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LEGISLATIVE ACTION

Senate

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House

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Floor: 8/AD/2R

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04/24/2009 02:48 PM

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Senator Baker moved the following:

**Senate Amendment (with title amendment)**

Between lines 99 and 100

insert:

Section 3. Subsection (1) of section 338.01, Florida Statutes, is amended to read:

338.01 Authority to establish and regulate limited access facilities.—

(1) The transportation and expressway authorities of the state, counties, and municipalities, referred to in this chapter as "authorities," acting alone or in cooperation with each other or with any federal, state, or local governmental entity or



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13 agency of any other state that is authorized to construct  
14 highways, are authorized to provide limited access facilities  
15 for public use. Any of the authorities may construct a limited  
16 access highway as a new facility or may designate an existing  
17 street or highway as included within a limited access facility.  
18 However:7

19 1. If the limited access facility is entirely located  
20 within an incorporated municipality, such authority is subject  
21 to municipal consent; except that such consent is not necessary  
22 when such limited access facility is part of the interstate  
23 system.

24 2. Neither the construction of a new toll facility nor the  
25 imposition of a toll on an existing state highway system  
26 facility may eliminate a non-tolled alternative within the  
27 corridor serving similar origins and destinations.

28  
29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 Between lines 18 and 19

32 insert:

33 amending s. 338.01, F.S.; prohibiting new toll facilities from  
34 eliminating non-tolled options for travel in the same corridor;