Legislature.

18 5. Regional planning agency.

19 6. Multicounty special district with a majority of its  
20 governing board comprised of nonelected persons.

21 7. Educational units.

22 8. Entity described in chapters 163, 373, 380, and 582  
23 and s. 186.504.

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

28  
29 This definition does not include any legal entity or agency  
30 created in whole or in part pursuant to chapter 361, part II,  
31 any metropolitan planning organization created pursuant to s.

1 339.175, any separate legal or administrative entity created  
2 pursuant to s. 339.175 of which a metropolitan planning  
3 organization is a member, a regional transportation authority  
4 created pursuant to chapter 343, an expressway authority  
5 pursuant to chapter 348, any legal or administrative entity  
6 created by an interlocal agreement pursuant to s. 163.01(7),  
7 unless any party to such agreement is otherwise an agency as  
8 defined in this subsection, or any multicounty special  
9 district with a majority of its governing board comprised of  
10 elected persons; however, this definition shall include a  
11 regional water supply authority.

12 Section 6. Paragraph (b) of subsection (4) of section  
13 163.3180, Florida Statutes, is amended to read:

14 163.3180 Concurrency.--

15 (4)

16 (b) The concurrency requirement as implemented in  
17 local comprehensive plans does not apply to public transit  
18 facilities or transit-oriented development master plans. For  
19 the purposes of this paragraph, public transit facilities  
20 include transit stations and terminals, transit station  
21 parking, park-and-ride lots, intermodal public transit  
22 connection or transfer facilities, and fixed bus, guideway,  
23 and rail stations. For the purposes of this paragraph,  
24 transit-oriented development master plans are plans adopted by  
25 a local governing body that graphically depict the locations  
26 of transit stations, roadways, buildings, public spaces, and  
27 civic spaces within a quarter-mile to half-mile radius of the  
28 transit station. As used in this paragraph, the terms  
29 "terminals" and "transit facilities" do not include airports  
30 or seaports or commercial or residential development  
31 constructed in conjunction with a public transit facility.

1 except as may be constructed within a transit-oriented  
2 development master plan.  
3           Section 7. This act shall take effect upon becoming a  
4 law.  
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