



1           Section 1. Subsection (1) of section 311.22, Florida  
2 Statutes, is amended to read:

3           311.22 Additional authorization for funding certain  
4 dredging projects.--

5           (1) The Florida Seaport Transportation and Economic  
6 Development Council shall establish a program to fund dredging  
7 projects in counties having a population of fewer than 300,000  
8 according to the last official census. Funds made available  
9 under this program may be used to fund approved projects for  
10 the dredging or deepening of channels, turning basins, or  
11 harbors on a 25-percent local ~~50-50~~ matching basis with any  
12 port authority, as such term is defined in s. 315.02(2), which  
13 complies with the permitting requirements in part IV of  
14 chapter 373 and the local financial management and reporting  
15 provisions of part III of chapter 218.

16           Section 2. Section 320.20, Florida Statutes, is  
17 amended to read:

18           320.20 Disposition of license tax moneys.--The revenue  
19 derived from the registration of motor vehicles, including any  
20 delinquent fees and excluding those revenues collected and  
21 distributed under the provisions of s. 320.081, must be  
22 distributed monthly, as collected, as follows:

23           (1) The first proceeds, to the extent necessary to  
24 comply with the provisions of s. 18, Art. XII of the State  
25 Constitution of 1885, as adopted by s. 9(d), Art. XII, 1968  
26 revised constitution, and the additional provisions of s. 9(d)  
27 and s. 1010.57, must be deposited in the district Capital  
28 Outlay and Debt Service School Trust Fund.

29           (2) Twenty-five million dollars per year of such  
30 revenues must be deposited in the State Transportation Trust  
31 Fund, with priority use assigned to completion of the

1 interstate highway system. However, any excess funds may be  
2 utilized for general transportation purposes, consistent with  
3 the Department of Transportation's legislatively approved  
4 objectives.

5 (3) Notwithstanding any other provision of law except  
6 subsections (1) and (2), on July 1, 1996, and annually  
7 thereafter, \$15 million shall be deposited in the State  
8 Transportation Trust Fund solely for the purposes of funding  
9 the Florida Seaport Transportation and Economic Development  
10 Program as provided for in chapter 311. Such revenues shall  
11 be distributed to any port listed in s. 311.09(1), to be used  
12 for funding projects as follows:

13 (a) For any seaport intermodal access projects that  
14 are identified in the tentative work program of the Department  
15 of Transportation for the 2007-2008 to 2011-2012 fiscal years,  
16 up to the amounts needed to offset the funding requirements of  
17 this section.

18 (b) For seaport intermodal access projects as  
19 described in s. 341.053(5) which are identified in the 5-year  
20 Florida Seaport Mission Plan as provided in s. 311.09(3),  
21 funding shall require at least a 25-percent match of the funds  
22 received pursuant to this subsection. Matching funds shall  
23 come from any port funds, federal funds, local funds, or  
24 private funds.

25 (c) For seaport projects as described in s.  
26 311.07(3)(b), funds shall be provided on a 50-50 matching  
27 basis.

28 (d) For seaport intermodal access projects that  
29 involve the dredging or deepening of channels, turning basins,  
30 or harbors, or the construction or rehabilitation of wharves,  
31 docks, or similar structures, funding shall require at least a

1 25-percent match of the funds received pursuant to this  
2 subsection. Matching funds shall come from any port funds,  
3 federal funds, local funds, or private funds. ~~on a 50-50~~  
4 ~~matching basis to any port listed in s. 311.09(1) to be used~~  
5 ~~for funding projects as described in s. 311.07(3)(b).~~

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7 Such revenues may be assigned, pledged, or set aside as a  
8 trust for the payment of principal or interest on bonds, tax  
9 anticipation certificates, or any other form of indebtedness  
10 issued by an individual port or appropriate local government  
11 having jurisdiction thereof, or collectively by interlocal  
12 agreement among any of the ports, or used to purchase credit  
13 support to permit such borrowings. However, such debt shall  
14 not constitute a general obligation of the State of Florida.  
15 The state does hereby covenant with holders of such revenue  
16 bonds or other instruments of indebtedness issued hereunder  
17 that it will not repeal or impair or amend in any manner which  
18 will materially and adversely affect the rights of such  
19 holders so long as bonds authorized by this section are  
20 outstanding. Any revenues which are not pledged to the  
21 repayment of bonds as authorized by this section may be  
22 utilized for purposes authorized under the Florida Seaport  
23 Transportation and Economic Development Program. This revenue  
24 source is in addition to any amounts provided for and  
25 appropriated in accordance with s. 311.07. The Florida  
26 Seaport Transportation and Economic Development Council shall  
27 submit to the Department of Transportation a list of strategic  
28 transportation, economic development, and freight mobility  
29 projects that contribute to the economic growth of the state  
30 ~~and that approve distribution of funds to ports for projects~~  
31 ~~which~~ have been approved pursuant to s. 311.09(5)-(9). The

1 council and the Department of Transportation shall mutually  
2 agree upon the prioritization and selection of projects for  
3 funding. The Department of Transportation shall include the  
4 selected projects for funding in the tentative work program  
5 developed pursuant to s. 339.135. The council and the  
6 Department of Transportation are authorized to perform such  
7 acts as are required to facilitate and implement the  
8 provisions of this subsection, including the funding of  
9 approved projects by the use of other state funding programs,  
10 local contributions from seaports, and the creative use of  
11 federal funds. To better enable the ports to cooperate to  
12 their mutual advantage, the governing body of each port may  
13 exercise powers provided to municipalities or counties in s.  
14 163.01(7)(d) subject to the provisions of chapter 311 and  
15 special acts, if any, pertaining to a port. The use of funds  
16 provided pursuant to this subsection are limited to eligible  
17 projects listed in this subsection. Income derived from a  
18 project completed with the use of program funds, beyond  
19 operating costs and debt service, shall be restricted to  
20 further port capital improvements consistent with maritime  
21 purposes and for no other purpose. Use of such income for  
22 nonmaritime purposes is prohibited. The provisions of s.  
23 311.07(4) do not apply to any funds received pursuant to this  
24 subsection. The revenues available under this subsection shall  
25 not be pledged to the payment of any bonds other than the  
26 Florida Ports Financing Commission Series 1996 and Series 1999  
27 Bonds currently outstanding; provided, however, such revenues  
28 may be pledged to secure payment of refunding bonds to  
29 refinance the Florida Ports Financing Commission Series 1996  
30 and Series 1999 Bonds. ~~No refunding bonds secured by revenues~~  
31 ~~available under this subsection may be issued with a final~~

1 ~~maturity later than the final maturity of the Florida Ports~~  
2 ~~Financing Commission Series 1996 and Series 1999 Bonds or~~  
3 ~~which provide for higher debt service in any year than is~~  
4 ~~currently payable on such bonds.~~ Any revenue bonds or other  
5 indebtedness issued after July 1, 2000, including other than  
6 refunding bonds, shall be issued by the Division of Bond  
7 Finance at the request of the Department of Transportation  
8 pursuant to the State Bond Act.

9 (4) Notwithstanding any other provision of law except  
10 subsections (1), (2), and (3), on July 1, 1999, and annually  
11 thereafter, \$10 million shall be deposited in the State  
12 Transportation Trust Fund solely for the purposes of funding  
13 the Florida Seaport Transportation and Economic Development  
14 Program as provided in chapter 311 and for funding seaport  
15 intermodal access projects of statewide significance as  
16 provided in s. 341.053. Such revenues shall be distributed to  
17 any port listed in s. 311.09(1), to be used for funding  
18 projects as follows:

19 (a) For any seaport intermodal access projects that  
20 are identified in the 1997-1998 Tentative Work Program of the  
21 Department of Transportation, up to the amounts needed to  
22 offset the funding requirements of this section.

23 (b) For seaport intermodal access projects as  
24 described in s. 341.053(5) that are identified in the 5-year  
25 Florida Seaport Mission Plan as provided in s. 311.09(3).  
26 Funding for such projects shall be on a matching basis as  
27 mutually determined by the Florida Seaport Transportation and  
28 Economic Development Council and the Department of  
29 Transportation, provided a minimum of 25 percent of total  
30 project funds shall come from any port funds, local funds,  
31 private funds, or specifically earmarked federal funds.

1 (c) On a 50-50 matching basis for projects as  
2 described in s. 311.07(3)(b).

3 (d) For seaport intermodal access projects that  
4 involve the dredging or deepening of channels, turning basins,  
5 or harbors, ~~+~~ or the construction or rehabilitation of wharves,  
6 docks, or similar structures. Funding for such projects shall  
7 require a 25-percent match of the funds received pursuant to  
8 this subsection. Matching funds shall come from any port  
9 funds, federal funds, local funds, or private funds.

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11 Such revenues may be assigned, pledged, or set aside as a  
12 trust for the payment of principal or interest on bonds, tax  
13 anticipation certificates, or any other form of indebtedness  
14 issued by an individual port or appropriate local government  
15 having jurisdiction thereof, or collectively by interlocal  
16 agreement among any of the ports, or used to purchase credit  
17 support to permit such borrowings. However, such debt shall  
18 not constitute a general obligation of the state. This state  
19 does hereby covenant with holders of such revenue bonds or  
20 other instruments of indebtedness issued hereunder that it  
21 will not repeal or impair or amend this subsection in any  
22 manner which will materially and adversely affect the rights  
23 of holders so long as bonds authorized by this subsection are  
24 outstanding. Any revenues that are not pledged to the  
25 repayment of bonds as authorized by this section may be  
26 utilized for purposes authorized under the Florida Seaport  
27 Transportation and Economic Development Program. This revenue  
28 source is in addition to any amounts provided for and  
29 appropriated in accordance with s. 311.07 and subsection (3).  
30 The Florida Seaport Transportation and Economic Development  
31 Council shall submit to the Department of Transportation a

1 list of strategic transportation, economic development, and  
2 freight mobility projects that contribute to the economic  
3 growth of the state and ~~approve distribution of funds to ports~~  
4 ~~for projects~~ that have been approved pursuant to s.  
5 311.09(5)-(9), or that have been approved for seaport  
6 intermodal access projects identified in the 5-year Florida  
7 Seaport Mission Plan as provided in s. 311.09(3) ~~and mutually~~  
8 ~~agreed upon by the FSTED Council and the Department of~~  
9 ~~Transportation. The council and the Department of~~  
10 Transportation shall mutually agree upon the prioritization  
11 and selection of projects for funding. The Department of  
12 Transportation shall include the selected projects for funding  
13 in the tentative work program developed pursuant to s.  
14 339.135. All contracts for actual construction of projects  
15 authorized by this subsection must include a provision  
16 encouraging employment of participants in the welfare  
17 transition program. The goal for employment of participants in  
18 the welfare transition program is 25 percent of all new  
19 employees employed specifically for the project, unless the  
20 Department of Transportation and the Florida Seaport  
21 Transportation and Economic Development Council demonstrate  
22 that such a requirement would severely hamper the successful  
23 completion of the project. In such an instance, Workforce  
24 Florida, Inc., shall establish an appropriate percentage of  
25 employees that must be participants in the welfare transition  
26 program. The council and the Department of Transportation are  
27 authorized to perform such acts as are required to facilitate  
28 and implement the provisions of this subsection, including the  
29 funding of approved projects by the use of other state funding  
30 programs, local contributions from seaports, and the creative  
31 use of federal funds. To better enable the ports to cooperate



1 | to their mutual advantage, the governing body of each port may  
2 | exercise powers provided to municipalities or counties in s.  
3 | 163.01(7)(d) subject to the provisions of chapter 311 and  
4 | special acts, if any, pertaining to a port. The use of funds  
5 | provided pursuant to this subsection is limited to eligible  
6 | projects listed in this subsection. The provisions of s.  
7 | 311.07(4) do not apply to any funds received pursuant to this  
8 | subsection. The revenues available under this subsection shall  
9 | not be pledged to the payment of any bonds other than the  
10 | Florida Ports Financing Commission Series 1996 and Series 1999  
11 | Bonds currently outstanding; provided, however, such revenues  
12 | may be pledged to secure payment of refunding bonds to  
13 | refinance the Florida Ports Financing Commission Series 1996  
14 | and Series 1999 Bonds. ~~No refunding bonds secured by revenues~~  
15 | ~~available under this subsection may be issued with a final~~  
16 | ~~maturity later than the final maturity of the Florida Ports~~  
17 | ~~Financing Commission Series 1996 and Series 1999 Bonds or~~  
18 | ~~which provide for higher debt service in any year than is~~  
19 | ~~currently payable on such bonds.~~ Any revenue bonds or other  
20 | indebtedness issued after July 1, 2000, including other than  
21 | refunding bonds, shall be issued by the Division of Bond  
22 | Finance at the request of the Department of Transportation  
23 | pursuant to the State Bond Act.

24 |       (5) Notwithstanding any other provision of law except  
25 | subsections (1), (2), (3), and (4), on July 1, 2007, and  
26 | annually thereafter, \$10 million shall be deposited in the  
27 | State Transportation Trust Fund solely to fund the Florida  
28 | Seaport Transportation and Economic Development Program as  
29 | provided in chapter 311 and to fund seaport intermodal access  
30 | projects of statewide significance as provided in s. 341.053.

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1 Such revenues shall be distributed to any port listed in s.  
2 311.09(1), to be used for funding projects as follows:

3 (a) For any seaport intermodal access projects that  
4 are identified in the Tentative Work Program of the Department  
5 of Transportation for the 2007-2008 to 2011-2012 fiscal years,  
6 up to the amounts needed to offset the funding requirements of  
7 this section.

8 (b) For seaport intermodal access projects as  
9 described in s. 341.053(5) which are identified in the 5-year  
10 Florida Seaport Mission Plan as provided in s. 311.09(3),  
11 funding shall require at least a 25-percent match of the funds  
12 received pursuant to this subsection. Matching funds shall  
13 come from any port funds, federal funds, local funds, or  
14 private funds.

15 (c) For seaport projects as described in s.  
16 311.07(3)(b), funds shall be provided on a 50-50 matching  
17 basis.

18 (d) For seaport intermodal access projects that  
19 involve the dredging or deepening of channels, turning basins,  
20 or harbors, or the construction or rehabilitation of wharves,  
21 docks, or similar structures, funding shall require at least a  
22 25-percent match of the funds received pursuant to this  
23 subsection. Matching funds shall come from any port funds,  
24 federal funds, local funds, or private funds.

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26 Such revenues may be assigned, pledged, or set aside as a  
27 trust for the payment of principal or interest on bonds, tax  
28 anticipation certificates, or any other form of indebtedness  
29 issued by the Division of Bond Finance at the request of the  
30 Department of Transportation pursuant to the State Bond Act.  
31 However, such debt does not constitute a general obligation of

1 the state. This state covenants with holders of such revenue  
2 bonds or other instruments of indebtedness issued under this  
3 subsection that it will not repeal or impair or amend this  
4 subsection in any manner that will materially and adversely  
5 affect the rights of holders so long as bonds authorized by  
6 this subsection are outstanding. Any revenues that are not  
7 pledged to the repayment of bonds as authorized by this  
8 subsection may be used for purposes authorized under the  
9 Florida Seaport Transportation and Economic Development  
10 Program. This revenue source is in addition to any amounts  
11 provided for and appropriated in accordance with s. 311.07 and  
12 subsections (3) and (4). The Florida Seaport Transportation  
13 and Economic Development Council shall submit to the  
14 Department of Transportation a list of strategic  
15 transportation, economic development, and freight mobility  
16 projects that contribute to the economic growth of the state  
17 and that have been approved pursuant to s. 311.09(5)-(9), or  
18 that have been approved for seaport intermodal access projects  
19 identified in the 5-year Florida Seaport Mission Plan as  
20 provided in s. 311.09(3). The council and the Department of  
21 Transportation shall mutually agree upon the prioritization  
22 and selection of projects for funding. The Department of  
23 Transportation shall include the selected projects for funding  
24 in the tentative work program developed pursuant to s.  
25 339.135. The council and the Department of Transportation may  
26 perform such acts as are required to facilitate and implement  
27 this subsection, including the funding of approved projects by  
28 the use of other state funding programs, local contributions  
29 from seaports, and the creative use of federal funds. To  
30 better enable the ports to cooperate to their mutual  
31 advantage, the governing body of each port may exercise powers

1 provided to municipalities or counties in s. 163.01(7)(d),  
2 subject to chapter 311 and any special acts pertaining to the  
3 port. The use of funds provided under this subsection is  
4 limited to eligible projects listed in this subsection.  
5 Section 311.07(4) does not apply to any funds received  
6 pursuant to this subsection. The Florida Ports Financing  
7 Commission shall cause any revenue bonds or other indebtedness  
8 issued pursuant to this subsection to be issued in a manner  
9 that ensures that the greatest amount of revenue is available  
10 for eligible port projects. The commission shall consult with  
11 the Division of Bond Finance relating to the issuance of any  
12 revenue bonds.

13 ~~(6)(a)(5)(a)~~ Except as provided in paragraph (c), the  
14 remainder of such revenues must be deposited in the State  
15 Transportation Trust Fund.

16 (b) The Chief Financial Officer each month shall  
17 deposit in the State Transportation Trust Fund an amount,  
18 drawn from other funds in the State Treasury which are not  
19 immediately needed or are otherwise in excess of the amount  
20 necessary to meet the requirements of the State Treasury,  
21 which when added to such remaining revenues each month will  
22 equal one-twelfth of the amount of the anticipated annual  
23 revenues to be deposited in the State Transportation Trust  
24 Fund under paragraph (a) as determined by the Chief Financial  
25 Officer after consultation with the revenue estimating  
26 conference held pursuant to s. 216.136(3). The transfers  
27 required hereunder may be suspended by action of the  
28 Legislative Budget Commission in the event of a significant  
29 shortfall of state revenues.

30 (c) In any month in which the remaining revenues  
31 derived from the registration of motor vehicles exceed

1 one-twelfth of those anticipated annual remaining revenues as  
2 determined by the Chief Financial Officer after consultation  
3 with the revenue estimating conference, the excess shall be  
4 credited to those state funds in the State Treasury from which  
5 the amount was originally drawn, up to the amount which was  
6 deposited in the State Transportation Trust Fund under  
7 paragraph (b). A final adjustment must be made in the last  
8 months of a fiscal year so that the total revenue deposited in  
9 the State Transportation Trust Fund each year equals the  
10 amount derived from the registration of motor vehicles, less  
11 the amount distributed under subsection (1). For the purposes  
12 of this paragraph and paragraph (b), the term "remaining  
13 revenues" means all revenues deposited into the State  
14 Transportation Trust Fund under paragraph (a) and subsections  
15 (2) and (3). In order that interest earnings continue to  
16 accrue to the General Revenue Fund, the Department of  
17 Transportation may not invest an amount equal to the  
18 cumulative amount of funds deposited in the State  
19 Transportation Trust Fund under paragraph (b) less funds  
20 credited under this paragraph as computed on a monthly basis.  
21 The amounts to be credited under this and the preceding  
22 paragraph must be calculated and certified to the Chief  
23 Financial Officer by the Executive Office of the Governor.

24 Section 3. This act shall take effect July 1, 2007.  
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SENATE SUMMARY

Modifies the funding for certain dredging projects in specified counties. Revises the distribution of certain license tax moneys used for certain seaport intermodal access projects. Requires the Florida Seaport Transportation and Economic Development Council to submit a list of certain projects to the Department of Transportation and requires that both entities select projects for funding. Provides for the issuance of refunding bonds by the Division of Bond Finance. Provides for funding the construction of wharves and docks. Provides funding for the Florida Seaport Transportation and Economic Development Program and certain seaport, intermodal access projects. Provides for the distribution of revenue for such projects.

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