

By the Committee on Transportation; and Senator Baker

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1 A bill to be entitled

2 An act relating to the Department of Transportation;
3 amending s. 337.185, F.S.; providing for maintenance
4 contracts to be included in the types of claims settled by
5 the State Arbitration Board; amending s. 337.403, F.S.;
6 providing for the department or a local governmental
7 entity to pay the costs of removing or relocating a
8 utility that is interfering with the use of a road or rail
9 corridor; amending s. 338.01, F.S.; requiring that newly
10 installed electronic toll collection systems be
11 interoperable with the department's electronic toll
12 collection system; amending s. 338.165, F.S.; providing
13 that provisions requiring the continuation of tolls
14 following the discharge of bond indebtedness does not
15 apply to high-occupancy toll lanes or express lanes;
16 creating s. 338.166, F.S.; authorizing the department to
17 request that bonds be issued which are secured by toll
18 revenues from high-occupancy toll or express lanes in a
19 specified location; providing for the department to
20 continue to collect tolls after discharge of indebtedness;
21 authorizing the use of excess toll revenues for
22 improvements to the State Highway System; authorizing the
23 implementation of variable rate tolls on high-occupancy
24 toll lanes or express lanes; amending s. 338.2216, F.S.;
25 directing the turnpike enterprise to develop new
26 technologies and processes for the collection of tolls and
27 usage fees; amending s. 338.231, F.S.; eliminating
28 reference to uniform toll rates on the Florida Turnpike
29 System; authorizing the department to fix by rule and

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30 collect the amounts needed to cover toll collection costs;
31 amending s. 479.01, F.S.; redefining the term "automatic
32 changeable facing" as used in provisions governing outdoor
33 advertising; amending s. 479.07, F.S.; revising the
34 locations within which signs require permitting; providing
35 requirements for the placement of permit tags; requiring
36 the department to establish by rule a service fee and
37 specifications for replacement tags; amending s. 479.08,
38 F.S.; deleting a provision allowing a sign permittee to
39 correct false information that was knowingly provided to
40 the department; requiring the department to include
41 certain information in the notice of violation; amending
42 s. 479.11, F.S.; revising the description of prohibited
43 signs; amending s. 479.261, F.S.; revising requirements
44 for the logo sign program of the interstate highway
45 system; deleting provisions providing for permits to be
46 awarded to the highest bidders; requiring the department
47 to implement a rotation-based logo program; increasing the
48 permit fee for businesses that participate in the program;
49 providing an effective date.

50
51 Be It Enacted by the Legislature of the State of Florida:

52
53 Section 1. Subsections (1), (2), and (7) of section
54 337.185, Florida Statutes, are amended to read:

55 337.185 State Arbitration Board.--

56 (1) To facilitate the prompt settlement of claims for
57 additional compensation arising out of construction and
58 maintenance contracts between the department and the various

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59 | contractors with whom it transacts business, the Legislature does
60 | hereby establish the State Arbitration Board, referred to in this
61 | section as the "board." For the purpose of this section, "claim"
62 | means ~~shall mean~~ the aggregate of all outstanding claims by a
63 | party arising out of a construction or maintenance contract.
64 | Every contractual claim in an amount up to \$250,000 per contract
65 | or, at the claimant's option, up to \$500,000 per contract or,
66 | upon agreement of the parties, up to \$1 million per contract
67 | which ~~that~~ cannot be resolved by negotiation between the
68 | department and the contractor shall be arbitrated by the board
69 | after acceptance of the project by the department. As an
70 | exception, either party to the dispute may request that the claim
71 | be submitted to binding private arbitration. A court of law may
72 | not consider the settlement of such a claim until the process
73 | established by this section has been exhausted.

74 | (2) The board shall be composed of three members. One
75 | member shall be appointed by the head of the department, and one
76 | member shall be elected by those construction or maintenance
77 | companies who are under contract with the department. The third
78 | member shall be chosen by agreement of the other two members.
79 | Whenever the third member has a conflict of interest regarding
80 | affiliation with one of the parties, the other two members shall
81 | select an alternate member for that hearing. The head of the
82 | department may select an alternative or substitute to serve as
83 | the department member for any hearing or term. Each member shall
84 | serve a 2-year term. The board shall elect a chair, each term,
85 | who shall be the administrator of the board and custodian of its
86 | records.

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87 (7) The members of the board may receive compensation for
88 the performance of their duties hereunder, from administrative
89 fees received by the board, except that no employee of the
90 department may receive compensation from the board. The
91 compensation amount shall be determined by the board, but shall
92 not exceed \$125 per hour, up to a maximum of \$1,000 per day for
93 each member authorized to receive compensation. ~~Nothing in~~ This
94 section does not shall prevent the member elected by construction
95 or maintenance companies from being an employee of an association
96 affiliated with the industry, even if the sole responsibility of
97 that member is service on the board. Travel expenses for the
98 industry member may be paid by an industry association, if
99 necessary. The board may allocate funds annually for clerical and
100 other administrative services.

101 Section 2. Subsection (1) of section 337.403, Florida
102 Statutes, is amended to read:

103 337.403 Relocation of utility; expenses.--

104 (1) Any utility heretofore or hereafter placed upon, under,
105 over, or along any public road or publicly owned rail corridor
106 which ~~that~~ is found by the authority to be unreasonably
107 interfering in any way with the convenient, safe, or continuous
108 use, or the maintenance, improvement, extension, or expansion, of
109 such public road or publicly owned rail corridor shall, upon 30
110 days' written notice to the utility or its agent by the
111 authority, be removed or relocated by such utility at its own
112 expense except as provided in paragraphs (a), (b), ~~and~~ (c), and
113 (d).

114 (a) If the relocation of utility facilities, as referred to
115 in s. 111 of the Federal-Aid Highway Act of 1956, Pub. L. No. 627

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116 of the 84th Congress, is necessitated by the construction of a
117 project on the federal-aid interstate system, including
118 extensions thereof within urban areas, and the cost of such
119 project is eligible and approved for reimbursement by the Federal
120 Government to the extent of 90 percent or more under the Federal
121 Aid Highway Act, or any amendment thereof, then in that event the
122 utility owning or operating such facilities shall relocate such
123 facilities upon order of the department, and the state shall pay
124 the entire expense properly attributable to such relocation after
125 deducting therefrom any increase in the value of the new facility
126 and any salvage value derived from the old facility.

127 (b) When a joint agreement between the department and the
128 utility is executed for utility improvement, relocation, or
129 removal work to be accomplished as part of a contract for
130 construction of a transportation facility, the department may
131 participate in those utility improvement, relocation, or removal
132 costs that exceed the department's official estimate of the cost
133 of such work by more than 10 percent. The amount of such
134 participation shall be limited to the difference between the
135 official estimate of all the work in the joint agreement plus 10
136 percent and the amount awarded for this work in the construction
137 contract for such work. The department may not participate in any
138 utility improvement, relocation, or removal costs that occur as a
139 result of changes or additions during the course of the contract.

140 (c) When an agreement between the department and utility is
141 executed for utility improvement, relocation, or removal work to
142 be accomplished in advance of a contract for construction of a
143 transportation facility, the department may participate in the
144 cost of clearing and grubbing necessary to perform such work.

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145 (d) If the utility facility being removed or relocated was
146 initially installed exclusively to serve the authority, its
147 tenants, or both the authority and its tenants, the authority
148 shall bear the costs of removal or relocation of that utility
149 facility. However, the authority shall not be responsible for
150 bearing the cost of removal or relocation of any subsequent
151 additions to the utility facility for the purpose of serving
152 others.

153 Section 3. Subsection (6) is added to section 338.01,
154 Florida Statutes, to read:

155 338.01 Authority to establish and regulate limited access
156 facilities.--

157 (6) Notwithstanding any other provision of law, all new
158 limited access facilities and existing transportation facilities
159 on which new or replacement electronic toll collection systems
160 are installed shall be interoperable with the department's
161 electronic toll collection system.

162 Section 4. Present subsections (7) and (8) of section
163 338.165, Florida Statutes, are redesignated as subsections (8)
164 and (9), respectively, and a new subsection (7) is added to that
165 section, to read:

166 338.165 Continuation of tolls.--

167 (7) This section does not apply to high-occupancy toll
168 lanes or express lanes.

169 Section 5. Section 338.166, Florida Statutes, is created to
170 read:

171 338.166 High-occupancy toll lanes or express lanes.--

172 (1) Under s. 11, Art. VII of the State Constitution, the
173 department may request the Division of Bond Finance to issue

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174 bonds secured by toll revenues collected on high-occupancy toll
175 lanes or express lanes located on Interstate 95 in Miami-Dade and
176 Broward Counties.

177 (2) The department may continue to collect the toll on the
178 high-occupancy toll lanes or express lanes after the discharge of
179 any bond indebtedness related to such project. All tolls so
180 collected shall first be used to pay the annual cost of the
181 operation, maintenance, and improvement of the high-occupancy
182 toll lanes or express lanes project.

183 (3) Any remaining toll revenue from the high-occupancy toll
184 lanes or express lanes shall be used by the department for the
185 construction, maintenance, or improvement of any road on the
186 State Highway System.

187 (4) The department is authorized to implement variable rate
188 tolls on high-occupancy toll lanes or express lanes.

189 (5) Except for high-occupancy toll lanes or express lanes,
190 tolls may not be charged for use of an interstate highway where
191 tolls were not charged as of July 1, 1997.

192 (6) This section does not apply to the turnpike system as
193 defined under the Florida Turnpike Enterprise Law.

194 Section 6. Paragraph (d) is added to subsection (1) of
195 section 338.2216, Florida Statutes, to read:

196 338.2216 Florida Turnpike Enterprise; powers and
197 authority.--

198 (1)

199 (d) The turnpike enterprise is directed to pursue and
200 implement new technologies and processes in its operations and in
201 the collection of tolls and other amounts associated with road

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202 and infrastructure use. This shall include, without limitation,
203 video billing and variable pricing.

204 Section 7. Section 338.231, Florida Statutes, is amended to
205 read:

206 338.231 Turnpike tolls, fixing; pledge of tolls and other
207 revenues.--The department shall at all times fix, adjust, charge,
208 and collect such tolls for the use of the turnpike system as are
209 required in order to provide a fund sufficient with other
210 revenues of the turnpike system to pay the cost of maintaining,
211 improving, repairing, and operating such turnpike system; to pay
212 the principal of and interest on all bonds issued to finance or
213 refinance any portion of the turnpike system as the same become
214 due and payable; and to create reserves for all such purposes.

215 ~~(1) In the process of effectuating toll rate increases over~~
216 ~~the period 1988 through 1992, the department shall, to the~~
217 ~~maximum extent feasible, equalize the toll structure, within each~~
218 ~~vehicle classification, so that the per mile toll rate will be~~
219 ~~approximately the same throughout the turnpike system. New~~
220 ~~turnpike projects may have toll rates higher than the uniform~~
221 ~~system rate where such higher toll rates are necessary to qualify~~
222 ~~the project in accordance with the financial criteria in the~~
223 ~~turnpike law. Such higher rates may be reduced to the uniform~~
224 ~~system rate when the project is generating sufficient revenues to~~
225 ~~pay the full amount of debt service and operating and maintenance~~
226 ~~costs at the uniform system rate. If, after 15 years of opening~~
227 ~~to traffic, the annual revenue of a turnpike project does not~~
228 ~~meet or exceed the annual debt service requirements and operating~~
229 ~~and maintenance costs attributable to such project, the~~
230 ~~department shall, to the maximum extent feasible, establish a~~

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231 | ~~toll rate for the project which is higher than the uniform system~~
232 | ~~rate as necessary to meet such annual debt service requirements~~
233 | ~~and operating and maintenance costs. The department may, to the~~
234 | ~~extent feasible, establish a temporary toll rate at less than the~~
235 | ~~uniform system rate for the purpose of building patronage for the~~
236 | ~~ultimate benefit of the turnpike system. In no case shall the~~
237 | ~~temporary rate be established for more than 1 year. The~~
238 | ~~requirements of this subsection shall not apply when the~~
239 | ~~application of such requirements would violate any covenant~~
240 | ~~established in a resolution or trust indenture relating to the~~
241 | ~~issuance of turnpike bonds.~~

242 | (1)~~(2)~~ Notwithstanding any other provision of law, the
243 | department may defer the scheduled July 1, 1993, toll rate
244 | increase on the Homestead Extension of the Florida Turnpike until
245 | July 1, 1995. The department may also advance funds to the
246 | Turnpike General Reserve Trust Fund to replace estimated lost
247 | revenues resulting from this deferral. The amount advanced must
248 | be repaid within 12 years from the date of advance; however, the
249 | repayment is subordinate to all other debt financing of the
250 | turnpike system outstanding at the time repayment is due.

251 | (2)~~(3)~~ The department shall publish a proposed change in
252 | the toll rate for the use of an existing toll facility, in the
253 | manner provided for in s. 120.54, which will provide for public
254 | notice and the opportunity for a public hearing before the
255 | adoption of the proposed rate change. When the department is
256 | evaluating a proposed turnpike toll project under s. 338.223 and
257 | has determined that there is a high probability that the project
258 | will pass the test of economic feasibility predicated on proposed
259 | toll rates, the toll rate that is proposed to be charged after

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260 the project is constructed must be adopted during the planning
261 and project development phase of the project, in the manner
262 provided for in s. 120.54, including public notice and the
263 opportunity for a public hearing. For such a new project, the
264 toll rate becomes effective upon the opening of the project to
265 traffic.

266 (3) (a) ~~(4)~~ For the period July 1, 1998, through June 30,
267 2017, the department shall, to the maximum extent feasible,
268 program sufficient funds in the tentative work program such that
269 the percentage of turnpike toll and bond financed commitments in
270 Dade County, Broward County, and Palm Beach County as compared to
271 total turnpike toll and bond financed commitments shall be at
272 least 90 percent of the share of net toll collections
273 attributable to users of the turnpike system in Dade County,
274 Broward County, and Palm Beach County as compared to total net
275 toll collections attributable to users of the turnpike system.
276 The requirements of this subsection do not apply when the
277 application of such requirements would violate any covenant
278 established in a resolution or trust indenture relating to the
279 issuance of turnpike bonds. The department may establish at any
280 time for economic considerations lower temporary toll rates for a
281 new or existing toll facility for a period not to exceed 1 year,
282 after which period the toll rates adopted under s. 120.54 shall
283 become effective.

284 (b) The department shall also fix, adjust, charge, and
285 collect such amounts needed to cover the costs of administering
286 the different toll collection and payment methods and types of
287 accounts being offered and used in the manner provided for in s.
288 120.54, which provides for public notice and the opportunity for

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289 a public hearing before adoption. Such amounts may stand alone,
290 be incorporated into a toll rate structure, or be a combination
291 thereof.

292 (4)~~(5)~~ When bonds are outstanding which have been issued to
293 finance or refinance any turnpike project, the tolls and all
294 other revenues derived from the turnpike system and pledged to
295 such bonds shall be set aside as may be provided in the
296 resolution authorizing the issuance of such bonds or the trust
297 agreement securing the same. The tolls or other revenues or other
298 moneys so pledged and thereafter received by the department are
299 immediately subject to the lien of such pledge without any
300 physical delivery thereof or further act. The lien of any such
301 pledge is valid and binding as against all parties having claims
302 of any kind in tort or contract or otherwise against the
303 department irrespective of whether such parties have notice
304 thereof. Neither the resolution nor any trust agreement by which
305 a pledge is created need be filed or recorded except in the
306 records of the department.

307 (5)~~(6)~~ In each fiscal year while any of the bonds of the
308 Broward County Expressway Authority series 1984 and series 1986-A
309 remain outstanding, the department is authorized to pledge
310 revenues from the turnpike system to the payment of principal and
311 interest of such series of bonds and the operation and
312 maintenance expenses of the Sawgrass Expressway, to the extent
313 gross toll revenues of the Sawgrass Expressway are insufficient
314 to make such payments. The terms of an agreement relative to the
315 pledge of turnpike system revenue will be negotiated with the
316 parties of the 1984 and 1986 Broward County Expressway Authority
317 lease-purchase agreements, and subject to the covenants of those

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318 | agreements. The agreement shall establish that the Sawgrass
319 | Expressway shall be subject to the planning, management, and
320 | operating control of the department limited only by the terms of
321 | the lease-purchase agreements. The department shall provide for
322 | the payment of operation and maintenance expenses of the Sawgrass
323 | Expressway until such agreement is in effect. This pledge of
324 | turnpike system revenues shall be subordinate to the debt service
325 | requirements of any future issue of turnpike bonds, the payment
326 | of turnpike system operation and maintenance expenses, and
327 | subject to provisions of any subsequent resolution or trust
328 | indenture relating to the issuance of such turnpike bonds.

329 | (6)~~(7)~~ The use and disposition of revenues pledged to bonds
330 | are subject to the provisions of ss. 338.22-338.241 and such
331 | regulations as the resolution authorizing the issuance of such
332 | bonds or such trust agreement may provide.

333 | Section 8. Subsection (1) of section 479.01, Florida
334 | Statutes, is amended to read:

335 | 479.01 Definitions.--As used in this chapter, the term:

336 | (1) "Automatic changeable facing" means a facing that ~~which~~
337 | ~~through a mechanical system~~ is capable of delivering two or more
338 | advertising messages through an automated or remotely controlled
339 | process ~~and shall not rotate so rapidly as to cause distraction~~
340 | ~~to a motorist.~~

341 | Section 9. Subsections (1) and (5) of section 479.07,
342 | Florida Statutes, are amended to read:

343 | 479.07 Sign permits.--

344 | (1) Except as provided in ss. 479.105(1)(e) and 479.16, a
345 | person may not erect, operate, use, or maintain, or cause to be
346 | erected, operated, used, or maintained, any sign on the State

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347 Highway System outside an urban incorporated area, as defined in
348 s. 334.03(32), or on any portion of the interstate or federal-aid
349 primary highway system without first obtaining a permit for the
350 sign from the department and paying the annual fee as provided in
351 this section. For purposes of this section, "on any portion of
352 the State Highway System, interstate, or federal-aid primary
353 system" shall mean a sign located within the controlled area
354 which is visible from any portion of the main-traveled way of
355 such system.

356 (5)(a) For each permit issued, the department shall furnish
357 to the applicant a serially numbered permanent metal permit tag.
358 The permittee is responsible for maintaining a valid permit tag
359 on each permitted sign facing at all times. The tag shall be
360 securely attached to the sign apron at the end nearest the
361 highway facing or, ~~if there is no facing,~~ on the pole nearest the
362 highway; and it shall be attached in such a manner as to be
363 plainly visible from the main-traveled way. For signs holding
364 valid permits on July 1, 2008, the tag posting requirement is
365 effective July 1, 2010. The permit will become void unless the
366 permit tag is properly and permanently displayed at the permitted
367 site within 30 days after the date of permit issuance. If the
368 permittee fails to erect a completed sign on the permitted site
369 within 270 days after the date on which the permit was issued,
370 the permit will be void, and the department may not issue a new
371 permit to that permittee for the same location for 270 days after
372 the date on which the permit became void.

373 (b) If a permit tag is lost, stolen, or destroyed, the
374 permittee to whom the tag was issued may ~~must~~ apply to the
375 department for a replacement tag. The department shall establish

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376 by rule a service fee for replacement tags in an amount that will
377 recover the actual cost of providing the replacement tag. Upon
378 receipt of the application accompanied by the a service fee ~~of~~
379 ~~\$3~~, the department shall issue a replacement permit tag.
380 Alternatively, the permittee may provide its own replacement tag
381 pursuant to department specifications which the department shall
382 establish by rule at the time it establishes the service fee for
383 replacement tags.

384 Section 10. Section 479.08, Florida Statutes, is amended to
385 read:

386 479.08 Denial or revocation of permit.--The department has
387 the authority to deny or revoke any permit requested or granted
388 under this chapter in any case in which it determines that the
389 application for the permit contains knowingly false or misleading
390 information. The department has the authority to revoke any
391 permit granted under this chapter in any case where ~~or that~~ the
392 permittee has violated any of the provisions of this chapter,
393 unless such permittee, within 30 days after the receipt of notice
394 by the department, ~~corrects such false or misleading information~~
395 and complies with the provisions of this chapter. For the purpose
396 of this subsection, the notice of violation issued by the
397 department shall describe in detail the alleged violation and the
398 corrective action required to cure the violation. Any person
399 aggrieved by any action of the department in denying or revoking
400 a permit under this chapter may, within 30 days after receipt of
401 the notice, apply to the department for an administrative hearing
402 pursuant to chapter 120. If a timely request for hearing has been
403 filed and the department issues a final order revoking a permit,
404 such revocation shall be effective 30 days after the date of

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405 rendition. Except for department action pursuant to s.
406 479.107(1), the filing of a timely and proper notice of appeal
407 shall operate to stay the revocation until the department's
408 action is upheld.

409 Section 11. Subsection (2) of section 479.11, Florida
410 Statutes, is amended to read:

411 479.11 Specified signs prohibited.--No sign shall be
412 erected, used, operated, or maintained:

413 (2) Beyond 660 feet of the nearest edge of the right-of-way
414 of any portion of the interstate highway system or the federal-
415 aid primary highway system outside an urban area, the advertising
416 message or informative contents of which sign is visible from the
417 main traveled way ~~erected for the purpose of its message being~~
418 ~~read from the main traveled way of such system~~, except as
419 provided in ss. 479.111(1) and 479.16.

420 Section 12. Subsections (1), (3), (4), and (5) of section
421 479.261, Florida Statutes, are amended to read:

422 479.261 Logo sign program.--

423 (1) The department shall establish a logo sign program for
424 the rights-of-way of the interstate highway system to provide
425 information to motorists about available gas, food, lodging, ~~and~~
426 camping, attractions, and other services, as approved by the
427 Federal Highway Administration, at interchanges, through the use
428 of business logos, and may include additional interchanges under
429 the program. ~~A logo sign for nearby attractions may be added to~~
430 ~~this program if allowed by federal rules.~~

431 (a) An attraction as used in this chapter is defined as an
432 establishment, site, facility, or landmark that ~~which~~ is open a
433 minimum of 5 days a week for 52 weeks a year; that ~~which~~ ~~charges~~

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434 ~~an admission for entry; which~~ has as its principal focus family-
435 oriented entertainment, cultural, educational, recreational,
436 scientific, or historical activities; and that ~~which~~ is publicly
437 recognized as a bona fide tourist attraction. ~~However, the~~
438 ~~permits for businesses seeking to participate in the attractions~~
439 ~~logo sign program shall be awarded by the department annually to~~
440 ~~the highest bidders, notwithstanding the limitation on fees in~~
441 ~~subsection (5), which are qualified for available space at each~~
442 ~~qualified location, but the fees therefor may not be less than~~
443 ~~the fees established for logo participants in other logo~~
444 ~~categories.~~

445 (b) The department shall incorporate the use of RV-friendly
446 markers on specific information logo signs for establishments
447 that cater to the needs of persons driving recreational vehicles.
448 Establishments that qualify for participation in the specific
449 information logo program and that also qualify as "RV-friendly"
450 may request the RV-friendly marker on their specific information
451 logo sign. An RV-friendly marker must consist of a design
452 approved by the Federal Highway Administration. The department
453 shall adopt rules in accordance with chapter 120 to administer
454 this paragraph, including rules setting forth the minimum
455 requirements that establishments must meet in order to qualify as
456 RV-friendly. These requirements shall include large parking
457 spaces, entrances, and exits that can easily accommodate
458 recreational vehicles and facilities having appropriate overhead
459 clearances, if applicable.

460 (c) The department may implement a 3-year rotation-based
461 logo program providing for the removal and addition of
462 participating businesses in the program.

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463 (3) Logo signs may be installed upon the issuance of an
464 annual permit by the department or its agent and payment of a ~~an~~
465 ~~application and~~ permit fee to the department or its agent.

466 (4) The department may contract pursuant to s. 287.057 for
467 the provision of services related to the logo sign program,
468 including recruitment and qualification of businesses, review of
469 applications, permit issuance, and fabrication, installation, and
470 maintenance of logo signs. The department may reject all
471 proposals and seek another request for proposals or otherwise
472 perform the work. ~~If the department contracts for the provision~~
473 ~~of services for the logo sign program, the contract must require,~~
474 ~~unless the business owner declines, that businesses that~~
475 ~~previously entered into agreements with the department to~~
476 ~~privately fund logo sign construction and installation be~~
477 ~~reimbursed by the contractor for the cost of the signs which has~~
478 ~~not been recovered through a previously agreed upon waiver of~~
479 ~~fees.~~ The contract also may allow the contractor to retain a
480 portion of the annual fees as compensation for its services.

481 (5) Permit fees for businesses that participate in the
482 program must be established in an amount sufficient to offset the
483 total cost to the department for the program, including contract
484 costs. The department shall provide the services in the most
485 efficient and cost-effective manner through department staff or
486 by contracting for some or all of the services. Such annual
487 permit fee shall not exceed \$3,000 ~~\$1,250~~.

488 Section 13. This act shall take effect July 1, 2008.