



499346

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/25/2013	.	
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The Committee on Appropriations (Richter) recommended the following:

Senate Amendment (with title amendment)

Between lines 827 and 828
insert:

Section 11. Section 336.71, Florida Statutes, is created to read:

336.71 Public-private cooperation in construction of county roads.-

(1) If a county receives a proposal, solicited or unsolicited, from a private entity seeking to construct, extend, or improve a county road or portion thereof, the county may enter into an agreement with the private entity for completion



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13 of the road construction project, which agreement may provide
14 for payment to the private entity, from public funds, if the
15 county conducts a noticed public hearing and finds that the
16 proposed county road construction project:

17 (a) Is in the best interest of the public.

18 (b) Would only use county funds for portions of the project
19 that will be part of the county road system.

20 (c) Would have adequate safeguards to ensure that
21 additional costs or unreasonable service disruptions are not
22 realized by the traveling public and residents of the state.

23 (d) Upon completion, would be a part of the county road
24 system owned by the county.

25 (e) Would result in a financial benefit to the public by
26 completing the subject project at a cost to the public
27 significantly lower than if the project were constructed by the
28 county using the normal procurement process.

29 (2) The notice for the public hearing provided for in
30 subsection (1) must be published at least 14 days before the
31 date of the public meeting at which the governing board takes
32 final action. The notice must identify the project and the
33 estimated cost of the project, and specify that the purpose for
34 the public meeting is to consider whether it is in the public's
35 best interest to accept the proposal and enter into an
36 agreement. The determination of cost savings pursuant to
37 paragraph (1)(e) must be supported by a cost estimate of a
38 professional engineer which is made available to the public at
39 least 14 days before the public meeting and placed in the record
40 for that meeting.

41 (3) The project and agreement are exempt from s. 255.20



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42 pursuant to s. 255.20(1)(c)11. if the process in subsection (1)
43 is followed.

44 (4) Except as otherwise expressly provided in this section,
45 this section does not affect existing law by granting additional
46 powers to or imposing further restrictions on local government
47 entities.

48
49 ===== T I T L E A M E N D M E N T =====

50 And the title is amended as follows:

51 Delete line 44

52 and insert:

53 within the state park system; creating s. 336.71,
54 F.S.; authorizing counties to enter into public-
55 private partnership agreements for construction of
56 transportation facilities; providing requirements and
57 limitations for such agreements; providing procurement
58 procedures; providing for applicability; amending s.
59 337.11,