

Bill No. CS for CS for CS for SB 1928

Barcode 824714

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

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11 Senator Baker moved the following amendment:

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

14 On page 8, line 10,

16 insert:

17 Section 1. Paragraphs (b), (c), and (h) of subsection
18 (2) of 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 (h) The commission shall appoint an executive director
30 and assistant executive director, who shall serve under the
31 direction, supervision, and control of the commission. The

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1 executive director, with the consent of the commission, shall
 2 employ such staff as are necessary to perform adequately the
 3 functions of the commission, within budgetary limitations.
 4 All employees of the commission are exempt from part II of
 5 chapter 110 and shall serve at the pleasure of the commission.
 6 The salaries and benefits of all employees of the commission,
 7 except for the executive director, shall be set in accordance
 8 with the Selected Exempt Service; ~~provided,~~ however, the
 9 salary and benefits of the executive director shall be set in
 10 accordance with the Senior Management Service. ~~that~~ The
 11 commission shall have complete authority for fixing the salary
 12 of the executive director and assistant executive director.

13

14 (Redesignate subsequent sections.)

15

16

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

18 And the title is amended as follows:

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

20

21 insert:

22 amending s. 20.23, F.S.; requiring the
 23 commission to monitor transportation
 24 authorities and conduct periodic reviews of
 25 each authority; prohibiting a member of the
 26 commission from entering into the day-to-day
 27 operation of a monitored authority; requiring
 28 that the salary and benefits of the executive
 29 director of the commission be set in accordance
 30 with the Senior Management Service;

31