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LEGISLATIVE ACTION

Senate

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House

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Floor: WD

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05/01/2014 02:54 PM

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Senator Galvano moved the following:

Senate Amendment (with title amendment)

Between lines 1464 and 1465

insert:

Section 33. Paragraphs (a) and (e) of subsection (1) of section 343.91, Florida Statutes, are amended to read:

343.91 Definitions.—

(1) As used in this part, the term:

(a) "Authority" means the Tampa Bay Area Regional Transportation Authority, the body politic and corporate and agency of the state created by this part, covering the eight-



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12 ~~county seven-county~~ area comprised of Citrus, Hernando,
13 Hillsborough, Pasco, Pinellas, Polk, Manatee, and Sarasota
14 Counties.

15 (e)1. "Commuter rail" means a complete system of tracks,
16 guideways, stations, and rolling stock necessary to effectuate
17 medium-distance to long-distance passenger rail service to,
18 from, or within the municipalities within the authority's
19 designated eight-county ~~seven-county~~ region.

20 2. "Heavy rail transit" means a complete rail system
21 operating on an electric railway with the capacity for a heavy
22 volume of traffic, characterized by high-speed and rapid-
23 acceleration passenger rail cars operating singly or in multicar
24 trains on fixed rails in separate rights-of-way from which all
25 other vehicular and pedestrian traffic are excluded. "Heavy rail
26 transit" includes metro, subway, elevated, rapid transit, and
27 rapid rail systems.

28 3. "Light rail transit" means a complete system of tracks,
29 overhead catenaries, stations, and platforms with lightweight
30 passenger rail cars operating singly or in short, multicar
31 trains on fixed rails in rights-of-way that are not separated
32 from other traffic for much of the way.

33 Section 34. Subsection (2) of section 343.92, Florida
34 Statutes, is amended to read:

35 343.92 Tampa Bay Area Regional Transportation Authority.—

36 (2) The governing board of the authority shall consist of
37 16 voting members.

38 ~~(a) There shall be one nonvoting, ex officio member of The~~
39 ~~board who shall be appointed by the secretary of the department~~
40 shall appoint an advisor to the board ~~but~~ who must be the



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41 district secretary for one of the department districts within
42 the eight-county ~~seven-county~~ area of the authority, at the
43 discretion of the secretary of the department.

44 (b) The 16 ~~There shall be 15~~ voting members of the board
45 shall be as follows:

46 1. The county commissions of Citrus, Hernando,
47 Hillsborough, Pasco, Pinellas, Polk, Manatee, and Sarasota
48 Counties shall each appoint one elected official to the board.
49 Members appointed under this subparagraph shall serve 2-year
50 terms with not more than three consecutive terms being served by
51 any person. If a member under this subparagraph leaves elected
52 office, a vacancy exists on the board to be filled as provided
53 in this subparagraph.

54 2. The West Central Florida M.P.O. Chairs Coordinating
55 Committee shall appoint one member to the board who must be a
56 chair of one of the six metropolitan planning organizations in
57 the region. The member appointed under this subparagraph shall
58 serve a 2-year term with not more than three consecutive terms
59 being served by any person.

60 3.a. Two members of the board shall be the mayor, or the
61 mayor's designee, of the largest municipality within the service
62 area of each of the following independent transit agencies or
63 their legislatively created successor agencies: Pinellas
64 Suncoast Transit Authority and Hillsborough Area Regional
65 Transit Authority. The largest municipality is that municipality
66 with the largest population as determined by the most recent
67 United States Decennial Census.

68 b. Should a mayor choose not to serve, his or her designee
69 must be an elected official selected by the mayor from that



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70 largest municipality's city council or city commission. A mayor
71 or his or her designee shall serve a 2-year term with not more
72 than three consecutive terms being served by any person.

73 c. A designee's term ends if the mayor leaves office for
74 any reason. If a designee leaves elected office on the city
75 council or commission, a vacancy exists on the board to be
76 filled by the mayor of that municipality as provided in sub-
77 subparagraph a.

78 d. A mayor who has served three consecutive terms on the
79 board must designate an elected official from that largest
80 municipality's city council or city commission to serve on the
81 board for at least one term.

82 4.a. One membership on the board shall rotate every 2 years
83 between the mayor, or his or her designee, of the largest
84 municipality within Manatee County and the mayor, or his or her
85 designee, of the largest municipality within Sarasota County.
86 The mayor, or his or her designee, from the largest municipality
87 within Manatee County shall serve the first 2-year term. The
88 largest municipality is that municipality with the largest
89 population as determined by the most recent United States
90 Decennial Census.

91 b. Should a mayor choose not to serve, his or her designee
92 must be an elected official selected by the mayor from that
93 municipality's city council or city commission.

94 5. The Governor shall appoint to the board four business
95 representatives, each of whom must reside in one of the eight
96 ~~seven~~ counties governed by the authority, none of whom may be
97 elected officials, and at least one but not more than two of
98 whom shall represent counties within the federally designated



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99 Tampa Bay Transportation Management Area. Members appointed by
100 the Governor shall serve 3-year terms with not more than two
101 consecutive terms being served by any person.

102 (c) Appointments may be staggered to avoid mass turnover at
103 the end of any 2-year or 4-year period. A vacancy during a term
104 shall be filled by the respective appointing authority within 90
105 days in the same manner as the original appointment and only for
106 the remainder of the unexpired term.

107 Section 35. Subsection (1) and paragraphs (c) through (e)
108 of subsection (3) of section 343.922, Florida Statutes, are
109 amended to read:

110 343.922 Powers and duties.—

111 (1) The express purposes of the authority are to improve
112 mobility and expand multimodal transportation options for
113 passengers and freight throughout the eight-county ~~seven-county~~
114 Tampa Bay region.

115 (3)

116 (c) Before the adoption of the master plan, the authority
117 shall hold at least one public meeting in each of the eight
118 ~~seven~~ counties within the designated region. At least one public
119 hearing must be held before the authority's board.

120 (d) After its adoption, the master plan shall be updated
121 every 5 ~~2~~ years before July 1.

122 (e) The authority shall present the original master plan
123 and updates to the governing bodies of the counties within the
124 eight-county ~~seven-county~~ region, to the West Central Florida
125 M.P.O. Chairs Coordinating Committee, and to the legislative
126 delegation members representing those counties within 90 days
127 after adoption.



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

And the title is amended as follows:

Delete lines 2 - 178

and insert:

An act relating to transportation; amending s.
61.13016, F.S.; revising notification requirements
with respect to the suspension of the driver license
of a child support obligor; requiring delinquent child
support obligors to provide certain documentation
within a specified period in order to prevent the
suspension of his or her driver license; amending s.
316.003, F.S.; defining the terms "sanitation vehicle"
and "utility service vehicle" for purposes of the
Florida Uniform Traffic Control Law; creating s.
316.0778, F.S.; defining the term "automated license
plate recognition system"; requiring the Department of
State to consult with the Department of Law
Enforcement in establishing a retention schedule for
records generated by the use of an automated license
plate recognition system; amending s. 316.126, F.S.;
requiring a driver to change lanes when approaching a
sanitation or utility service vehicle performing a
service-related task on the roadside; amending s.
316.193, F.S.; authorizing the court to order the
placement of an ignition interlock device for certain
first-time offenders of driving under the influence;
authorizing the court to dismiss an order of
impoundment or immobilization as a result of driving



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157 under the influence if the defendant provides proof to
158 the court of the installation of a functioning,
159 certified ignition interlock device; authorizing the
160 court to order sobriety and drug monitoring in
161 addition to specified ignition interlock device
162 requirements; defining terms; amending s. 316.1937,
163 F.S.; providing requirements for a person otherwise
164 required to have an installed ignition interlock
165 device to operate a leased motor vehicle in the course
166 and scope of employment without installation of such
167 device; amending s. 316.1938, F.S.; revising
168 requirements for certification of ignition interlock
169 devices; requiring contracts between the department
170 and ignition interlock device service providers;
171 providing contract requirements; requiring the
172 provider to maintain confidentiality under specified
173 provisions; providing for application of specified
174 provisions; amending s. 316.1975, F.S.; providing that
175 certain requirements for an unattended vehicle do not
176 apply to a vehicle that is started by remote control
177 under certain circumstances; amending s. 316.2126,
178 F.S.; revising the timeframe for the authorized use of
179 golf carts, low-speed vehicles, and utility vehicles
180 related to seasonal delivery personnel; amending s.
181 316.2952, F.S.; revising a provision exempting a
182 global position system device or similar satellite
183 receiver device from the prohibition of attachments on
184 windshields; amending s. 316.86, F.S.; revising
185 provisions relating to the operation of vehicles



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186 equipped with autonomous technology on state roads for
187 testing purposes; authorizing certain research
188 organizations to operate such vehicles; deleting an
189 obsolete provision; amending s. 318.15, F.S.;
190 prohibiting the department from accepting the
191 resubmission of certain driver license suspensions;
192 amending s. 318.18, F.S.; providing for a clerk of
193 court to designate a local governmental entity for
194 disposition of certain parking citations; authorizing
195 such entity to retain the processing fee; amending s.
196 320.02, F.S.; requiring the department to withhold the
197 renewal of registration or replacement registration of
198 a motor vehicle identified in a notice submitted by a
199 lienor for failure to surrender the vehicle; providing
200 conditions under which a revalidation sticker or
201 replacement license plate may be issued; amending ss.
202 320.08056 and 320.08058, F.S.; revising the names of
203 certain specialty license plates; revising
204 distribution of revenue received from the sale of a
205 certain plate; revising requirements for the use of
206 specialty license plate annual use fees; defining the
207 term "administrative expenses"; amending s. 320.089,
208 F.S.; creating a new military-related special use
209 license plate that will be stamped with the word
210 "Veteran"; amending s. 320.08062, F.S.; revising audit
211 and attestation requirements for specialty license
212 plate organizations and the department; revising
213 procedures for discontinuance of revenue payments and
214 deauthorization of a plate; directing the department



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215 to notify the Legislature within a certain timeframe
216 if an organization has failed to use revenue in
217 accordance with specified provisions; amending s.
218 320.083, F.S.; revising the requirements for a special
219 license plate for certain amateur radio operators;
220 amending s. 320.1316, F.S.; prohibiting the department
221 from issuing a license plate, revalidation sticker, or
222 replacement license plate for a vehicle, or a vessel
223 registration number or decal for a vessel, identified
224 in a notice from a lienor; requiring that a notice to
225 surrender a vehicle or vessel be signed under oath by
226 the lienor; authorizing a registered owner of a
227 vehicle or vessel to bring a civil action to dispute a
228 notice to surrender a vehicle or vessel or his or her
229 inclusion on the list of persons who may not be issued
230 a license plate, revalidation sticker, replacement
231 license plate, or vessel registration number or decal;
232 providing procedures for such a civil action;
233 providing for the award of attorney fees and costs;
234 amending s. 320.771, F.S.; requiring a licensed
235 recreational vehicle dealer who applies for a
236 supplemental license to hold certain off-premises
237 sales to notify the local department office of the
238 dates and location for such sales; specifying
239 requirements for licensed recreational vehicle dealers
240 to hold such sales; creating s. 322.032, F.S.;
241 requiring the department to begin to review and
242 prepare for the development of a system for issuing an
243 optional digital proof of driver license; authorizing



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244 the department to contract with private entities to
245 develop the system; providing requirements for digital
246 proof of driver license; providing criminal penalties
247 for manufacturing or possessing a false digital proof
248 of driver license; amending s. 322.055, F.S.; reducing
249 the mandatory period of revocation or suspension of,
250 or delay in eligibility for, a driver license for
251 persons convicted of certain drug offenses; requiring
252 the court to make a determination as to whether a
253 restricted license would be appropriate for persons
254 convicted of certain drug offenses; amending s.
255 322.058, F.S.; requiring the department to reinstate
256 the driving privilege and allow registration of a
257 motor vehicle of a child support obligor upon receipt
258 of an affidavit containing specified information;
259 amending s. 322.059, F.S.; requiring the department to
260 invalidate the digital proof of driver license for a
261 person whose license or registration has been
262 suspended; amending s. 322.141, F.S.; revising
263 requirements for special markings on driver licenses
264 and state identification cards for persons designated
265 as sexual predators or subject to registration as
266 sexual offenders to include persons so designated or
267 subject to registration under the laws of another
268 jurisdiction; amending s. 322.143, F.S.; providing for
269 a first responder, emergency medical technician, or
270 other authorized health care practitioner to access
271 medical information through use of a person's driver
272 license or identification card under certain



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273 conditions; amending s. 322.15, F.S.; authorizing a
274 digital proof of driver license to be accepted in lieu
275 of a physical driver license; amending s. 322.27,
276 F.S.; providing for a clerk of court to remove a
277 habitual traffic offender designation if the offender
278 meets certain conditions; amending s. 322.2715, F.S.;
279 authorizing ignition interlock device installation for
280 at least 6 continuous months for a first offense of
281 driving under the influence; creating s. 322.276,
282 F.S.; authorizing the department to issue a driver
283 license to a person whose license is suspended or
284 revoked in another state under certain circumstances;
285 amending s. 323.002, F.S.; providing that an
286 unauthorized wrecker operator's wrecker, tow truck, or
287 other motor vehicle used during certain offenses may
288 be immediately removed and impounded; requiring an
289 unauthorized wrecker operator to disclose in writing
290 to the owner or operator of a motor vehicle certain
291 information; requiring the unauthorized wrecker
292 operator to provide a copy of the disclosure to the
293 owner or operator in the presence of a law enforcement
294 officer if such officer is at the scene of a motor
295 vehicle accident; authorizing a law enforcement
296 officer from a local governmental agency or state law
297 enforcement agency to cause to be removed and
298 impounded from the scene of a wrecked or disabled
299 vehicle an unauthorized wrecker, tow truck, or other
300 motor vehicle; authorizing the authority that caused
301 the removal and impoundment to assess a cost recovery



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302 fine; requiring a release form; requiring the wrecker,
303 tow truck, or other motor vehicle to remain impounded
304 until the fine is paid; providing the amounts for the
305 cost recovery fine for first and subsequent
306 violations; requiring the unauthorized wrecker
307 operator to pay the fees associated with the removal
308 and storage of the wrecker, tow truck, or other motor
309 vehicle; amending s. 343.91, F.S.; adding Polk County
310 to the list of counties covered under the Tampa Bay
311 Area Regional Transportation Authority; amending s.
312 343.92, F.S.; revising the voting membership of the
313 governing board of the Tampa Bay Area Regional
314 Transportation Authority; amending s. 343.922, F.S.;
315 conforming provisions to changes made by the act;
316 amending s. 526.141, F.S.; requiring self-