

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Transportation Committee

**BILL:** CS/SB 780

**INTRODUCER:** Transportation Committee and Senator Ring

**SUBJECT:** Airport Parking Fees

**DATE:** January 9, 2012      **REVISED:** \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Looke	Buford	TR	<b>Fav/CS</b>
2.			CA	
3.				
4.				
5.				
6.				

**Please see Section VIII. for Additional Information:**

- |                              |                                     |   |
|------------------------------|-------------------------------------|---|
| A. COMMITTEE SUBSTITUTE..... | <input checked="" type="checkbox"/> | Statement of Substantial Changes        |
| B. AMENDMENTS.....           | <input type="checkbox"/>            | Technical amendments were recommended   |
|                              | <input type="checkbox"/>            | Amendments were recommended             |
|                              | <input type="checkbox"/>            | Significant amendments were recommended |

**I. Summary:**

This bill amends s. 316.1964(7), F.S, to add “vehicles with attachments to transport power mobility devices, as defined in 42 C.F.R. s. 410.38” to the list of those vehicles which specifically must be granted free parking by the governing bodies of publicly owned or publicly operated airports.

This bill creates an effective date of July 1, 2012.

**II. Present Situation:**

Currently, the governing body of a publicly owned or operated airport may choose whether or not to charge disabled drivers for parking at airports within their jurisdiction except that they must “grant free parking to any vehicle with specialized equipment, such as ramps, lifts, foot or hand controls, or for utilization by a person who has a disability or whose vehicle is displaying the Florida Toll Exemption permit.”<sup>1</sup> This grant of local control has caused some airports in the

<sup>1</sup> s. 316.1964(7), F.S.

state to charge for parking for certain vehicles which are not specifically exempted, while other airports in the state would not charge for parking those same vehicles.

### III. Effect of Proposed Changes:

This bill would add “vehicles with attachments to transport power mobility devices, as defined in 42 C.F.R. s. 410.38” to the list of those vehicles which specifically must be granted free parking by the governing bodies of publicly owned or publicly operated airports, under s. 316.1964(7), F.S.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

#### B. Public Records/Open Meetings Issues:

None.

#### C. Trust Funds Restrictions:

None.

### V. Fiscal Impact Statement:

#### A. Tax/Fee Issues:

None.

#### B. Private Sector Impact:

Private individuals with “vehicles with attachments to transport power mobility devices, as defined in 42 C.F.R. s. 410.38” would be able to park for free at publicly owned or publicly operated airports that may have charged for such parking previously.

#### C. Government Sector Impact:

Some publicly owned or operated airports may lose an indeterminate amount of revenue because they must now offer free parking to a new class of vehicles. However, some airports currently offer this form of free parking, including Miami International Airport and Melbourne International Airport<sup>2</sup>, and, as such, would be unaffected.

### VI. Technical Deficiencies:

None.

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<sup>2</sup> As per an email conversation with Bill Johnson, Florida Airports Council, *Executive Director*, (December 22, 2011), on file with the Senate Committee on Transportation.

**VII. Related Issues:**

None.

**VIII. Additional Information:**

- A. **Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Transportation on January 9, 2012:**

The CS changed the term “motorized scooter” to the term “power mobility device”, which is defined in 42 C.F.R. s. 410.38, in order to correct a technical deficiency.

- B. **Amendments:**

None.