

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative(s) Zapata offered the following:

2  
3 **Substitute Amendment for Amendment (656615) (with title**  
4 **amendments)**

5 Between lines 3465 and 3466, insert:

6 Section 52. Paragraph (d) of subsection (2) and paragraph  
7 (c) of subsection (4) of section 348.0003, Florida Statutes, are  
8 amended to read:

9 348.0003 Expressway authority; formation; membership.--

10 (2) The governing body of an authority shall consist of  
11 not fewer than five nor more than nine voting members. The  
12 district secretary of the affected department district shall  
13 serve as a nonvoting member of the governing body of each  
14 authority located within the district. Each member of the  
15 governing body must at all times during his or her term of

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16 office be a permanent resident of the county which he or she is  
17 appointed to represent.

18 (d) Notwithstanding any provision to the contrary in this  
19 subsection, in any county as defined in s. 125.011(1), the  
20 governing body shall be abolished on or before December 31,  
21 2007. Prior to the termination of the existing governing body, a  
22 new governing body consisting of eight members shall be  
23 appointed as follows:

24 1. Three voting members shall be appointed by the board of  
25 county commissioners of the county served by the authority.  
26 Members appointed under this subparagraph shall serve a term of  
27 4 years each; however, for the purpose of providing staggered  
28 terms, the initial appointees shall serve terms as follows: one  
29 member shall serve for 1 year, one member shall serve for 2  
30 years, and one member shall serve for 3 years.

31 2. Four voting members shall be appointed by the Governor  
32 subject to confirmation by the Senate at the next regular  
33 session of the Legislature. Refusal or failure of the Senate to  
34 confirm an appointment shall create a vacancy. Members appointed  
35 under this subparagraph shall serve a term of 4 years each;  
36 however, for the purpose of providing staggered terms, the  
37 initial appointees shall serve terms as follows: one member  
38 shall serve for 1 year, one member shall serve for 2 years, one  
39 member shall serve for 3 years, and one member shall serve for 4  
40 years.

41 3. One member shall be the district secretary of the  
42 department serving in the district that contains the county  
43 served by the authority, who shall serve ex officio ~~of an~~

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44 ~~authority shall consist of up to 13 members, and the following~~  
45 ~~provisions of this paragraph shall apply specifically to such~~  
46 ~~authority. Except for the district secretary of the department,~~  
47 ~~the members must be residents of the county. Seven voting~~  
48 ~~members shall be appointed by the governing body of the county.~~  
49 ~~At the discretion of the governing body of the county, up to two~~  
50 ~~of the members appointed by the governing body of the county may~~  
51 ~~be elected officials residing in the county. Five voting members~~  
52 ~~of the authority shall be appointed by the Governor. One member~~  
53 ~~shall be the district secretary of the department serving in the~~  
54 ~~district that contains such county. This member shall be an ex~~  
55 ~~officio voting member of the authority. If the governing board~~  
56 ~~of an authority includes any member originally appointed by the~~  
57 ~~governing body of the county as a nonvoting member, when the~~  
58 ~~term of such member expires, that member shall be replaced by a~~  
59 ~~member appointed by the Governor until the governing body of the~~  
60 ~~authority is composed of seven members appointed by the~~  
61 ~~governing body of the county and five members appointed by the~~  
62 ~~Governor. The qualifications, terms of office, and obligations~~  
63 ~~and rights of members of the authority shall be determined by~~  
64 ~~resolution or ordinance of the governing body of the county in a~~  
65 ~~manner that is consistent with subsections (3) and (4).~~

66 (4)

67 (c) Members of an authority shall be required to comply  
68 with the applicable financial disclosure requirements of s. 8,  
69 Art. II of the State Constitution ss. 112.3145, 112.3148, and  
70 112.3149.

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71 Section 53. Subsection (8) of section 348.0004, Florida  
72 Statutes, is renumbered as subsection (10), and new subsection  
73 (8) is added to that section, to read:

74 348.0004 Purposes and powers.--

75 (8) In any county as defined in s. 125.011(1), an  
76 expressway authority shall not use surplus toll revenues for the  
77 purpose of payments to registered lobbyists as defined in s.  
78 11.045.

79  
80

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

82 Remove line 266 and insert:  
83 purposes; amending s. 348.0003, F.S.; revising provisions  
84 relating to membership of the governing bodies of specified  
85 expressway authorities; providing for termination of the  
86 existing governing bodies of such authorities and creation of  
87 new governing bodies; providing for membership and terms of  
88 office; revising members' financial disclosure requirements;  
89 amending s. 348.0004, F.S.; revising authorization for use of  
90 surplus toll revenue by specified expressway authorities;  
91 providing an effective date.