

Amendment No.

CHAMBER ACTION

Senate

House



1 Representative(s) Bucher offered the following:

2

3 **Amendment to Amendment (569577)**

4 Remove line(s) 40-136 and insert:

5 within a transportation concurrency backlog area except school
6 districts.

7 (2) CREATION OF TRANSPORTATION CONCURRENCY BACKLOG
8 AUTHORITIES.--

9 (a) A county or municipality may create a transportation
10 concurrency backlog authority if it has an identified
11 transportation concurrency backlog.

12 (b) Acting as the transportation concurrency backlog
13 authority within its jurisdictional boundary, the governing body
14 of a county or municipality shall adopt and implement a plan to
15 eliminate all identified transportation concurrency backlogs
16 within its jurisdiction using funds provided pursuant to

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17 subsection (5) and as otherwise provided pursuant to this
18 section.

19 (3) POWERS OF A TRANSPORTATION CONCURRENCY BACKLOG
20 AUTHORITY.--Each transportation concurrency backlog authority
21 has the powers necessary or convenient to carry out the purposes
22 of this section, including the following powers in addition to
23 others granted in this section:

24 (a) To make and execute contracts and other instruments
25 necessary or convenient to the exercise of its powers under this
26 section.

27 (b) To undertake and carry out transportation concurrency
28 backlog projects for all transportation facilities that have a
29 concurrency backlog within the authority's jurisdiction.
30 Concurrency backlog projects may include transportation
31 facilities that provide for alternative modes of travel
32 including sidewalks, bikeways, and mass transit which are
33 related to a backlogged transportation facility.

34 (c) To invest any transportation concurrency backlog funds
35 held in reserve, sinking funds, or any such funds not required
36 for immediate disbursement in property or securities in which
37 savings banks may legally invest funds subject to the control of
38 the authority and to redeem such bonds as have been issued
39 pursuant to this section at the redemption price established
40 therein, or to purchase such bonds at less than redemption
41 price. All such bonds redeemed or purchased shall be canceled.

42 (d) To borrow money, apply for and accept advances, loans,
43 grants, contributions, and any other forms of financial
44 assistance from the Federal Government or the state, county, or
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45 any other public body or from any sources, public or private,
46 for the purposes of this part, to give such security as may be
47 required, to enter into and carry out contracts or agreements,
48 and to include in any contracts for financial assistance with
49 the Federal Government for or with respect to a transportation
50 concurrency backlog project and related activities such
51 conditions imposed pursuant to federal laws as the
52 transportation concurrency backlog authority considers
53 reasonable and appropriate and which are not inconsistent with
54 the purposes of this section.

55 (e) To make or have made all surveys and plans necessary
56 to the carrying out of the purposes of this section, to contract
57 with any persons, public or private, in making and carrying out
58 such plans, and to adopt, approve, modify, or amend such
59 transportation concurrency backlog plans.

60 (f) To appropriate such funds and make such expenditures
61 as are necessary to carry out the purposes of this section, and
62 to enter into agreements with other public bodies, which
63 agreements may extend over any period notwithstanding any
64 provision or rule of law to the contrary.

65 (4) TRANSPORTATION CONCURRENCY BACKLOG PLANS.--

66 (a) Each transportation concurrency backlog authority
67 shall adopt a transportation concurrency backlog plan as a part
68 of the local government comprehensive plan within 6 months after
69 the creation of the authority. The plan shall:

70 1. Identify all transportation facilities that have been
71 designated as deficient and require the expenditure of moneys to
72 upgrade, modify, or mitigate the deficiency.

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73 2. Include a priority listing of all transportation
74 facilities that have been designated as deficient and do not
75 satisfy concurrency requirements pursuant to s. 163.3180, and
76 the applicable local government comprehensive plan.

77 3. Establish a schedule for financing and construction of
78 transportation concurrency backlog projects that will eliminate
79 transportation concurrency backlogs within the jurisdiction of
80 the authority within 10 years after the transportation
81 concurrency backlog plan adoption. The schedule shall be adopted
82 as part of the local government comprehensive plan.

83 (b) The adoption of the transportation concurrency backlog
84 plan shall be exempt from the provisions of s. 163.3187(1).

85 (5) ESTABLISHMENT OF LOCAL TRUST FUND.--The transportation
86 concurrency backlog authority shall establish a local
87 transportation concurrency backlog trust fund upon creation of
88 the authority. Each local trust fund shall be administered by
89 the transportation concurrency backlog authority within which a
90 transportation concurrency backlog has been identified.
91 Beginning in the first fiscal year after the creation of the
92 authority, each local trust fund shall be funded by the proceeds
93 of an ad valorem tax increment collected within each
94 transportation concurrency backlog area to be determined
95 annually and shall be 25 percent of the difference between:

96 (a) The amount of ad valorem tax levied each year by each
97 taxing authority, exclusive of any amount from any debt service
98 millage, on taxable real property contained within the
99 jurisdiction of the transportation concurrency backlog authority
100 and within the transportation backlog area; and

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(LATE FILED)

HOUSE AMENDMENT

Bill No. CS/CS/HB 985

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101 (b) The amount of ad valorem taxes which would have been
102 produced by a rate upon which the tax is levied each year prior
103 to the effective date of the ordinance funding the trust fund by
104 or

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