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LEGISLATIVE ACTION

Senate

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House

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Floor: 2/AD/2R

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05/01/2014 12:52 PM

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Senator Latvala moved the following:

Senate Amendment (with title amendment)

Before line 136

insert:

Section 1. Subsection (3) of section 335.065, Florida Statutes, is amended to read:

335.065 Bicycle and pedestrian ways along state roads and transportation facilities.-

(3) The department, in cooperation with the Department of Environmental Protection, shall establish a statewide integrated system of bicycle and pedestrian ways in such a manner as to



12 take full advantage of any such ways which are maintained by any
13 governmental entity. The department may enter into a concession
14 agreement with a not-for-profit entity or private sector
15 business or entity for commercial sponsorship displays on
16 multiuse trails and related facilities and use any concession
17 agreement revenues for the maintenance of the multiuse trails
18 and related facilities. Commercial sponsorship displays are
19 subject to the requirements of the Highway Beautification Act of
20 1965, and all federal laws and agreements, when applicable. For
21 the purposes of this section, bicycle facilities may be
22 established as part of or separate from the actual roadway and
23 may utilize existing road rights-of-way or other rights-of-way
24 or easements acquired for public use.

25 (a) A concession agreement shall be administered by the
26 department and must include the requirements of this section.

27 (b)1. Signage or displays erected under this section shall
28 comply with s. 337.407 and chapter 479 and shall be limited as
29 follows:

30 a. One large sign or display, not to exceed 16 square feet
31 in area, may be located at each trailhead or parking area.

32 b. One small sign or display, not to exceed 4 square feet
33 in area, may be located at each designated trail public access
34 point.

35 2. Before installation, each name or sponsorship display
36 must be approved by the department.

37 3. The department shall ensure that the size, color,
38 materials, construction, and location of all signs are
39 consistent with the management plan for the property and the
40 standards of the department, do not intrude on natural and



41 historic settings, and contain only a logo selected by the
42 sponsor and the following sponsorship wording:

43
44 ...(Name of the sponsor)... proudly sponsors the costs
45 of maintaining the ...(Name of the greenway or
46 trail)....

47
48 4. All costs of a display, including development,
49 construction, installation, operation, maintenance, and removal
50 costs, shall be paid by the concessionaire.

51 (c) A concession agreement shall be for a minimum of 1
52 year, but may be for a longer period under a multiyear
53 agreement, and may be terminated for just cause by the
54 department upon 60 days' advance notice. Just cause for
55 termination of a concession agreement includes, but is not
56 limited to, violation of the terms of the concession agreement
57 or this section.

58
59 ===== T I T L E A M E N D M E N T =====

60 And the title is amended as follows:

61 Between lines 2 and 3

62 insert:

63 amending s. 335.065, F.S.; authorizing the department
64 to enter into certain concession agreements; providing
65 for use of agreement revenues; providing that the
66 agreements are subject to applicable federal laws;
67 requiring that a concession agreement be administered
68 by the department and meet certain requirements;