

1 A bill to be entitled

2 An act relating to freight and trade; amending s.
3 311.07, F.S., providing that seaport asset management
4 plans are eligible for funding from the Florida
5 Seaport Transportation and Economic Development
6 Program; amending s. 311.101, F.S.; revising the
7 amount of funds to be made available annually from the
8 State Transportation Trust Fund for the Intermodal
9 Logistics Center Infrastructure Support Program;
10 creating s. 311.103, F.S.; defining the term "freight
11 logistics zone"; authorizing a county or two or more
12 contiguous counties to designate a geographic area or
13 areas within its jurisdiction as a freight logistics
14 zone; requiring the adoption of a strategic plan which
15 must include certain information; providing that
16 certain projects within freight logistics zones may be
17 eligible for priority in state funding and certain
18 incentive programs; providing evaluation criteria for
19 freight logistics zones; creating s. 311.141, F.S.;
20 requiring certain entities to conduct a review of
21 continuity of operations plans; authorizing such
22 entities to develop an all-hazards economic recovery
23 plan and resumption of trade plan for seaports;
24 requiring certain entities to review the need for
25 consistent asset management plans for seaports;
26 amending s. 320.525, F.S., providing that certain

27 public roads may be designated as port district roads;
28 requiring the Department of Transportation to
29 designate such roads with appropriate signage;
30 providing an effective date.

31

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

33

34 Section 1. Paragraph (b) of subsection (3) of section
35 311.07, Florida Statutes, is amended to read:

36 311.07 Florida seaport transportation and economic
37 development funding.—

38 (3)

39 (b) Projects eligible for funding by grants under the
40 program are limited to the following port facilities or port
41 transportation projects:

42 1. Transportation facilities within the jurisdiction of
43 the port.

44 2. The dredging or deepening of channels, turning basins,
45 or harbors.

46 3. The construction or rehabilitation of wharves, docks,
47 structures, jetties, piers, storage facilities, cruise
48 terminals, automated people mover systems, or any facilities
49 necessary or useful in connection with any of the foregoing.

50 4. The acquisition of vessel tracking systems, container
51 cranes, or other mechanized equipment used in the movement of
52 cargo or passengers in international commerce.

53 5. The acquisition of land to be used for port purposes.

54 6. The acquisition, improvement, enlargement, or extension
55 of existing port facilities.

56 7. Environmental protection projects which are necessary
57 because of requirements imposed by a state agency as a condition
58 of a permit or other form of state approval; which are necessary
59 for environmental mitigation required as a condition of a state,
60 federal, or local environmental permit; which are necessary for
61 the acquisition of spoil disposal sites and improvements to
62 existing and future spoil sites; or which result from the
63 funding of eligible projects listed in this paragraph.

64 8. Transportation facilities as defined in s. 334.03(30)
65 which are not otherwise part of the Department of
66 Transportation's adopted work program.

67 9. Intermodal access projects.

68 10. Construction or rehabilitation of port facilities as
69 defined in s. 315.02, excluding any park or recreational
70 facilities, in ports listed in s. 311.09(1) with operating
71 revenues of \$5 million or less, provided that such projects
72 create economic development opportunities, capital improvements,
73 and positive financial returns to such ports.

74 11. Seaport master plan or strategic plan development or
75 updates, including the purchase of data to support such plans
76 and asset management plans.

77 Section 2. Subsection (7) of section 311.101, Florida
78 Statutes, is amended to read:

79 311.101 Intermodal Logistics Center Infrastructure Support
80 Program.—

81 (7) Beginning in fiscal year 2014-2015, at least ~~2012-~~
82 ~~2013, up to~~ \$5 million per year shall be made available from the
83 State Transportation Trust Fund for the program. The Department
84 of Transportation shall include projects proposed to be funded
85 under this section in the tentative work program developed
86 pursuant to s. 339.135(4).

87 Section 3. Section 311.103, Florida Statutes, is created
88 to read:

89 311.103 Designation of state freight logistics zones.—

90 (1) As used in this section, the term "freight logistics
91 zone" means a grouping of activities and infrastructure
92 associated with freight transportation and related services
93 within a defined area around an intermodal logistics center as
94 defined in s. 311.101(2).

95 (2) A county, or two or more contiguous counties, may
96 designate a geographic area or areas within its jurisdiction as
97 a freight logistics zone. The designation must be accompanied by
98 a strategic plan adopted by the county or counties. At a
99 minimum, the strategic plan must include, but is not limited to:

100 (a) A map depicting the geographic area or areas to be
101 included within the designation.

102 (b) Identification of the existing or planned freight
103 facilities or logistics clusters located within the designated
104 zone.

105 (c) Identification of existing transportation
106 infrastructure, such as roads, rail, airports, and seaports,
107 within or in close proximity to the proposed freight logistics
108 zone.

109 (d) Identification of existing workforce availability
110 within or in close proximity to the proposed zone.

111 (e) Identification of any existing or planned local,
112 state, or federal workforce training capabilities available for
113 a business seeking to locate or expand within the proposed zone.

114 (f) Identification of any local, state, or federal plans,
115 including transportation, seaport, or airport plans, concerning
116 the movement of freight within or in close proximity to the
117 proposed zone.

118 (g) Identification of financial or other local government
119 incentives to encourage new development, expansion of existing
120 development, or redevelopment within the proposed zone.

121 (h) Documentation that the plan is consistent with
122 applicable local government comprehensive plans and adopted
123 long-range transportation plans of a Metropolitan Planning
124 Organization, where applicable.

125 (3) Projects within freight logistics zones designated
126 pursuant to this section, which are consistent with the Freight
127 Mobility and Trade Plan developed in accordance with s.
128 334.044(33), may be eligible for priority in state funding and
129 incentive programs relating to freight logistics zones,
130 including applicable programs identified in parts I, III, and V

131 of chapter 288.

132 (4) When evaluating projects within a designated freight
133 logistics zone for purposes of determining funding or incentive
134 program eligibility under this section, consideration must be
135 given to:

136 (a) The presence of an existing or planned intermodal
137 logistics center within the freight logistics zone.

138 (b) Whether the project serves a strategic state interest.

139 (c) Whether the project facilitates the cost-effective and
140 efficient movement of goods.

141 (d) The extent to which the project contributes to
142 economic activity, including job creation, increased wages, and
143 revenues.

144 (e) The extent to which the project efficiently interacts
145 with and supports the existing or planned transportation
146 network.

147 (f) The amount of investment or commitments made by the
148 owner or developer of the existing or proposed facility.

149 (g) The extent to which the county or counties have
150 commitments with private sector businesses planning to locate
151 operations within the freight logistics zone.

152 (h) Demonstrated local financial support and commitment to
153 the project, including in-kind contributions.

154 Section 4. Section 311.141, Florida Statutes, is created
155 to read:

156 311.141 Florida seaports all-hazards economic recovery and

157 resumption of trade plan; asset management plan.-

158 (1) The Department of Transportation, in consultation with
159 the Division of Emergency Management, the Florida Seaport
160 Transportation and Economic Development Council, and other
161 appropriate partners, shall review the need for, and, if needed,
162 develop, a statewide all-hazards economic recovery and
163 resumption of trade plan for Florida's ports, as listed in s.
164 311.09. The review shall examine existing continuity of
165 operations plans at the seaports and at other appropriate
166 agencies and shall identify any gaps or needed linkages to
167 ensure expedited resumption of business operations following a
168 major incident at a Florida port. This review shall also examine
169 current procedures and planning developed pursuant to s. 252.35
170 to identify any changes needed to ensure appropriate integration
171 of the plan into statewide emergency management plans.

172 (2) The Department of Transportation, in consultation with
173 the Florida Seaport Transportation and Economic Development
174 Council, shall examine the need for, and possible benefits from,
175 implementation of a consistent asset management plan at each of
176 Florida's ports, as listed in s. 311.09. For the purpose of
177 achieving statewide transportation and economic development
178 goals and goals of the seaport's strategic plan, any asset
179 management plan developed must identify systematic and
180 coordinated activities and practices to optimally and
181 sustainably manage assets and asset systems, and must identify
182 the associated performance, risks and expenditures of such

183 activities over their lifecycles.

184 Section 5. Subsection (2) of section 320.525, Florida
 185 Statutes, is amended to read:

186 320.525 Port vehicles and equipment; definition;
 187 exemption.—

188 (2) Port vehicles and equipment shall be exempt from the
 189 provisions of this chapter which require the registration of
 190 motor vehicles, the payment of license taxes, and the display of
 191 license plates when operated or used within the port facility of
 192 any deepwater port of this state, as listed in s. 403.021(9)(b),
 193 for the purpose of transporting cargo, containers, or other
 194 equipment:

195 (a) From wharves to storage areas or terminals and return
 196 to wharves within the port; ~~and~~

197 (b) From such storage areas or terminals to other storage
 198 areas or terminals within the port; and—

199 (c) On public roads connecting port facilities of a single
 200 deepwater port, as listed in s. 403.021(9)(b), that are
 201 designated as port district roads for the purpose of
 202 transporting cargo, containers, and other equipment. The
 203 Department of Transportation shall designate port district roads
 204 with appropriate signage.

205 Section 6. This act shall take effect July 1, 2014.