

## ENROLLED

HB 1115, Engrossed 1

2006 Legislature

1 A bill to be entitled

2 An act relating to the South Florida Regional  
3 Transportation Authority; amending s. 343.54, F.S.;  
4 revising language relating to powers and duties of the  
5 authority; deleting the term "commuter rail"; amending s.  
6 343.55, F.S.; providing pledge to bondholders that the  
7 state will not alter certain rights vested in the  
8 authority that affect the rights of bondholders while  
9 bonds are outstanding; amending s. 343.58, F.S.; revising  
10 provisions for funding of the authority; requiring  
11 counties served by the authority to annually transfer  
12 certain funds before a certain date; removing provisions  
13 for sources of that funding; removing authorization for a  
14 vehicle registration tax; providing for a certain funding  
15 source for capital, operating, and maintenance expenses;  
16 revising county funding amounts to fund operations;  
17 providing for cessation of specified county funding  
18 contributions and providing for certain refunding of the  
19 contributions under certain circumstances; revising  
20 timeframe for repeal of specified funding provisions under  
21 certain circumstances; providing a statement of important  
22 state interest; providing an effective date.

23  
24 Be It Enacted by the Legislature of the State of Florida:

25  
26 Section 1. Paragraph (b) of subsection (1) of section  
27 343.54, Florida Statutes, is amended to read:

ENROLLED  
 HB 1115, Engrossed 1

2006 Legislature

28 | 343.54 Powers and duties.--

29 | (1)

30 | (b) It is the express intention of this part that the  
 31 | authority be authorized to plan, develop, own, purchase, lease,  
 32 | or otherwise acquire, demolish, construct, improve, relocate,  
 33 | equip, repair, maintain, operate, and manage a transit system  
 34 | and transit facilities; to establish and determine the policies  
 35 | necessary for the best interest of the operation and promotion  
 36 | of a transit system; and to adopt rules necessary to govern the  
 37 | operation of a transit ~~commuter-rail~~ system and transit ~~commuter~~  
 38 | ~~rail~~ facilities. It is the intent of the Legislature that the  
 39 | South Florida Regional Transportation Authority shall have  
 40 | overall authority to coordinate, develop, and operate a regional  
 41 | transportation system within the area served.

42 | Section 2. Subsection (4) is added to section 343.55,  
 43 | Florida Statutes, to read:

44 | 343.55 Issuance of revenue bonds.--

45 | (4) The state pledges to and agrees with any person, firm,  
 46 | corporation, or federal or state agency subscribing to or  
 47 | acquiring the bonds to be issued by the authority for the  
 48 | purposes of the South Florida Regional Transportation Authority  
 49 | Act that the state will not limit or alter the rights vested in  
 50 | the authority under this section until all bonds at any time  
 51 | issued and secured by revenues remitted to the authority  
 52 | pursuant to s. 343.58, together with the interest thereon, are  
 53 | fully paid and discharged, insofar as the same affects the  
 54 | rights of the holders of bonds issued under this section.

ENROLLED  
 HB 1115, Engrossed 1

2006 Legislature

55 Section 3. Section 343.58, Florida Statutes, is amended to  
 56 read:

57 343.58 County funding for the South Florida Regional  
 58 Transportation Authority.--

59 (1) Each county served by the South Florida Regional  
 60 Transportation Authority must dedicate and transfer not less  
 61 than \$2.67 million to the authority annually. The recurring  
 62 annual \$2.67 million must be dedicated by the governing body of  
 63 each county prior to October 31 of each fiscal year ~~by August 1,~~  
 64 ~~2003. Notwithstanding ss. 206.41 and 206.87, such dedicated~~  
 65 ~~funding may come from each county's share of the ninth cent fuel~~  
 66 ~~tax, the local option fuel tax, or any other source of local gas~~  
 67 ~~taxes or other nonfederal funds available to the counties. In~~  
 68 ~~addition, the Legislature authorizes the levy of an annual~~  
 69 ~~license tax in the amount of \$2 for the registration or renewal~~  
 70 ~~of registration of each vehicle taxed under s. 320.08 and~~  
 71 ~~registered in the area served by the South Florida Regional~~  
 72 ~~Transportation Authority. The annual license tax shall take~~  
 73 ~~effect in any county served by the authority upon approval by~~  
 74 ~~the residents in a county served by the authority. The annual~~  
 75 ~~license tax shall be levied and the Department of Highway Safety~~  
 76 ~~and Motor Vehicles shall remit the proceeds each month from the~~  
 77 ~~tax to the South Florida Regional Transportation Authority.~~

78 (2) At least \$45 million of a state-authorized, local-  
 79 option recurring funding source available to Broward, Miami-  
 80 Dade, and Palm Beach Counties shall be directed to the authority  
 81 to fund its capital, operating, and maintenance expenses. The

ENROLLED  
 HB 1115, Engrossed 1

2006 Legislature

82 funding source shall be dedicated to the authority only if  
 83 Broward, Miami-Dade, and Palm Beach Counties each impose the  
 84 local-option funding source.

85 (3)~~(2)~~ In addition, each county shall continue to annually  
 86 fund the operations of the South Florida Regional Transportation  
 87 Authority in an amount not less than \$4.2 ~~\$1.565~~ million.  
 88 Revenue raised ~~Such funds~~ pursuant to this subsection shall also  
 89 be considered a dedicated funding source.

90 (4) The current funding obligations under subsections (1)  
 91 and (3) shall cease upon commencement of the collection of  
 92 funding from the funding source under subsection (2). Should the  
 93 funding under subsection (2) be discontinued for any reason, the  
 94 funding obligations under subsections (1) and (3) shall resume  
 95 when collection from the funding source under subsection (2)  
 96 ceases. Payment by the counties will be on a pro rata basis the  
 97 first year following cessation of the funding under subsection  
 98 (2). The authority shall refund a pro rata share of the payments  
 99 for the current fiscal year made pursuant to the current funding  
 100 obligations under subsections (1) and (3) as soon as reasonably  
 101 practicable after it begins to receive funds under subsection  
 102 (2).

103 (5) If, by December 31, 2015 ~~2009~~, the South Florida  
 104 Regional Transportation Authority has not received federal  
 105 matching funds based upon the dedication of funds under  
 106 subsection (1), subsection (1) shall be repealed.

## ENROLLED

HB 1115, Engrossed 1

2006 Legislature

107           Section 4. The Legislature finds that a proper and  
108 legitimate state purpose is served in the effective and  
109 efficient planning and operation of a regional transportation  
110 system. Therefore, the Legislature determines and declares that  
111 this act fulfills an important state interest.

112           Section 5. This act shall take effect July 1, 2006.