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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/16/2015	.	
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Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 1917 - 1964

and insert:

Section 37. Section 339.81, Florida Statutes, is  
created to read:

339.81 Florida Shared-Use Nonmotorized Trail Network.-

(1) The Legislature finds that increasing demands continue  
to be placed on the state's transportation system by a growing  
economy, continued population growth, and increasing tourism.



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11 The Legislature also finds that significant challenges exist in  
12 providing additional capacity to the conventional transportation  
13 system and will require enhanced accommodation of alternative  
14 travel modes to meet the needs of residents and visitors. The  
15 Legislature further finds that improving bicyclist and  
16 pedestrian safety for both residents and visitors remains a high  
17 priority. Therefore, the Legislature declares that the  
18 development of a nonmotorized trail network will increase  
19 mobility and recreational alternatives for residents and  
20 visitors of this state, enhance economic prosperity, enrich  
21 quality of life, enhance safety, and reflect responsible  
22 environmental stewardship. To that end, it is the intent of the  
23 Legislature that the department make use of its expertise in  
24 efficiently providing transportation projects to develop the  
25 Florida Shared-Use Nonmotorized Trail Network, consisting of a  
26 statewide network of nonmotorized trails which allows  
27 nonmotorized vehicles and pedestrians to access a variety of  
28 origins and destinations with limited exposure to motorized  
29 vehicles.

30 (2) The Florida Shared-Use Nonmotorized Trail Network is  
31 created as a component of the Florida Greenways and Trails  
32 System established in chapter 260. The statewide network  
33 consists of multiuse trails or shared-use paths physically  
34 separated from motor vehicle traffic and constructed with  
35 asphalt, concrete, or another hard surface which, by virtue of  
36 design, location, extent of connectivity or potential  
37 connectivity, and allowable uses, provides nonmotorized  
38 transportation opportunities for bicyclists and pedestrians  
39 statewide between and within a wide range of points of origin



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40 and destinations, including, but not limited to, communities,  
41 conservation areas, state parks, beaches, and other natural or  
42 cultural attractions for a variety of trip purposes, including  
43 work, school, shopping, and other personal business, as well as  
44 social, recreational, and personal fitness purposes.

45 (3) Network components do not include sidewalks, nature  
46 trails, loop trails wholly within a single park or natural area,  
47 or on-road facilities, such as bicycle lanes or routes other  
48 than:

49 (a) On-road facilities that are no longer than one-half  
50 mile connecting two or more nonmotorized trails, if the  
51 provision of a non-motorized trail without the use of the on-  
52 road facility is not feasible, and if such on-road facilities  
53 are signed and marked for nonmotorized use; or

54 (b) On-road components of the Florida Keys Overseas  
55 Heritage Trail.

56 (4) The planning, development, operation, and maintenance  
57 of the Florida Shared-Use Nonmotorized Trail Network is declared  
58 to be a public purpose, and the department, together with other  
59 agencies of this state and all counties, municipalities, and  
60 special districts of this state, may spend public funds for such  
61 purposes and accept gifts and grants of funds, property, or  
62 property rights from public or private sources to be used for  
63 such purposes.

64 (5) The department shall include the Florida Shared-Use  
65 Nonmotorized Trail Network in its work program developed  
66 pursuant to s. 339.135. For purposes of funding and maintaining  
67 projects within the network, the department shall allocate in  
68 its program and resource plan a minimum of \$50 million annually,



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69 beginning in the 2015-2016 fiscal year.

70 (6) The department may enter into a memorandum of agreement  
71 with a local government or other agency of the state to transfer  
72 maintenance responsibilities of an individual network component.

73 The department may contract with a not-for-profit entity or  
74 private sector business or entity to provide maintenance  
75 services on an individual network component.

76 (7) The department may adopt rules to aid in the  
77 development and maintenance of components of the network.

78  
79 ===== T I T L E A M E N D M E N T =====

80 And the title is amended as follows:

81 Delete lines 226 - 231

82 and insert:

83 creating the Florida Shared-Use Nonmotorized  
84 Trail Network; specifying the composition of the  
85 network; requiring the network to be included in the  
86 Department of Transportation's work program; declaring  
87 the planning, development, operation, and maintenance  
88 of the network to be a public purpose; authorizing the  
89 department to transfer maintenance responsibilities to  
90 local governments or other state agencies and contract  
91 with not-for-profit or private sector entities to  
92 provide maintenance services; requiring funding to be  
93 allocated to the Florida Shared-Use Nonmotorized Trail  
94 Network in the program and resource plan of the  
95 department; authorizing the department to adopt rules;  
96 creating s. 339.82, F.S.; directing

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