

1 A bill to be entitled
2 An act relating to transportation; creating s.
3 287.0836, F.S.; requiring an agency to consider
4 specified criteria when evaluating a proposal or reply
5 received for procurement of specified transportation
6 services; amending s. 316.003, F.S.; reorganizing
7 certain definition provisions relating to autonomous
8 vehicles; amending s. 316.303, F.S.; providing
9 exceptions to a prohibition of a viewer or screen
10 visible from the driver's seat of a motor vehicle;
11 amending s. 316.515, F.S.; revising provisions that
12 authorize the Department of Transportation to issue
13 special permits for certain overwidth deliveries of
14 manufactured buildings by truck tractor-semitrailer
15 combinations; revising maximum trailer length for such
16 deliveries; creating s. 335.21, F.S.; requiring the
17 governing body of an independent special district
18 created to regulate the operation of public vehicles
19 on public highways to consist of certain members;
20 amending s. 338.231, F.S., relating to turnpike
21 revenue; removing a provision authorizing the use of
22 such revenue for payment of principal and interest of
23 certain bonds and certain expenses of the Sawgrass
24 Expressway; amending s. 339.175, F.S.; revising
25 requirements for long-range transportation plans
26 developed by metropolitan planning organizations;

27 | amending s. 339.64, F.S., relating to the Strategic
28 | Intermodal System Plan; requiring the department to
29 | coordinate with certain partners and industry
30 | representatives to consider infrastructure and
31 | technological improvements necessary to accommodate
32 | advances in vehicle technology; revising requirements
33 | for a needs assessment; repealing s. 341.0532, F.S.,
34 | relating to transportation corridors; removing
35 | provisions that specify certain transportation
36 | facilities as statewide transportation corridors;
37 | creating s. 341.1025, F.S.; authorizing a public
38 | transit provider to enter into agreements with a
39 | transportation network company for the provision of
40 | certain transit services; defining the term
41 | "transportation network company"; revising the title
42 | of part III of chapter 348, F.S.; amending s. 348.753,
43 | F.S.; revising requirements for appointments to the
44 | governing body of the Central Florida Expressway
45 | Authority; specifying that terms of members appointed
46 | by the Governor end on a specified date; removing a
47 | requirement that the authority elect one of its
48 | members as secretary; amending s. 348.754, F.S.;
49 | specifying that the Central Florida Expressway
50 | Authority is a party to a certain lease-purchase
51 | agreement between the department and the Orlando-
52 | Orange County Expressway Authority; directing the

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53 Commission for the Transportation Disadvantaged, in
54 cooperation with the Center for Urban Transportation
55 Research, to develop and implement a pilot program
56 with at least one community transportation coordinator
57 relating to the use of a transportation network
58 company as a transportation operator; providing
59 requirements for the pilot program; requiring the
60 commission to present a report to the Legislature;
61 directing the department, in cooperation with the
62 Florida Transportation Commission, to provide for a
63 study on the viability of implementing a system that
64 charges drivers based on their vehicle miles traveled
65 as an alternative to the present fuel tax structure to
66 fund transportation projects; providing requirements
67 for the study; requiring a report to the Governor and
68 the Legislature; providing an effective date.

69
70 Be It Enacted by the Legislature of the State of Florida:

71
72 Section 1. Section 287.0836, Florida Statutes, is created
73 to read:

74 287.0836 Sustainable transportation services procurement.-
75 An agency must consider the following criteria when evaluating a
76 proposal or reply received pursuant to a request for proposals
77 or an invitation to negotiate for services related to cargo,
78 freight, or package delivery:

79 (1) Whether the vendor uses alternative fuels, including
 80 natural gas fuel as defined in s. 377.810.

81 (2) The fuel efficiency of the vehicles used by the
 82 vendor.

83 Section 2. Subsection (90) of section 316.003, Florida
 84 Statutes, is amended, subsections (91), (92), and (93) are
 85 renumbered as subsections (92), (93), and (94), respectively,
 86 and a new subsection (91) is added to that section, to read:

87 316.003 Definitions.—The following words and phrases, when
 88 used in this chapter, shall have the meanings respectively
 89 ascribed to them in this section, except where the context
 90 otherwise requires:

91 (90) AUTONOMOUS VEHICLE.—Any vehicle equipped with
 92 autonomous technology. ~~The term "autonomous technology" means~~
 93 ~~technology installed on a motor vehicle that has the capability~~
 94 ~~to drive the vehicle on which the technology is installed~~
 95 ~~without the active control or monitoring by a human operator.~~
 96 The term excludes a motor vehicle enabled with active safety
 97 systems or driver assistance systems, including, without
 98 limitation, a system to provide electronic blind spot
 99 assistance, crash avoidance, emergency braking, parking
 100 assistance, adaptive cruise control, lane keep assistance, lane
 101 departure warning, or traffic jam and queuing assistant, unless
 102 any such system alone or in combination with other systems
 103 enables the vehicle on which the technology is installed to
 104 drive without the active control or monitoring by a human

105 operator.

106 (91) AUTONOMOUS TECHNOLOGY.—Technology installed on a
 107 motor vehicle that has the capability to drive the vehicle on
 108 which the technology is installed without the active control or
 109 monitoring by a human operator.

110 Section 3. Subsections (1) and (3) of section 316.303,
 111 Florida Statutes, are amended to read:

112 316.303 Television receivers.—

113 (1) A ~~No~~ motor vehicle operated on the highways of this
 114 state shall not be equipped with television-type receiving
 115 equipment so located that the viewer or screen is visible from
 116 the driver's seat unless the vehicle is equipped with autonomous
 117 technology and is being operated in autonomous mode as provided
 118 in s. 316.85(2).

119 (3) This section does not prohibit the use of an
 120 electronic display used in conjunction with a vehicle navigation
 121 system or an electronic display used by an operator of a vehicle
 122 equipped with autonomous technology while the vehicle is being
 123 operated in autonomous mode as provided in s. 316.85(2).

124 Section 4. Subsection (14) of section 316.515, Florida
 125 Statutes, is amended to read:

126 316.515 Maximum width, height, length.—

127 (14) MANUFACTURED BUILDINGS.—The Department of
 128 Transportation may, in its discretion and upon application and
 129 good cause shown therefor that the same is not contrary to the
 130 public interest, issue a special permit for truck tractor-

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131 semitrailer combinations where the total number of overwidth
132 deliveries of manufactured buildings, as defined in s.
133 553.36(13), may be reduced by permitting the use of multiple
134 sections or single units on an overlength trailer of no more
135 than 80 ~~54~~ feet.

136 Section 5. Section 335.21, Florida Statutes, is created to
137 read:

138 335.21 Governing bodies of independent special districts
139 regulating operation of public vehicles on public highways.—
140 Notwithstanding any provision of local law, the membership of
141 the governing body of an independent special district created
142 for the purpose of regulating the operation of public vehicles
143 upon the public highways under the jurisdiction of the
144 independent special district shall consist of seven members.
145 Four members shall be appointed by the Governor, one member
146 shall be appointed by the governing body of the largest
147 municipality situated within the jurisdiction of the independent
148 special district, and two members shall be appointed by the
149 governing body of the county in which the independent special
150 district has jurisdiction. All appointees must be residents of
151 the county in which the independent special district has
152 jurisdiction.

153 Section 6. Subsection (5) of section 338.231, Florida
154 Statutes, is amended to read:

155 338.231 Turnpike tolls, fixing; pledge of tolls and other
156 revenues.—The department shall at all times fix, adjust, charge,

157 and collect such tolls and amounts for the use of the turnpike
158 system as are required in order to provide a fund sufficient
159 with other revenues of the turnpike system to pay the cost of
160 maintaining, improving, repairing, and operating such turnpike
161 system; to pay the principal of and interest on all bonds issued
162 to finance or refinance any portion of the turnpike system as
163 the same become due and payable; and to create reserves for all
164 such purposes.

165 ~~(5) In each fiscal year while any of the bonds of the~~
166 ~~Broward County Expressway Authority series 1984 and series 1986~~
167 ~~remain outstanding, the department is authorized to pledge~~
168 ~~revenues from the turnpike system to the payment of principal~~
169 ~~and interest of such series of bonds and the operation and~~
170 ~~maintenance expenses of the Sawgrass Expressway, to the extent~~
171 ~~gross toll revenues of the Sawgrass Expressway are insufficient~~
172 ~~to make such payments. The terms of an agreement relative to the~~
173 ~~pledge of turnpike system revenue will be negotiated with the~~
174 ~~parties of the 1984 and 1986 Broward County Expressway Authority~~
175 ~~lease purchase agreements, and subject to the covenants of those~~
176 ~~agreements. The agreement must establish that the Sawgrass~~
177 ~~Expressway is subject to the planning, management, and operating~~
178 ~~control of the department limited only by the terms of the~~
179 ~~lease purchase agreements. The department shall provide for the~~
180 ~~payment of operation and maintenance expenses of the Sawgrass~~
181 ~~Expressway until such agreement is in effect. This pledge of~~
182 ~~turnpike system revenues is subordinate to the debt service~~

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183 ~~requirements of any future issue of turnpike bonds, the payment~~
184 ~~of turnpike system operation and maintenance expenses, and~~
185 ~~subject to any subsequent resolution or trust indenture relating~~
186 ~~to the issuance of such turnpike bonds.~~

187 Section 7. Paragraph (c) of subsection (7) of section
188 339.175, Florida Statutes, is amended to read:

189 339.175 Metropolitan planning organization.—

190 (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must
191 develop a long-range transportation plan that addresses at least
192 a 20-year planning horizon. The plan must include both long-
193 range and short-range strategies and must comply with all other
194 state and federal requirements. The prevailing principles to be
195 considered in the long-range transportation plan are: preserving
196 the existing transportation infrastructure; enhancing Florida's
197 economic competitiveness; and improving travel choices to ensure
198 mobility. The long-range transportation plan must be consistent,
199 to the maximum extent feasible, with future land use elements
200 and the goals, objectives, and policies of the approved local
201 government comprehensive plans of the units of local government
202 located within the jurisdiction of the M.P.O. Each M.P.O. is
203 encouraged to consider strategies that integrate transportation
204 and land use planning to provide for sustainable development and
205 reduce greenhouse gas emissions. The approved long-range
206 transportation plan must be considered by local governments in
207 the development of the transportation elements in local
208 government comprehensive plans and any amendments thereto. The

209 long-range transportation plan must, at a minimum:

210 (c) Assess capital investment and other measures necessary
211 to:

212 1. Ensure the preservation of the existing metropolitan
213 transportation system including requirements for the operation,
214 resurfacing, restoration, and rehabilitation of major roadways
215 and requirements for the operation, maintenance, modernization,
216 and rehabilitation of public transportation facilities; and

217 2. Make the most efficient use of existing transportation
218 facilities to relieve vehicular congestion, improve safety, and
219 maximize the mobility of people and goods. Such efforts shall
220 include, but not be limited to, consideration of infrastructure
221 and technological improvements necessary to accommodate advances
222 in vehicle technology, such as autonomous vehicle technology and
223 other developments.

224
225 In the development of its long-range transportation plan, each
226 M.P.O. must provide the public, affected public agencies,
227 representatives of transportation agency employees, freight
228 shippers, providers of freight transportation services, private
229 providers of transportation, representatives of users of public
230 transit, and other interested parties with a reasonable
231 opportunity to comment on the long-range transportation plan.

232 The long-range transportation plan must be approved by the
233 M.P.O.

234 Section 8. Paragraph (a) of subsection (4) of section

235 339.64, Florida Statutes, is amended, and paragraph (c) is added
236 to subsection (3) of that section, to read:

237 339.64 Strategic Intermodal System Plan.—

238 (3)

239 (c) The department shall also coordinate with federal,
240 regional, and local partners, as well as industry
241 representatives, to consider infrastructure and technological
242 improvements necessary to accommodate advances in vehicle
243 technology, such as autonomous vehicle technology and other
244 developments, in Strategic Intermodal System facilities.

245 (4) The Strategic Intermodal System Plan shall include the
246 following:

247 (a) A needs assessment. Such assessment shall include, but
248 not be limited to, consideration of infrastructure and
249 technological improvements necessary to accommodate advances in
250 vehicle technology, such as autonomous vehicle technology and
251 other developments.

252 Section 9. Section 341.0532, Florida Statutes, is
253 repealed.

254 Section 10. Section 341.1025, Florida Statutes, is created
255 to read:

256 341.1025 Public transit providers; transportation network
257 company agreements for provision of public transit service.—A
258 public transit provider may enter into an agreement with a
259 transportation network company under which the transportation
260 network company provides paratransit or public transit service

261 on behalf of the provider. As used in this section, the term
262 "transportation network company" means an entity that uses a
263 digital or software application to connect passengers to
264 services provided by transportation network company drivers.

265 Section 11. Part III of chapter 348, Florida Statutes,
266 consisting of ss. 348.751-348.765, Florida Statutes, is retitled
267 "Central Florida Expressway Authority."

268 Section 12. Subsection (3) and paragraph (a) of subsection
269 (4) of section 348.753, Florida Statutes, are amended to read:

270 348.753 Central Florida Expressway Authority.—

271 (3) The governing body of the authority shall consist of
272 nine members. The chairs of the boards of the county commissions
273 of Seminole, Lake, and Osceola Counties shall each appoint one
274 member from its respective county, who must ~~may~~ be a commission
275 member or chair or a county mayor. The Mayor of Orange County
276 shall appoint a member from the Orange County Commission. The
277 Governor shall appoint three citizen members, each of whom must
278 be a citizen of either Orange County, Seminole County, Lake
279 County, or Osceola County. ~~The eighth member must be the Mayor~~
280 ~~of Orange County and. The ninth member must be the Mayor of the~~
281 City of Orlando shall also serve as members. The executive
282 director of the Florida Turnpike Enterprise shall serve as a
283 nonvoting advisor to the governing body of the authority. Each
284 member appointed by the Governor shall serve for 4 years, with
285 his or her term ending on December 31 of his or her last year of
286 service. Each county-appointed member shall serve for 2 years.

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287 ~~The terms of standing board members expire June 20, 2014.~~ Each
288 appointed member shall hold office until his or her successor
289 has been appointed and has qualified. A vacancy occurring during
290 a term must be filled only for the balance of the unexpired
291 term. Each appointed member of the authority shall be a person
292 of outstanding reputation for integrity, responsibility, and
293 business ability, but, except as provided in this subsection, a
294 person who is an officer or employee of a municipality or county
295 may not be an appointed member of the authority. Any member of
296 the authority is eligible for reappointment.

297 (4) (a) The authority shall elect one of its members as
298 chair of the authority. The authority shall also elect one of
299 its members as vice chair, ~~one of its members as secretary,~~ and
300 one of its members as treasurer. The chair, vice chair,
301 ~~secretary,~~ and treasurer shall hold such offices at the will of
302 the authority. Five members of the authority constitute a
303 quorum, and the vote of five members is necessary for any action
304 taken by the authority. A vacancy in the authority does not
305 impair the right of a quorum of the authority to exercise all of
306 the rights and perform all of the duties of the authority.

307 Section 13. Paragraph (e) of subsection (2) of section
308 348.754, Florida Statutes, is amended to read:

309 348.754 Purposes and powers.—

310 (2) The authority may exercise all powers necessary,
311 appurtenant, convenient, or incidental to the implementation of
312 the stated purposes, including, but not limited to, the

313 following rights and powers:

314 (e) To enter into and make lease-purchase agreements with
315 the department for terms not exceeding 99 years, or until any
316 bonds secured by a pledge of rentals pursuant to the agreement,
317 and any refundings pursuant to the agreement, are fully paid as
318 to both principal and interest, whichever is longer. The
319 authority is a party to a lease-purchase agreement between the
320 department and the Orlando-Orange County Expressway Authority
321 dated December 23, 1985, as supplemented by a first supplement
322 to the lease-purchase agreement dated November 25, 1986, and a
323 second supplement to the lease-purchase agreement dated October
324 27, 1988. The authority may not enter into other lease-purchase
325 agreements with the department and may not amend the existing
326 agreement in a manner that expands or increases the department's
327 obligations unless the department determines that the agreement
328 or amendment is necessary to permit the refunding of bonds
329 issued before July 1, 2013.

330 Section 14. (1) The Commission for the Transportation
331 Disadvantaged, in cooperation with the Center for Urban
332 Transportation Research, shall develop and implement a pilot
333 program with at least one community transportation coordinator
334 to assess the potential for increasing accessibility and cost
335 effectiveness made possible through use of a transportation
336 network company as a transportation operator. As used in this
337 section, the term "transportation network company" means an
338 entity that uses a digital or software application to connect

339 passengers to services provided by transportation network
340 company drivers.

341 (2) The pilot program must allow for one or more
342 transportation network companies to provide all or some
343 nonsponsored paratransit services to eligible transportation
344 disadvantaged persons for no less than 6 months. A participating
345 transportation network company shall comply with all relevant
346 standards for transportation operators as required under s.
347 427.013(9), Florida Statutes.

348 (3) Contingent upon legislative appropriation, the
349 commission may expend up to \$750,000 for the pilot program.

350 (4) The commission shall present the findings of the pilot
351 program in a report to President of the Senate and the Speaker
352 of the House of Representatives by October 1, 2016.

353 Section 15. Transportation system funding.—The Legislature
354 recognizes that the existing fuel tax structure used to derive
355 revenues for the funding of transportation projects in this
356 state is becoming increasingly inadequate to meet the state's
357 long-term transportation infrastructure needs. Therefore, the
358 Legislature directs the Department of Transportation, in
359 cooperation with the Florida Transportation Commission, to
360 conduct a study on the impact of implementing a system that
361 charges drivers based on the vehicle miles traveled as an
362 alternative, sustainable source of transportation funding.

363 (1) The Department of Transportation, in cooperation with
364 the Florida Transportation Commission, shall issue a request for

365 proposals to conduct a study on the viability of implementing a
366 system in this state that charges drivers based on their vehicle
367 miles traveled as an alternative to the present fuel tax
368 structure to fund transportation projects. The study shall
369 synthesize previous research and findings from other states. The
370 study shall, at a minimum, address the following issues:

371 (a) Various methods of recording and reporting highway
372 use, including availability, adaptability, reliability, ease of
373 use, cost, and security.

374 (b) Protection of personally identifiable information and
375 relieving other privacy concerns.

376 (c) Ease and cost of administering charges for vehicle
377 miles traveled compared to imposing fuel taxes.

378 (d) Effectiveness of methods of maintaining compliance.

379 (e) Interoperability with tolling.

380 (f) Interoperability with other states and visiting
381 vehicles from out of state.

382 (g) Assessments of public acceptability of a charge for
383 vehicle miles traveled compared to the fuel tax.

384 (h) The means of establishing rates for various vehicles
385 based on type, weight, and roadways used.

386 (2) In addition, the study must address the advantages and
387 disadvantages of a vehicle-miles-traveled system, other options
388 for funding the state's transportation system, and the estimated
389 fiscal impact of implementing a vehicle-miles-traveled system.

390 (3) By December 31, 2016, the Department of Transportation

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391 and the Florida Transportation Commission shall submit a report
392 to the Governor, the President of the Senate, and the Speaker of
393 the House of Representatives detailing the findings of the study
394 and making recommendations regarding the feasibility and means
395 of implementing a vehicle-miles-traveled system pilot project.

396 Section 16. This act shall take effect July 1, 2015.