

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative(s) Glorioso offered the following:

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**Amendment (with title amendment)**

Between lines 1859 and 1860, insert:

Section 31. Paragraphs (c) and (d) of subsection (7) of section 339.135, Florida Statutes, are amended to read:

339.135 Work program; legislative budget request; definitions; preparation, adoption, execution, and amendment.--

(7) AMENDMENT OF THE ADOPTED WORK PROGRAM.--

(c) The department may amend the adopted work program to transfer fixed capital outlay appropriations for projects within the same appropriations category or between appropriations categories, including the following amendments which shall be subject to the procedures in paragraph (d):

1. Any amendment that ~~which~~ deletes any project or project phase;

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17           2. Any amendment that ~~which~~ adds a project estimated to  
18 cost over \$150,000 in funds appropriated by the Legislature;

19           3. Any amendment that ~~which~~ advances or defers to another  
20 fiscal year, a right-of-way phase, a construction phase, or a  
21 public transportation project phase estimated to cost over  
22 \$500,000 in funds appropriated by the Legislature, except an  
23 amendment advancing or deferring a phase for a period of 90 days  
24 or less; or

25           4. Any amendment that ~~which~~ advances or defers to another  
26 fiscal year, any preliminary engineering phase or design phase  
27 estimated to cost over \$150,000 in funds appropriated by the  
28 Legislature, except an amendment advancing or deferring a phase  
29 for a period of 90 days or less.

30           (d)1. Whenever the department proposes any amendment to  
31 the adopted work program, which amendment is defined in  
32 subparagraph (c)1., subparagraph (c)2., subparagraph (c)3., or  
33 subparagraph (c)4., it shall submit the proposed amendment to  
34 the Governor for approval and shall immediately notify the  
35 chairs of the legislative appropriations committees, the chairs  
36 of the legislative transportation committees, each member of the  
37 Legislature who represents a district affected by the proposed  
38 amendment, each metropolitan planning organization affected by  
39 the proposed amendment, and each unit of local government  
40 affected by the proposed amendment. Such proposed amendment  
41 shall provide a complete justification of the need for the  
42 proposed amendment.

43           2.a. Whenever the department proposes any amendment to the  
44 adopted work program, which amendment is defined in subparagraph  
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45 (c)1., subparagraph (c)2., subparagraph (c)3., or subparagraph  
46 (c)4., to a project or project phase scheduled within the first  
47 3 years of the work program which would have the effect of  
48 deleting or delaying programmed improvements in traffic-carrying  
49 capacity, as typically measured by a local government's  
50 concurrency management system, it shall notify each local  
51 government and each metropolitan planning organization affected  
52 by the amendment. The notification must be sent by either  
53 certified mail or return receipt requested electronic mail to  
54 the chief elected official of each local government and  
55 distinguish whether the amendment relates to a capacity  
56 improvement or a noncapacity improvement. Each affected local  
57 government shall have 14 days to provide written comments to the  
58 department regarding how the amendment will impact its  
59 respective concurrency management system, including whether any  
60 development permits were issued contingent upon the capacity  
61 improvement, if applicable, of the subject amendment.

62 b. After the department's receipt of written comments from  
63 the affected local governments, the department shall submit the  
64 proposed amendment to the Governor for approval and shall  
65 immediately notify the chairs of the legislative appropriations  
66 committees, the chairs of the legislative transportation  
67 committees, each member of the Legislature who represents a  
68 district affected by the proposed amendment, each metropolitan  
69 planning organization affected by the proposed amendment, and  
70 each unit of local government affected by the proposed  
71 amendment. Such proposed amendment shall provide a complete  
72 justification of the need for the proposed amendment and include

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73 any written comments submitted by the affected local  
74 governments.

75 ~~3.2-~~ The Governor shall not approve a proposed amendment  
76 until 14 days following the notification required in  
77 subparagraph 1.

78 ~~4.3-~~ If either of the chairs of the legislative  
79 appropriations committees or the President of the Senate or the  
80 Speaker of the House of Representatives objects in writing to a  
81 proposed amendment within 14 days following notification and  
82 specifies the reasons for such objection, the Governor shall  
83 disapprove the proposed amendment.

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

87 Remove line 148 and insert:  
88 of the proposed fees; removing a reference to conform; amending  
89 s. 339.135, F.S.; requiring the department to notify certain  
90 local government officials of certain proposed amendments to its  
91 adopted work program; providing for comments from the local  
92 government that would be affected by the amendment; providing  
93 procedures for approval of the amendment;