

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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4/27/2007 7:22:13 AM

Amendment No.

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.--

Amendment No.

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
679515

4/27/2007 7:22:13 AM

Amendment No.

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
679515

4/27/2007 7:22:13 AM

Amendment No.

98 shall be used to purchase large plant materials, and with the
99 remaining funds shall be used for the purchase of other plant
100 materials. All such plant and these materials shall be purchased
101 from a Florida-based nurseryman of commercially grown nursery
102 stock on a uniform competitive bid basis pursuant to which
103 project-specific landscaping contracts are awarded directly by
104 the department on a project-specific basis in compliance with
105 the terms and conditions of competitive solicitation as set
106 forth in chapter 287. The cost of the program shall be paid by
107 vendors. The department will develop grades and standards for
108 landscaping materials purchased through this process. To
109 accomplish these activities, the department may contract with
110 nonprofit organizations having the primary purpose of developing
111 youth employment opportunities.

112

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

114 On page 1, lines 2-8,

115 remove: All of said lines

116

117 and insert:

118 An act relating to transportation facilities; designating John
119 F. Cosgrove Highway, Arnold M. Velazquez Boulevard, Marilyn Culp
120 Way, Dr. Leonard Cherdack Memorial Highway, Athalie Range
121 Boulevard, Sigmund Zilber Memorial Highway, Raul L.
122 Martinez/Jose Abreu Pass, Mayor Raul L. Martinez Street, and Dr.
123 Vicente Grau-Imperatori Street in Miami-Dade County; designating
124 William Nathey Bridge in Okaloosa County; directing the
125 Department of Transportation to erect signage in Highlands
679515

4/27/2007 7:22:13 AM

HOUSE AMENDMENT

Bill No. CS/SB 138

Amendment No.

126 County to honor Sergeant Nicholas Sottile; designating a portion
127 of Brickell Avenue as a state historic road in Miami-Dade
128 County; restricting certain alterations; amending s. 334.044,
129 F.S.; revising provisions for the purchase of plant materials by
130 the Department of Transportation for certain beautification
131 programs; requiring certain funds expended under construction
132 contracts to be used for the purchase of certain plant
133 materials; requiring the cost of the program to be paid by
134 vendors;

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4/27/2007 7:22:13 AM