

1 A bill to be entitled
 2 An act relating to transportation projects; creating s.
 3 335.199, F.S.; directing the Department of Transportation
 4 to notify local governmental entities of certain proposed
 5 projects before the design is finalized; providing a time
 6 frame for notification; requiring the local governmental
 7 entity to receive and review public input regarding the
 8 effects of the project on local business and to provide
 9 comments to the department; directing the department to
 10 consider the comments in the final design of the project;
 11 providing an effective date.

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 13 Be It Enacted by the Legislature of the State of Florida:

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 15 Section 1. Section 335.199, Florida Statutes, is created
 16 to read:

17 335.199 Transportation projects modifying access to
 18 adjacent property.—

19 (1) Whenever the Department of Transportation proposes any
 20 project on the State Highway System which will divide a state
 21 highway, erect median barriers modifying currently available
 22 vehicle turning movements, or have the effect of closing or
 23 modifying an existing access to an abutting property owner, the
 24 department shall notify all affected municipalities and counties
 25 at least 180 days before the design of the project is finalized.

26 (2) If the project is within the boundaries of a
 27 municipality, the notification shall be issued in writing to the
 28 chief elected official of the municipality. If the project is in

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29 the unincorporated area of a county, the notification shall be
30 issued in writing to the chief elected official of the county.

31 (3) The affected municipality or county must receive and
32 review public input on how the dividing of the state highway,
33 the erecting of median barriers, or the closing or modifying of
34 access will affect access to businesses and the potential
35 economic impact of the project on the local business community.
36 The affected municipality or county shall have 60 days after the
37 date the notice is provided under this section to provide
38 comments to the department regarding how the project will affect
39 access to businesses and the potential economic impact of the
40 project on the local business community.

41 (4) The department must review all comments submitted by a
42 local governmental entity under this section and must take the
43 comments into consideration in the final design of the highway
44 project.

45 Section 2. This act shall take effect July 1, 2010.