

FOR CONSIDERATION By the Committee on Transportation

596-00627-09

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1 A bill to be entitled
2 An act relating to the Department of Transportation;
3 amending s. 339.135, F.S.; requiring the department to
4 submit the tentative work program to the Freight
5 Infrastructure Resource Steering Council, as created
6 by the act; amending s. 339.64, F.S.; abolishing the
7 Statewide Intermodal Transportation Advisory Council
8 and creating the Freight Infrastructure Resource
9 Steering Council; requiring the council to continue to
10 advise the Legislature and department on policies,
11 planning, and funding of certain transportation
12 projects; requiring the council to prioritize certain
13 projects and evaluate the priorities of the
14 department's tentative work program; revising the
15 membership of the council; revising appointment
16 authority and providing for terms of office; requiring
17 that council meetings be electronically recorded;
18 requiring that recordings and all other documents
19 received be preserved pursuant to law; providing an
20 effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 Section 1. Paragraph (f) of subsection (4) of section
25 339.135, Florida Statutes, is amended to read:

26 339.135 Work program; legislative budget request;
27 definitions; preparation, adoption, execution, and amendment.—

28 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

29 (f) The central office shall submit a preliminary copy of

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30 the tentative work program to the Executive Office of the
31 Governor, the legislative appropriations committees, the Florida
32 Transportation Commission, the Freight Infrastructure Resource
33 Steering Council, and the Department of Community Affairs at
34 least 14 days prior to the convening of the regular legislative
35 session. Prior to the statewide public hearing required by
36 paragraph (g), the Department of Community Affairs shall
37 transmit to the Florida Transportation Commission a list of
38 those projects and project phases contained in the tentative
39 work program which are identified as being inconsistent with
40 approved local government comprehensive plans. For urbanized
41 areas of metropolitan planning organizations, the list may not
42 contain any project or project phase that is scheduled in a
43 transportation improvement program unless such inconsistency has
44 been previously reported to the affected metropolitan planning
45 organization.

46 Section 2. Subsection (5) of section 339.64, Florida
47 Statutes, is amended to read:

48 339.64 Strategic Intermodal System Plan.—

49 (5) FREIGHT INFRASTRUCTURE RESOURCE STEERING COUNCIL
50 ~~STATEWIDE INTERMODAL TRANSPORTATION ADVISORY COUNCIL.—~~

51 (a) The Freight Infrastructure Resource Steering Council
52 ~~Statewide Intermodal Transportation Advisory Council~~ is created
53 to advise and make recommendations to the Legislature and the
54 department on policies, planning, and funding of intermodal
55 freight transportation projects. The council's responsibilities
56 ~~shall~~ include:

57 1. Advising the department on the policies, planning, and
58 implementation of strategies related to intermodal freight

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59 transportation, which shall be used to be used to prioritize
60 strategic intermodal system projects.

61 2. Evaluating the priorities of intermodal freight projects
62 in the tentative work program of the department developed under
63 s. 339.135(4), and providing advice and recommendations to the
64 Legislature on funding for projects to move goods and people in
65 the most efficient and effective manner in this state ~~for the~~
66 ~~State of Florida.~~

67 (b) MEMBERSHIP.—Members of the Freight Infrastructure
68 Resource Steering Council ~~Statewide Intermodal Transportation~~
69 ~~Advisory Council~~ shall consist of ~~the following:~~

70 ~~1. Six intermodal industry representatives selected by the~~
71 ~~Governor as follows:~~

72 ~~a. One representative from an airport involved in the~~
73 ~~movement of freight and people from their airport facility to~~
74 ~~another transportation mode.~~

75 ~~b. One individual representing a fixed-route, local-~~
76 ~~government transit system.~~

77 ~~e. One representative from an intercity bus company~~
78 ~~providing regularly scheduled bus travel as determined by~~
79 ~~federal regulations.~~

80 ~~d. One representative from a spaceport.~~

81 ~~e. One representative from intermodal trucking companies.~~

82 ~~f. One representative having command responsibilities of a~~
83 ~~major military installation.~~

84 1.2. Three intermodal industry representatives selected by
85 the President of the Senate as follows:

86 a. One representative from major-line railroads.

87 b. One representative from seaports listed in s. 311.09(1)

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88 from the Atlantic Coast.

89 c. One representative from an airport involved in the
90 movement of freight and people from their airport facility to
91 another transportation mode.

92 ~~2.3.~~ Three intermodal industry representatives selected by
93 the Speaker of the House of Representatives as follows:

94 a. One representative from short-line railroads.

95 b. One representative from seaports listed in s. 311.09(1)
96 from the Gulf Coast.

97 c. One representative from intermodal trucking companies.

98 ~~In no event may this representative be employed by the same~~
99 ~~company that employs the intermodal trucking company~~
100 ~~representative selected by the Governor.~~

101 3. The Secretary of Transportation or the secretary's
102 designee.

103 4. The Secretary of Community Affairs or the secretary's
104 designee.

105 5. The director of the Office of Tourism, Trade, and
106 Economic Development.

107 (c) Initial appointments to the council must be made no
108 later than 30 days after the effective date of this section.

109 1. The initial appointments made by the President of the
110 Senate and the Speaker of the House of Representatives shall
111 serve terms concurrent with those of the respective appointing
112 officer. Beginning January 15, 2010 ~~January 15, 2005~~, and for
113 all subsequent appointments, council members appointed by the
114 President of the Senate and the Speaker of the House of
115 Representatives shall be appointed to ~~serve~~ 2-year terms,
116 concurrent with the term of the respective appointing officer.

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117 ~~2. The initial appointees, and all subsequent appointees,~~
118 ~~made by the Governor shall serve 2-year terms.~~

119 2.3. Vacancies on the council shall be filled in the same
120 manner as the initial appointments.

121 (d) Each member of the council is ~~shall be~~ allowed one
122 vote. The council shall select a chair from among its
123 legislatively appointed membership. Meetings shall be held at
124 the call of the chair, but not less frequently than twice
125 annually ~~quarterly~~. The members of the council are entitled to
126 reimbursement ~~shall be reimbursed~~ for per diem and travel
127 expenses as provided in s. 112.061.

128 (e) The department shall provide administrative staff
129 support and ~~shall~~ ensure that council meetings are
130 electronically recorded. The ~~Such~~ recordings and all documents
131 received, prepared for, or used by the council in conducting its
132 business shall be preserved pursuant to chapters 119 and 257.

133 Section 3. This act shall take effect July 1, 2009.