

## HOUSE OF REPRESENTATIVES STAFF ANALYSIS

**BILL #:** CS/HB 7117      PCB THSS 13-04      PCB THSS 13-04      Transportation Facility

Designations

**SPONSOR(S):** Economic Affairs Committee; Transportation & Highway Safety Subcommittee, Raschein

**TIED BILLS:**                    **IDEN./SIM. BILLS:** CS/SB 300

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
Orig. Comm.: Transportation & Highway Safety Subcommittee	14 Y, 0 N	Johnson	Miller
1) Economic Affairs Committee	15 Y, 0 N, As CS	Johnson	Creamer

### SUMMARY ANALYSIS

State law provides for legislative designations of transportation facilities for honorary or memorial purposes, or to distinguish a particular facility. The legislative designations do not officially change the current names of the facilities, nor does the law require local governments and private entities to change street signs, mailing addresses, or 911 emergency telephone-number system listings.

The bill makes the following designations and directs the Department of Transportation (DOT) to erect suitable markers:

- Reverend John A. Ferguson Street, Sergeant Carl Mertes Street, Detective Sergeant Steven E. Bauer Street, Sergeant Lynette Hodge Street, Full Gospel Assembly Street, Ebenezer Christian Academy Street, Bishop Abe Randall Boulevard, Jacob Fleishman Street, Bishop Isaiah S. Williams, Jr. Street, Reverend Winer Maxi Street, Juan Armando Torga, Jr., Intersection, Belen Jesuit Preparatory School Intersection, Arthur & Polly Mays Memorial Highway, Lourdes Guzman-DeJesus Street, and Tomas-Minerva Vinuela Way in Miami-Dade County.
- David G. Ledgerwood Memorial Highway and Fred Karl Memorial Highway in Volusia County.
- Lieutenant Colonel Carl John Luksic Memorial Highway in Bay County.
- C. Blythe Andrews Road, Roland Manteiga Road, and RADM LeRoy Collins, Jr., Veterans Expressway in Hillsborough County.
- The Honorable Dale G. Bennett Boat Ramp and Robert L. Clark Memorial Highway in Broward County.
- James Harold Thompson Highway and Julia Munroe Woodward Highway in Gadsden County.
- Trooper James Herbert Fulford, Jr., Memorial Highway in Jefferson County.
- SP4 Billy Jacob Hartsfield Bridge in Taylor County.
- Dr. Martin Luther King, Jr., Avenue in Walton County.
- Ponce de Leon Bridge in St. Johns County.
- KMI Kentucky Military Institute Bridge in Sarasota County.
- Governor Mixon Highway in Jackson County.
- Warren E. "Charlie" Brown Memorial Highway in Santa Rosa County.
- Walter Francis Spence Parkway in Okaloosa County.

The bill also authorizes a private entity to erect a memorial near the Sunshine Skyway Bridge for those who died when a ship collided with the bridge in 1980.

The bill has an effective date of July 1, 2013.

The bill has an estimated negative fiscal impact of \$33,000; which is the cost to DOT to erect the markers specified in the bill.

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. EFFECT OF PROPOSED CHANGES:

##### Current Situation

Section 334.071, F.S., provides for legislative designations of transportation facilities for honorary or memorial purposes, or to distinguish a particular facility. The legislative designations do not officially change the current names of the facilities, nor does the statute require local governments and private entities to change street signs, mailing addresses, or 911 emergency telephone-number system listings.

The statute requires DOT to place a marker at each termini or intersection of an identified road or bridge, and to erect other markers it deems appropriate for the transportation facility. The statute also provides that a city or county must pass a resolution in support of a particular designation before road markers are erected. Additionally, if the designated road segment extends through multiple cities or counties, a resolution must be passed by each affected local government.

Reverend John A. Ferguson was the founder and long-time pastor of Second Baptist Church in Miami-Dade County. He passed away on July 26, 2012.

David G. Ledgerwood was killed in action in Vietnam on April 29, 1968. He is buried at Arlington National Cemetery.

Lieutenant Colonel Carl John Luksic, USAF, served in World War II, the Korean War, and the Vietnam War. He was a Prisoner of War during World War II. He passed away on May 24, 2009.

C. Blythe Andrews was a newspaperman, businessman, fraternal leader, and civic leader in the Tampa community. He passed away on April 2, 1977.

Roland Manteiga was in charge of the La Gaceta newspaper from 1961 until 1998. He was also active in the Tampa community. He passed away on September 25, 1998.

Sergeant Carl Mertes was a North Miami police officer killed in the line of duty on November 6, 1980.

Detective Sergeant Steven E. Bauer was a North Miami police officer killed while working off duty on January 3, 1992.

Sergeant Lynette Hodge was a North Miami police officer killed in a vehicle accident on November 16, 1993.

Full Gospel Assembly is a church founded in Miami on February 6, 1983.

Ebenezer Christian Academy is a Christian school in Miami founded in 1992.

Bishop Abe Randall is pastor of St. Matthews Free Will Baptist Church in Miami, where he has served for 44 years.

Jacob Fleishman founded Jacob Fleishman Cold Storage in Miami, a fourth-generation family business.

Bishop Isaiah S. Williams, Jr., was the founder and senior pastor of Jesus People Ministries Church International, Inc., in Miami. He passed away on July 2, 2009.

The Honorable Dale G. Bennett was the mayor of Hialeah and an Everglades conservationist. He passed away in 1997.

Reverend Wilner Maxi is pastor of Emmanuel Haitian Baptist Church in Miami-Dade County.

James Harold Thompson was a member of the Florida House of Representatives from Gadsden County and served as Speaker from 1985 to 1986.

Trooper James Herbert Fulford, Jr., was a Florida Highway Patrol trooper killed in the line of duty on February 1, 1992.

SP4 Billy Jacob Hartsfield died in a plane crash in South Vietnam on February 12, 1970.

Juan Armando Torga, Jr., was in the United States Air Force, a Miami-Dade County Police reserve officer, and a Miami-Dade County Firefighter. He passed away on May 17, 2009.

Belen Jesuit Preparatory School was founded in Cuba in 1854 and established in Miami in 1961.

Dr. Martin Luther King, Jr., was a civil rights leader. He was killed on April 4, 1968.

Juan Ponce de Leon was a Spanish explorer instrumental in the discovery of Florida by Europeans in 1513.

RADM LeRoy Collins, Jr., was a Rear Admiral in the Navy Reserve, a prominent businessman and civic leader, and the former Executive Director of the Florida Department of Veterans Affairs. He passed away on July 29, 2010.

Arthur & Polly Mays founded a school in Miami-Dade County. The Arthur & Polly Mays Conservancy of the Arts is named after them.

Lourdes Guzman-DeJesus was fatally shot and killed on her school bus in Miami Dade County on November 20 2012.

Fred Karl served in the Florida House of Representatives, Florida Senate and as a justice of the Florida Supreme Court. He also served as the Hillsborough County Attorney and County Manager. He passed away on March 7, 2013. KMI Kentucky Military Institute was a military preparatory school located in Venice from 1932 until 1973.

Tomas and Minerva Vinuela emigrated from Cuba in the 1960's and later founded Hialeah Hardware.

Robert L. Clark served as a Broward County deputy sheriff and as President of the South Broward Drainage District. He passed away on August 17, 1968.

Governor Mixon served six consecutive terms in the Florida House of Representatives and two terms as Lieutenant Governor. He succeeded Governor Graham as the 39<sup>th</sup> Governor of Florida for the remainder of his term when he left office to serve in the United States Senate.

Warren E. "Charlie" Brown served for over 27 years in the United States Air Force. After his retirement, he was deeply involved in the business community of Santa Rosa County and served as the director and executive director of the Navarre Beach Area Chamber of Commerce.

Julia Munroe Woodward was a life-long resident of Quincy, who contributed her time, talent, and resources for the betterment of her community. She passed away on December 9, 2012.

Walter Francis Spence served as President of the Niceville/Valparaiso Chamber of Commerce, a member of the Mid-Bay Bridge Authority and currently serves as a member of the Okaloosa-Walton Metropolitan Planning Organization and the Okaloosa County's Defense Support Initiative Group.

#### Proposed Changes

The bill makes the following honorary designations:

- That portion of State Road 992/SW 152 Street/Coral Reef from SW 99 Court to SW 117 Avenue in Miami-Dade County as “Reverend John A. Ferguson Street.”
- That portion of State Road 415 between Acorn Lake Road and Reed Ellis Road in Volusia County as “David G. Ledgerwood Memorial Highway.”
- That portion of U.S. Highway 98/State Road 30A/Tyndall Parkway between County Road 2327/Transmitter Road and State Road 22 in Bay County as “Lieutenant Colonel Carl John Luksic, USAF, Memorial Highway.”
- That portion of 21<sup>st</sup> Avenue between 26<sup>th</sup> Street and State Road 585/22<sup>nd</sup> Street in Hillsborough County as “C. Blythe Andrews Road.”
- That portion of Palm Avenue between 15<sup>th</sup> Street and State Road 45/Nebraska Avenue in Hillsborough County as “Roland Manteiga Road.”
- That portion of 125<sup>th</sup> Street between N.E. 8<sup>th</sup> Avenue and N.E. 9<sup>th</sup> Avenue in Miami-Dade County as “Sergeant Carl Mertes Street.”
- That portion of N.E. 126<sup>th</sup> Street between N.E. 8<sup>th</sup> Avenue and N.E. 9<sup>th</sup> Avenue in Miami-Dade County as “Detective Sergeant Steven E. Bauer Street.”
- That portion of N.E. 127<sup>th</sup> Street between N.E. 8<sup>th</sup> Avenue and N.E. 9<sup>th</sup> Avenue in Miami Dade County as “Sergeant Lynette Hodge Street.”
- That portion of N.W. 40<sup>th</sup> Street between N.W. 2<sup>nd</sup> Avenue and N.W. 3<sup>rd</sup> Avenue in Miami-Dade County as “Full Gospel Assembly Street.”
- That portion of N.W. 39<sup>th</sup> Street between N.W. 2<sup>nd</sup> Avenue and N.W. 4<sup>th</sup> Avenue in Miami-Dade County as “Ebenezer Christian Academy Street.”
- That portion of N.W. 67<sup>th</sup> Street between N.W. 2<sup>nd</sup> Avenue and N.W. 4<sup>th</sup> Avenue in Miami-Dade County as “Bishop Abe Randall Boulevard.”
- That portion of N.W. 81<sup>st</sup> Street between N.W. 7<sup>th</sup> Avenue and N.W. 12<sup>th</sup> Avenue in Miami-Dade County as “Jacob Fleishman Street.”
- That portion on N.W. 183<sup>rd</sup> Street between 27<sup>th</sup> Avenue and 42<sup>nd</sup> Avenue in Miami-Dade County as “Bishop Isaiah S. Williams, Jr. Street.”
- Ramp number 8 at mile marker 40.7 on Interstate 75/State Road 93/Alligator Alley in Broward County as “The Honorable Dale G. Bennett Boat Ramp.”
- That portion of N.E. 73<sup>rd</sup> Street between N.E. 2<sup>nd</sup> Avenue and N.E. 3<sup>rd</sup> Court in Miami-Dade County as “Reverend Winer Maxi Street.”
- That portion of U.S. 90/State Road 10 between Gretna and Chattahoochee in Gadsden County as “James Harold Thompson Highway.”
- That portion of Interstate 10/State Road 8 from Milepost 232 to Milepost 233 in Jefferson County as “Trooper James Herbert Fulford, Jr., Memorial Highway.”
- The bridge (No. 380047) on U.S. 98/State Road 30 over the Aucilla River in Taylor County as “SP4 Billy Jacob Hartsfield Bridge.”
- The intersection of S.W. 107<sup>th</sup> Avenue and S.W. 4<sup>th</sup> Street in the City of Sweetwater, in Miami-Dade County as “Juan Armando Torga, Jr., Intersection.”
- The intersection of S.W. 127<sup>th</sup> Avenue and 8<sup>th</sup> Street in Miami-Dade County is “Belen Jesuit Preparatory School Intersection.”
- That portion of U.S. Highway 90/State Road 10 between N. 5<sup>th</sup> Avenue and N. Norwood Road in Walton County as “Dr. Martin Luther King, Jr., Avenue.”
- Bridge No. 780075 on U.S. 1/State Road 5/Ponce de Leon Boulevard over the San Sebastian River in St. Johns County as “Ponce de Leon Bridge.”
- That portion of State Road 589 and State Road 568/Veterans Expressway between State Road 60/Courtney Campbell Causeway and State Road 597/Dale Mabry Highway as “RADM LeRoy Collins, Jr., Veterans Expressway.”
- That portion of U.S. Highway 1/State Road 5/South Dixie Highway between S.W. 220<sup>th</sup> Street/Old Cutler Road and S.W. 216<sup>th</sup> Street/Hainlin Mill Drive in Miami-Dade County as “Arthur & Polly Mays Memorial Highway.”
- That portion of U.S. Highway 1/State Road 5/South Dixie Highway between S.W. 296<sup>th</sup> Street/Avocado Drive and S.W. 288<sup>th</sup> Street/Biscayne Drive in Miami-Dade County as “Lourdes Guzman-DeJesus Street.”

- That portion of State Road 40 between the City of Ormond Beach and the Lake County Line in Volusia County as “Fred Karl Memorial Highway.”
- Bascule bridges Numbers 170169 and 170170 on U.S. Business 41/State Road 45/Tamiami Trail in Sarasota County as “KMI Kentucky Military Institute Bridge.
- That portion of 25<sup>th</sup> Street in Miami-Dade County between East 8<sup>th</sup> Avenue and East 9<sup>th</sup> Avenue as “Tomas-Minerva Vinuela Way.”
- That portion of U.S. Highway 1/State Road 5/N.E. 6<sup>th</sup> Avenue between Ponce de Leon Drive and State Road 84/SE 24<sup>th</sup> Street in Broward County as “Robert L. Clark Memorial Highway.”
- That portion of State Road 73 between the Calhoun County Line and U.S. Highway 231 in Jackson County as “Governor Nixon Highway.”
- That portion of U.S. Highway 98/State Road 30 between Rosewood Drive and Sunrise Drive in Santa Rosa County as “Warren E. “Charlie” Brown Memorial Highway.
- Upon completion of construction, State Road 269 between U.S. Highway 90/State Road 10 and State Road 12 in Gadsden County as “Julia Munroe Woodward Highway.”
- That portion of State Road 293 between the Mid-Bay Bridge Toll Plaza and State Road 85 in Okaloosa County as “Walter Francis Spence Parkway.

The bill directs DOT to erect suitable markers designating each of the above designations.

The bill also allows DOT to permit the erection by a private entity of a suitable marker in the wayside park on the north end of the Sunshine Skyway Bridge in memory of those who died on May 9, 1980, when the MV Summit Venture collided with the bridge. The type of marker and its location is subject to DOT approval. The private entity is responsible for all costs of the marker and its installation. The private entity is also to provide an annual renewable bond, an irrevocable letter of credit, or another form of security as approved by DOT’s comptroller, for the purpose of securing the cost of removal of the monument and any modifications made to the site as part of the placement of the monument should DOT determine it is necessary to remove or relocate the monument.

The bill has an effective date of July 1, 2013.

**B. SECTION DIRECTORY:**

- Section 1      Designates Reverend John A. Ferguson Street; directs DOT to erect suitable markers.
- Section 2      Designates David G. Ledgerwood Memorial Highway; directs DOT to erect suitable markers.
- Section 3      Designates Lieutenant Colonel Carl John Luksic, USAF, Memorial Highway; directs DOT to erect suitable markers.
- Section 4      Designates C. Blythe Andrews Road; directs DOT to erect suitable markers.
- Section 5      Designates Roland Manteiga Road; directs DOT to erect suitable markers.
- Section 6      Designates Sergeant Carl Mertes Street; directs DOT to erect suitable markers.
- Section 7      Designates Detective Sergeant Steven E. Bauer Street; directs DOT to erect suitable markers.
- Section 8      Designates Sergeant Lynette Hodge Street; directs DOT to erect suitable markers.
- Section 9      Designates Full Gospel Assembly Street; directs DOT to erect suitable markers.
- Section 10     Designates Ebenezer Christian Academy Street; directs DOT to erect suitable markers.
- Section 11     Designates Bishop Abe Randall Boulevard; directs DOT to erect suitable markers.

- Section 12 Designates Jacob Fleishman Street; directs DOT to erect suitable markers.
- Section 13 Designates Isaiah S. Williams, Jr. Street; directs DOT to erect suitable markers.
- Section 14 Designates the Honorable Dale G. Bennett boat ramp; directs DOT to erect suitable markers.
- Section 15 Designates Reverend Winer Maxi Street; directs DOT to erect suitable markers.
- Section 16 Designates James Harold Thompson Highway; directs DOT to erect suitable markers.
- Section 17 Designates Trooper James Herbert Fulford, Jr., Memorial Highway; directs DOT to erect suitable markers.
- Section 18 Designates SP4 Billy Jacobs Hartsfield Bridge; directs DOT to erect suitable markers.
- Section 19 Designates Juan Armando Torga, Jr., Intersection; directs DOT to erect suitable markers.
- Section 20 Designates Belen Jesuit Preparatory School Intersection; directs DOT to erect suitable markers.
- Section 21 Designates Dr. Martin Luther King, Jr., Avenue; directs DOT to erect suitable markers.
- Section 22 Designates Ponce de Leon Bridge; directs DOT to erect suitable markers.
- Section 23 Designates RADM LeRoy Collins, Jr., Veterans Expressway; directs DOT to erect suitable markers.
- Section 24 Designates Arthur & Polly Mays Memorial Highway; directs DOT to erect suitable markers.
- Section 25 Designates Lourdes Guzman De-Jesus Street; directs DOT to erect suitable markers.
- Section 26 Designates Fred Karl Memorial Highway; directs DOT to erect suitable markers.
- Section 27 Designates KMI Kentucky Military Institute Bridge; directs DOT to erect suitable markers.
- Section 28 Designates Tomas-Minerva Vinuela Way; directs DOT to erect suitable markers.
- Section 29 Designates Robert L. Clark Memorial Highway; directs DOT to erect suitable markers.
- Section 30 Designates Governor Mixon Highway; directs DOT to erect suitable markers.
- Section 31 Designates Warren E. "Charlie" Brown Memorial Highway; directs DOT to erect suitable markers.
- Section 32 Designates Julia Munroe Woodward Highway; directs DOT to erect suitable markers.
- Section 33 Designates Walter Francis Spence Parkway; directs DOT to erect suitable markers.

Section 34 Authorizes a private entity to erect a memorial marker in the wayside park on the north end of the Sunshine Skyway Bridge.

Section 35 Provides an effective date.

## II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

### A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

DOT will incur costs of approximately \$33,000 (from the State Transportation Trust Fund) for erecting markers for the designations. This is based on the assumption that two markers for each designation will be erected at a cost of \$500 per marker. DOT will also incur the recurring costs of maintaining these signs over time, and for future replacement of the signs as necessary.

### B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

### C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

### D. FISCAL COMMENTS:

None.

## III. COMMENTS

### A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not Applicable. This bill does not appear to require counties or municipalities to spend funds or take action requiring the expenditures of funds; reduce the authority that counties or municipalities have to raise revenues in the aggregate; or reduce the percentage of state tax shared with counties or municipalities.

2. Other:

None

### B. RULE-MAKING AUTHORITY:

None

### C. DRAFTING ISSUES OR OTHER COMMENTS:

Comments

A portion of the Reverend John A. Ferguson Street designation is not on the State Highway System.

The C. Blythe Andrews Road and Roland Manteiga Road, Detective Sergeant Steven E. Bauer Street, Sergeant Lynette Hodge Street, Full Gospel Assembly Street, Ebenezer Christian Academy Street, Bishop Abe Randall Boulevard and Reverend Wilner Maxi designations are not on the State Highway System.

A Jacob Fleishman Street was previously designated in Miami-Dade County in 2012.<sup>1</sup> This designation appears to be for the same person.

#### **IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES**

On March 20, 2013, the Transportation & Highway Safety Subcommittee adopted four amendments. These amendments:

- Designated RADM LeRoy Collins, Jr. Veterans Expressway.
- Designated Ponce de Leon Bridge.
- Designated Dr. Martin Luther King, Jr., Avenue.
- Corrected drafting errors.

On April 9, 2013, the Economic Affairs Committee adopted two amendments and reported the bill favorably as a Committee Substitute. These amendments:

- Corrected drafting errors.
- Designated Arthur & Polly Mays Memorial Highway
- Designated Lourdes Guzman-DeJesus Street
- Designated Fred Karl Memorial Highway.
- Designated KMI Kentucky Military Institute Bridge
- Designated Tomas-Minerva Vinuela Way
- Designated Robert L. Clark Memorial Highway
- Designated Governor Nixon Highway
- Designated Warren E. "Charlie" Brown Memorial Highway
- Designated Julia Munroe Woodward Highway.
- Designated Walter Francis Spence Parkway.
- Authorized a memorial marker in a wayside park at the north end of the Sunshine Skyway Bridge.

This analysis is written to the Committee Substitute.

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<sup>1</sup> Section 19, ch. 2012-228, L.O.F.  
**STORAGE NAME:** h7117a.EAC  
**DATE:** 4/11/2013