

Bill No. CS for CS for CS for SB 1928

Barcode 493092

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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4	04/30/2007 12:10 PM	.	
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11 Senator Baker moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 8, line 10,

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16 insert:

17 Section 1. Paragraphs (b) and (c) of subsection (2) of  
18 section 20.23, Florida Statutes, are amended to read:

19 20.23 Department of Transportation.--There is created  
20 a Department of Transportation which shall be a decentralized  
21 agency.

22 (2)

23 (b) The commission shall have the primary functions

24 to:

25 1. Recommend major transportation policies for the  
26 Governor's approval, and assure that approved policies and any  
27 revisions thereto are properly executed.

28 2. Periodically review the status of the state  
29 transportation system including highway, transit, rail,  
30 seaport, intermodal development, and aviation components of  
31 the system and recommend improvements therein to the Governor

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1 and the Legislature.

2           3. Perform an in-depth evaluation of the annual  
3 department budget request, the Florida Transportation Plan,  
4 and the tentative work program for compliance with all  
5 applicable laws and established departmental policies. Except  
6 as specifically provided in s. 339.135(4)(c)2., (d), and (f),  
7 the commission may not consider individual construction  
8 projects, but shall consider methods of accomplishing the  
9 goals of the department in the most effective, efficient, and  
10 businesslike manner.

11           4. Monitor the financial status of the department on a  
12 regular basis to assure that the department is managing  
13 revenue and bond proceeds responsibly and in accordance with  
14 law and established policy.

15           5. Monitor on at least a quarterly basis, the  
16 efficiency, productivity, and management of the department,  
17 using performance and production standards developed by the  
18 commission pursuant to s. 334.045.

19           6. Perform an in-depth evaluation of the factors  
20 causing disruption of project schedules in the adopted work  
21 program and recommend to the Legislature and the Governor  
22 methods to eliminate or reduce the disruptive effects of these  
23 factors.

24           7. Recommend to the Governor and the Legislature  
25 improvements to the department's organization in order to  
26 streamline and optimize the efficiency of the department. In  
27 reviewing the department's organization, the commission shall  
28 determine if the current district organizational structure is  
29 responsive to Florida's changing economic and demographic  
30 development patterns. The initial report by the commission  
31 must be delivered to the Governor and Legislature by December

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1 15, 2000, and each year thereafter, as appropriate. The  
 2 commission may retain such experts as are reasonably necessary  
 3 to effectuate this subparagraph, and the department shall pay  
 4 the expenses of such experts.

5 8. Monitor the efficiency, productivity, and  
 6 management of the authorities created under chapters 343 and  
 7 348, including any authority formed using the provisions of  
 8 part I of chapter 348. The commission shall also conduct  
 9 periodic reviews of each authority's operations and budget,  
 10 acquisition of property, management of revenue and bond  
 11 proceeds, and compliance with applicable laws and generally  
 12 accepted accounting principles.

13 (c) The commission or a member thereof may not enter  
 14 into the day-to-day operation of the department or a monitored  
 15 authority and is specifically prohibited from taking part in:

- 16 1. The awarding of contracts.
- 17 2. The selection of a consultant or contractor or the
- 18 prequalification of any individual consultant or contractor.
- 19 However, the commission may recommend to the secretary
- 20 standards and policies governing the procedure for selection
- 21 and prequalification of consultants and contractors.
- 22 3. The selection of a route for a specific project.
- 23 4. The specific location of a transportation facility.
- 24 5. The acquisition of rights-of-way.
- 25 6. The employment, promotion, demotion, suspension,
- 26 transfer, or discharge of any department personnel.
- 27 7. The granting, denial, suspension, or revocation of
- 28 any license or permit issued by the department.

29  
 30 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3            On page 1, line 2, after the semicolon,

4

5 insert:

6            amending s. 20.23, F.S.; requiring the  
7            commission to monitor transportation  
8            authorities and conduct periodic reviews of  
9            each authority; prohibiting a member of the  
10           commission from entering into the day-to-day  
11           operation of a monitored authority;

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