

Amendment No.

CHAMBER ACTION

Senate

House



1 Representative(s) Zapata offered the following:

2

3 **Amendment (with directory and title amendments)**

4 Between lines 3465 and 3466, insert:

5 Section 52. Subsection (2) of section 348.0003, Florida  
6 Statutes, is amended to read:

7 348.0003 Expressway authority; formation; membership.--

8 (2) The governing body of an authority shall consist of

9 not fewer than five nor more than nine voting members. The

10 district secretary of the affected department district shall

11 serve as a nonvoting member of the governing body of each

12 authority located within the district. Each member of the

13 governing body must at all times during his or her term of

14 office be a permanent resident of the county which he or she is

15 appointed to represent.

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16 (a) Two members of the authority shall be appointed for  
17 terms of 4 years by the Governor, subject to confirmation by the  
18 Senate. Such persons may not hold elective office during their  
19 terms of office.

20 (b) For a single-county authority, the remaining members  
21 shall be appointed by the board of county commissioners for  
22 terms of 3 years.

23 (c) For a multicounty authority, the remaining members  
24 shall be apportioned, based on the population of such counties,  
25 among the counties within the authority. Each such member shall  
26 be appointed by the applicable board of county commissioners for  
27 a term of 3 years.

28 (d) Notwithstanding any provision to the contrary in this  
29 subsection, in any county as defined in s. 125.011(1), the  
30 governing body shall be abolished on or before December 31,  
31 2007. Prior to the termination of the existing governing body, a  
32 new governing body consisting of an authority shall consist of  
33 up to 13 7 members shall be appointed as follows:; and the  
34 following provisions of this paragraph shall apply specifically  
35 to such authority. Except for the district secretary of the  
36 department, the members must be residents of the county. Seven  
37 voting members shall be appointed by the governing body of the  
38 county. At the discretion of the governing body of the county,  
39 up to two of the members appointed by the governing body of the  
40 county may be elected officials residing in the county. Five  
41 voting members of the authority shall be appointed by the  
42 Governor. One member shall be the district secretary of the  
43 department serving in the district that contains such county.

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44 ~~This member shall be an ex officio voting member of the~~  
45 ~~authority. If the governing board of an authority includes any~~  
46 ~~member originally appointed by the governing body of the county~~  
47 ~~as a nonvoting member, when the term of such member expires,~~  
48 ~~that member shall be replaced by a member appointed by the~~  
49 ~~Governor until the governing body of the authority is composed~~  
50 ~~of seven members appointed by the governing body of the county~~  
51 ~~and five members appointed by the Governor.~~

52 1. Three voting members shall be appointed by the Board of  
53 County Commissioners encompassing the county served by the  
54 authority.

55 2. Three voting members shall be appointed by the Governor  
56 subject to confirmation by the Senate at the next regular  
57 session of the Legislature. Refusal or failure of the Senate to  
58 confirm an appointment shall create a vacancy.

59 3. One member shall be the district secretary of the  
60 Department of Transportation serving in the district that  
61 contains the county served by the authority, who shall serve ex  
62 officio.

63 4. Each such member's term of office shall be for 4 years  
64 or until his or her successor shall have been appointed and  
65 qualified. However, for the purpose of providing staggered  
66 terms, of the initial appointments by the Governor and the Board  
67 of County Commissioners shall be as follows:

68 a. For the members to be appointed by the Governor; one  
69 member shall serve shall serve for 1 year; one member shall  
70 serve for 2 years; and one member shall serve for 3 years.

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71        b. For the members to be appointed by the the Board of  
72        County Commissioners; one member shall serve shall serve for 1  
73        year; one member shall serve for 2 years; and one member shall  
74        serve for 3 years.

75        (e) The qualifications, terms of office, and obligations  
76        and rights of members of the authority shall be determined by  
77        resolution or ordinance of the governing body of the county in a  
78        manner that is consistent with subsections (3) and (4).

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

80        Remove line(s) 266 and insert:  
81        purposes; revising membership provisions for certain expressway  
82        authorities; providing an effective date.