

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative(s) Baxley offered the following:

2  
3 **Amendment (with title amendment)**

4 On page 7, line 29 through page 8, line 6,  
5 remove: All of those lines

6  
7 and insert:

8 Section 21. Raul L. Martinez/Jose Abreu Pass designated;  
9 Department of Transportation to erect suitable markers.--

10 (1) That portion of Okeechobee Road, U.S. Highway 27/State  
11 Road 25, between W. 12th Street and W. 19th Street in Miami-Dade  
12 County is designated as "Raul L. Martinez/Jose Abreu Pass."

13 (2) The Department of Transportation is directed to erect  
14 suitable markers designating Raul L. Martinez/Jose Abreu Pass as  
15 described in subsection (1).

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16           Section 22. Mayor Raul L. Martinez Street designated;  
17 Department of Transportation to erect suitable markers.--

18           (1) That portion of 49th Street within the boundaries of  
19 the City of Hialeah in Miami-Dade County is designated as "Mayor  
20 Raul L. Martinez Street."

21           (2) The Department of Transportation is directed to erect  
22 suitable markers designating Mayor Raul L. Martinez Street as  
23 described in subsection (1).

24           Section 23. Dr. Vicente Grau-Imperatori Street designated;  
25 Department of Transportation to erect suitable markers.--

26           (1) That portion of S.W. 8th Street between S.W. 67th  
27 Avenue and S.W. 72nd Avenue in Miami-Dade County is designated  
28 as "Dr. Vicente Grau-Imperatori Street."

29           (2) The Department of Transportation is directed to erect  
30 suitable markers designating Dr. Vicente Grau-Imperatori Street  
31 as described in subsection (1).

32           Section 24. William Nathey Bridge designated; Department  
33 of Transportation to erect suitable markers.--

34           (1) That bridge, number 570125, on State Road 85, which  
35 crosses Boggy Bayou in Okaloosa County, is designated as  
36 "William Nathey Bridge."

37           (2) The Department of Transportation is directed to erect  
38 suitable markers designating William Nathey Bridge as described  
39 in subsection (1).

40           Section 25. Sergeant Nicholas Sottile honored; Department  
41 of Transportation to erect suitable markers.--

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42 (1) That portion of State Road 70 near U.S. Highway 27 in  
43 Highlands County is dedicated to the memory of Highway Patrol  
44 Sergeant Nicholas Sottile.

45 (2) The Department of Transportation is directed to erect  
46 suitable signage, pursuant to subsection (1), bearing the  
47 inscription, "In Memory of Sergeant Nicholas Sottile of the  
48 Florida Highway Patrol, who was killed in the line of duty  
49 during a traffic stop."

50 Section 26. (1) That portion of Brickell Avenue situated  
51 within the corporate limits of the City of Miami and lying  
52 between S.E. 25th Street and the south shoreline of the Miami  
53 River is designated as a state historic road. No state funds  
54 shall be expended by any public body or agency to alter its  
55 location whether by extension of its boundaries or the extension  
56 of the name Brickell Avenue.

57 (2) Nothing in this section shall be construed to prevent  
58 the ordinary maintenance and repair of that portion of Brickell  
59 Avenue situated within the corporate limits of the City of Miami  
60 and lying between S.E. 25th Street and the south shoreline of  
61 the Miami River, provided the location of the historic road is  
62 preserved; to prevent the removal or replacement of any  
63 landscaping, including any hammock, banyan, or mahogany trees  
64 located on either side of the paved surface of the road or in  
65 the central media of the road; to prevent any work that is  
66 necessary for the public health or safety as determined by the  
67 agency having jurisdiction over that portion of Brickell Avenue  
68 described in subsection (1); to prevent the removal of invasive  
69 plant species on the roadway or right-of-way; to prevent such

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70 action deemed necessary to clear or maintain the road subsequent  
71 to a natural disaster such as a hurricane; to limit widening or  
72 physical changes to Brickell Avenue to improve vehicular or  
73 pedestrian movement; or to limit the commercial development  
74 adjacent to the roadway. The term "ordinary maintenance" means  
75 those activities necessary to preserve the existing traffic  
76 patterns and to accommodate the volume of traffic operating on  
77 that portion of Brickell Avenue described in subsection (1) as  
78 of July 1, 2007. However, the preservation of that portion of  
79 Brickell Avenue described in subsection (1) takes priority over  
80 considerations of traffic management, and the public safety  
81 shall not be construed to require alterations in that portion of  
82 Brickell Avenue described in subsection (1) or its landscaping  
83 when alternative means of promoting safety, including more  
84 restrictive regulations, are available.

85 Section 27. Subsection (26) of section 334.044, Florida  
86 Statutes, is amended to read:

87 334.044 Department; powers and duties.--The department  
88 shall have the following general powers and duties:

89 (26) To provide for the conservation of natural roadside  
90 growth and scenery and for the implementation and maintenance of  
91 roadside beautification programs. ~~To accomplish this, for fiscal~~  
92 ~~years 1999-2000, 2000-2001, and 2001-2002 no less than 1~~  
93 ~~percent, and for subsequent fiscal years no less than 1.5~~  
94 percent of the amount contracted for construction projects shall  
95 be allocated by the department to beautification programs.

96 Except where prohibited by federal law or federal regulation and  
97 to the extent practical, a minimum of 50 percent of these funds  
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HOUSE AMENDMENT

Bill No. CS/SB 138

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98 shall be used to purchase large plant materials with the  
99 remaining funds for other plant materials. All such plant ~~and~~  
100 ~~these~~ materials shall be purchased from Florida-based nurseryman  
101 stock on a uniform competitive bid basis. The department will  
102 develop grades and standards for landscaping materials purchased  
103 through this process. To accomplish these activities, the  
104 department may contract with nonprofit organizations having the  
105 primary purpose of developing youth employment opportunities.  
106

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

108 On page 1, lines 2-8,  
109 remove: All of said lines  
110

111 and insert:

112 An act relating to transportation facilities; designating John  
113 F. Cosgrove Highway, Arnold M. Velazquez Boulevard, Marilyn Culp  
114 Way, Dr. Leonard Cherdack Memorial Highway, Athalie Range  
115 Boulevard, Sigmund Zilber Memorial Highway, Raul L.  
116 Martinez/Jose Abreu Pass, Mayor Raul L. Martinez Street, and Dr.  
117 Vicente Grau-Imperatori Street in Miami-Dade County; designating  
118 William Nathey Bridge in Okaloosa County; directing the  
119 Department of Transportation to erect signage in Highlands  
120 County to honor Sergeant Nicholas Sottile; designating a portion  
121 of Brickell Avenue as a state historic road in Miami-Dade  
122 County; restricting certain alterations; amending s. 334.044,  
123 F.S.; revising provisions for the purchase of plant materials by  
124 the Department of Transportation for certain beautification  
125 programs;

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