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LEGISLATIVE ACTION

Senate

House

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Floor: 3/AD/2R

04/24/2009 02:45 PM

Senator Baker moved the following:

Senate Amendment (with title amendment)

Between lines 99 and 100

insert:

Section 3. Subsection (5) of section 316.535, Florida Statutes, is amended to read:

316.535 Maximum weights.—

(5) With respect to those highways not in the Interstate Highway System, in all cases in which it exceeds state law in effect on January 4, 1975, the overall gross weight on the vehicle or combination of vehicles, ~~including all enforcement tolerances,~~ shall be as determined by the following formula:



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$$W = 500((LN \div (N-1)) + 12N + 36)$$

where W = overall gross weight of the vehicle to the nearest 500 pounds; L = distance in feet between the extreme of the external axles; and N = number of axles on the vehicle. However, such overall gross weight of any vehicle or combination of vehicles may not exceed 80,000 pounds ~~including all enforcement tolerances~~. The scale tolerance provided in s. 316.545(2) shall be applicable to all weight limitations of this subsection. Except when a vehicle exceeds the posted weight limit on a bridge, fines for violations of the total gross weight limitations provided for in this subsection shall be based on the amount by which the actual weight of the vehicle and load exceeds the allowable maximum weight determined under this subsection plus the scale tolerance provided in s. 316.545(2).

Section 4. Subsection (2) of section 337.0261, Florida Statutes, is amended to read:

337.0261 Construction aggregate materials.—

(2) LEGISLATIVE INTENT.—The Legislature finds that there is a strategic and critical need for an available supply of construction aggregate materials within the state and that a disruption of the supply would cause a significant detriment to the state's construction industry, transportation system, and overall health, safety, and welfare. In addition, the Legislature recognizes that construction aggregate materials mining is an industry of critical importance to the state and that the mining of construction aggregate materials is in the



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42 public interest.

43 Section 5. Subsections (1) and (4) of section 339.2818,
44 Florida Statutes, are amended to read:

45 339.2818 Small County Outreach Program.—

46 (1) There is created within the Department of
47 Transportation the Small County Outreach Program. The purpose of
48 this program is to assist small county governments in repairing
49 or rehabilitating county bridges, paving unpaved roads,
50 addressing road-related drainage improvements, resurfacing or
51 reconstructing county roads or in constructing capacity or
52 safety improvements to county roads.

53 (4) (a) Small counties shall be eligible to compete for
54 funds that have been designated for the Small County Outreach
55 Program for projects on county roads. The department shall fund
56 75 percent of the cost of projects on county roads funded under
57 the program.

58 (b) In determining a county's eligibility for assistance
59 under this program, the department may consider whether the
60 county has attempted to keep county roads in satisfactory
61 condition which may be evidenced through an established pavement
62 management plan.

63 (c) The following criteria shall be used to prioritize road
64 projects for funding under the program:

65 1. The primary criterion is the physical condition of the
66 road as measured by the department.

67 2. As secondary criteria the department may consider:

68 a. Whether a road is used as an evacuation route.

69 b. Whether a road has high levels of agricultural travel.

70 c. Whether a road is considered a major arterial route.



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d. Whether a road is considered a feeder road.

e. Information as evidenced to the department through an established pavement management plan

~~f.e.~~ Other criteria related to the impact of a project on the public road system or on the state or local economy as determined by the department.

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

And the title is amended as follows:

Between lines 18 and 19

insert:

amending s. 316.535, F.S.; requiring specified scale tolerances to be applied to weight limits for vehicles on highways that are not in the Interstate Highway System; amending s. 337.0261, F.S.; recognizing that construction aggregate materials mining is an industry of critical importance and that the mining of construction aggregate materials is in the public interest; amending s. 339.2818, F.S., relating to the Small County Outreach Program; revising the purpose of the program to include certain program types; revising eligibility and prioritization criteria;