

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; creating s. 316.0275, F.S.; providing
9 criminal penalties for certain noncriminal traffic
10 infractions that cause serious bodily injury or death
11 to a person; amending s. 316.303, F.S.; providing
12 exceptions to a prohibition of a viewer or screen
13 visible from the driver's seat of a motor vehicle;
14 amending s. 316.515, F.S.; revising provisions that
15 authorize the Department of Transportation to issue
16 special permits for certain overwidth deliveries of
17 manufactured buildings by truck tractor-semitrailer
18 combinations; revising maximum trailer length for such
19 deliveries; amending s. 322.26, F.S.; providing for
20 mandatory revocation of a driver license for a
21 specified conviction; creating s. 335.21, F.S.;
22 requiring the governing body of an independent special
23 district created to regulate the operation of public
24 vehicles on public highways to consist of certain
25 members; amending s. 338.231, F.S., relating to
26 turnpike revenue; removing a provision authorizing the

27 use of such revenue for payment of principal and
28 interest of certain bonds and certain expenses of the
29 Sawgrass Expressway; amending s. 339.175, F.S.;
30 revising requirements for long-range transportation
31 plans developed by metropolitan planning
32 organizations; amending s. 339.64, F.S., relating to
33 the Strategic Intermodal System Plan; requiring the
34 department to coordinate with certain partners and
35 industry representatives to consider infrastructure
36 and technological improvements necessary to
37 accommodate advances in vehicle technology; revising
38 requirements for a needs assessment; repealing s.
39 341.0532, F.S., relating to transportation corridors;
40 removing provisions that specify certain
41 transportation facilities as statewide transportation
42 corridors; revising the title of part III of chapter
43 348, F.S.; amending s. 348.753, F.S.; revising
44 requirements for appointments to the governing body of
45 the Central Florida Expressway Authority; specifying
46 that terms of members appointed by the Governor end on
47 a specified date; removing a requirement that the
48 authority elect one of its members as secretary;
49 amending s. 348.754, F.S.; specifying that the Central
50 Florida Expressway Authority is a party to a certain
51 lease-purchase agreement between the department and
52 the Orlando-Orange County Expressway Authority;

53 providing an effective date.

54

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

56

57 Section 1. Section 287.0836, Florida Statutes, is created
58 to read:

59 287.0836 Sustainable transportation services procurement.-

60 An agency must consider the following criteria when evaluating a
61 proposal or reply received pursuant to a request for proposals
62 or an invitation to negotiate for services related to cargo,
63 freight, or package delivery:

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

66 (2) The fuel efficiency of the vehicles used by the
67 vendor.

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

72 316.003 Definitions.—The following words and phrases, when
73 used in this chapter, shall have the meanings respectively
74 ascribed to them in this section, except where the context
75 otherwise requires:

76 (90) AUTONOMOUS VEHICLE.—Any vehicle equipped with
77 autonomous technology. ~~The term "autonomous technology" means~~
78 ~~technology installed on a motor vehicle that has the capability~~

79 ~~to drive the vehicle on which the technology is installed~~
 80 ~~without the active control or monitoring by a human operator.~~
 81 The term excludes a motor vehicle enabled with active safety
 82 systems or driver assistance systems, including, without
 83 limitation, a system to provide electronic blind spot
 84 assistance, crash avoidance, emergency braking, parking
 85 assistance, adaptive cruise control, lane keep assistance, lane
 86 departure warning, or traffic jam and queuing assistant, unless
 87 any such system alone or in combination with other systems
 88 enables the vehicle on which the technology is installed to
 89 drive without the active control or monitoring by a human
 90 operator.

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

95 Section 3. Section 316.0275, Florida Statutes, is created
 96 to read:

97 316.0275 Noncriminal traffic infractions leading to
 98 serious bodily injury or death; reclassification.—

99 (1) Notwithstanding any other provision of law, if an
 100 individual commits a noncriminal traffic infraction under this
 101 chapter which causes serious bodily injury or death to a person
 102 and, within 5 years after that violation, commits another
 103 noncriminal traffic infraction under this chapter which causes
 104 serious bodily injury or death to a person, the second such

105 violation shall be reclassified as a misdemeanor of the first
 106 degree, punishable as provided in s. 775.082 or s. 775.083, and
 107 the individual's driver license shall be revoked pursuant to s.
 108 322.26(10).

109 (2) As used in this section, the term "serious bodily
 110 injury" means an injury to a person, excluding the at-fault
 111 driver, which consists of a physical condition that creates a
 112 substantial risk of death, serious personal disfigurement, or
 113 protracted loss or impairment of the function of any bodily
 114 member or organ.

115 Section 4. Subsections (1) and (3) of section 316.303,
 116 Florida Statutes, are amended to read:

117 316.303 Television receivers.—

118 (1) A ~~Ne~~ motor vehicle operated on the highways of this
 119 state shall not be equipped with television-type receiving
 120 equipment so located that the viewer or screen is visible from
 121 the driver's seat unless the vehicle is equipped with autonomous
 122 technology and is being operated in autonomous mode as provided
 123 in s. 316.85(2).

124 (3) This section does not prohibit the use of an
 125 electronic display used in conjunction with a vehicle navigation
 126 system or an electronic display used by an operator of a vehicle
 127 equipped with autonomous technology while the vehicle is being
 128 operated in autonomous mode as provided in s. 316.85(2).

129 Section 5. Subsection (14) of section 316.515, Florida
 130 Statutes, is amended to read:

131 316.515 Maximum width, height, length.—

132 (14) MANUFACTURED BUILDINGS.—The Department of
 133 Transportation may, in its discretion and upon application and
 134 good cause shown therefor that the same is not contrary to the
 135 public interest, issue a special permit for truck tractor-
 136 semitrailer combinations where the total number of overwidth
 137 deliveries of manufactured buildings, as defined in s.
 138 553.36(13), may be reduced by permitting the use of multiple
 139 sections or single units on an overlength trailer of no more
 140 than 80 ~~54~~ feet.

141 Section 6. Subsection (10) is added to section 322.26,
 142 Florida Statutes, to read:

143 322.26 Mandatory revocation of license by department.—The
 144 department shall forthwith revoke the license or driving
 145 privilege of any person upon receiving a record of such person's
 146 conviction of any of the following offenses:

147 (10) Conviction in any court having jurisdiction over
 148 offenses committed under s. 316.0275.

149 Section 7. Section 335.21, Florida Statutes, is created to
 150 read:

151 335.21 Governing bodies of independent special districts
 152 regulating operation of public vehicles on public highways.—
 153 Notwithstanding any provision of local law, the membership of
 154 the governing body of an independent special district created
 155 for the purpose of regulating the operation of public vehicles
 156 upon the public highways under the jurisdiction of the

157 independent special district shall consist of seven members.
 158 Four members shall be appointed by the Governor, one member
 159 shall be appointed by the governing body of the largest
 160 municipality situated within the jurisdiction of the independent
 161 special district, and two members shall be appointed by the
 162 governing body of the county in which the independent special
 163 district has jurisdiction. All appointees must be residents of
 164 the county in which the independent special district has
 165 jurisdiction.

166 Section 8. Subsection (5) of section 338.231, Florida
 167 Statutes, is amended to read:

168 338.231 Turnpike tolls, fixing; pledge of tolls and other
 169 revenues.—The department shall at all times fix, adjust, charge,
 170 and collect such tolls and amounts for the use of the turnpike
 171 system as are required in order to provide a fund sufficient
 172 with other revenues of the turnpike system to pay the cost of
 173 maintaining, improving, repairing, and operating such turnpike
 174 system; to pay the principal of and interest on all bonds issued
 175 to finance or refinance any portion of the turnpike system as
 176 the same become due and payable; and to create reserves for all
 177 such purposes.

178 ~~(5) In each fiscal year while any of the bonds of the~~
 179 ~~Broward County Expressway Authority series 1984 and series 1986~~
 180 ~~remain outstanding, the department is authorized to pledge~~
 181 ~~revenues from the turnpike system to the payment of principal~~
 182 ~~and interest of such series of bonds and the operation and~~

183 ~~maintenance expenses of the Sawgrass Expressway, to the extent~~
 184 ~~gross toll revenues of the Sawgrass Expressway are insufficient~~
 185 ~~to make such payments. The terms of an agreement relative to the~~
 186 ~~pledge of turnpike system revenue will be negotiated with the~~
 187 ~~parties of the 1984 and 1986 Broward County Expressway Authority~~
 188 ~~lease purchase agreements, and subject to the covenants of those~~
 189 ~~agreements. The agreement must establish that the Sawgrass~~
 190 ~~Expressway is subject to the planning, management, and operating~~
 191 ~~control of the department limited only by the terms of the~~
 192 ~~lease purchase agreements. The department shall provide for the~~
 193 ~~payment of operation and maintenance expenses of the Sawgrass~~
 194 ~~Expressway until such agreement is in effect. This pledge of~~
 195 ~~turnpike system revenues is subordinate to the debt service~~
 196 ~~requirements of any future issue of turnpike bonds, the payment~~
 197 ~~of turnpike system operation and maintenance expenses, and~~
 198 ~~subject to any subsequent resolution or trust indenture relating~~
 199 ~~to the issuance of such turnpike bonds.~~

200 Section 9. Paragraph (c) of subsection (7) of section
 201 339.175, Florida Statutes, is amended to read:

202 339.175 Metropolitan planning organization.—

203 (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must
 204 develop a long-range transportation plan that addresses at least
 205 a 20-year planning horizon. The plan must include both long-
 206 range and short-range strategies and must comply with all other
 207 state and federal requirements. The prevailing principles to be
 208 considered in the long-range transportation plan are: preserving

209 the existing transportation infrastructure; enhancing Florida's
210 economic competitiveness; and improving travel choices to ensure
211 mobility. The long-range transportation plan must be consistent,
212 to the maximum extent feasible, with future land use elements
213 and the goals, objectives, and policies of the approved local
214 government comprehensive plans of the units of local government
215 located within the jurisdiction of the M.P.O. Each M.P.O. is
216 encouraged to consider strategies that integrate transportation
217 and land use planning to provide for sustainable development and
218 reduce greenhouse gas emissions. The approved long-range
219 transportation plan must be considered by local governments in
220 the development of the transportation elements in local
221 government comprehensive plans and any amendments thereto. The
222 long-range transportation plan must, at a minimum:

223 (c) Assess capital investment and other measures necessary
224 to:

- 225 1. Ensure the preservation of the existing metropolitan
226 transportation system including requirements for the operation,
227 resurfacing, restoration, and rehabilitation of major roadways
228 and requirements for the operation, maintenance, modernization,
229 and rehabilitation of public transportation facilities; and
- 230 2. Make the most efficient use of existing transportation
231 facilities to relieve vehicular congestion, improve safety, and
232 maximize the mobility of people and goods. Such efforts shall
233 include, but not be limited to, consideration of infrastructure
234 and technological improvements necessary to accommodate advances

235 in vehicle technology, such as autonomous vehicle technology and
 236 other developments.

237
 238 In the development of its long-range transportation plan, each
 239 M.P.O. must provide the public, affected public agencies,
 240 representatives of transportation agency employees, freight
 241 shippers, providers of freight transportation services, private
 242 providers of transportation, representatives of users of public
 243 transit, and other interested parties with a reasonable
 244 opportunity to comment on the long-range transportation plan.
 245 The long-range transportation plan must be approved by the
 246 M.P.O.

247 Section 10. Paragraph (a) of subsection (4) of section
 248 339.64, Florida Statutes, is amended, and paragraph (c) is added
 249 to subsection (3) of that section, to read:

250 339.64 Strategic Intermodal System Plan.—

251 (3)

252 (c) The department shall also coordinate with federal,
 253 regional, and local partners, as well as industry
 254 representatives, to consider infrastructure and technological
 255 improvements necessary to accommodate advances in vehicle
 256 technology, such as autonomous vehicle technology and other
 257 developments, in Strategic Intermodal System facilities.

258 (4) The Strategic Intermodal System Plan shall include the
 259 following:

260 (a) A needs assessment. Such assessment shall include, but

261 not be limited to, consideration of infrastructure and
 262 technological improvements necessary to accommodate advances in
 263 vehicle technology, such as autonomous vehicle technology and
 264 other developments.

265 Section 11. Section 341.0532, Florida Statutes, is
 266 repealed.

267 Section 12. Part III of chapter 348, Florida Statutes,
 268 consisting of ss. 348.751-348.765, Florida Statutes, is retitled
 269 "Central Florida Expressway Authority."

270 Section 13. Subsection (3) and paragraph (a) of subsection
 271 (4) of section 348.753, Florida Statutes, are amended to read:

272 348.753 Central Florida Expressway Authority.—

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

287 his or her term ending on December 31 of his or her last year of
 288 service. Each county-appointed member shall serve for 2 years.
 289 ~~The terms of standing board members expire June 20, 2014.~~ Each
 290 appointed member shall hold office until his or her successor
 291 has been appointed and has qualified. A vacancy occurring during
 292 a term must be filled only for the balance of the unexpired
 293 term. Each appointed member of the authority shall be a person
 294 of outstanding reputation for integrity, responsibility, and
 295 business ability, but, except as provided in this subsection, a
 296 person who is an officer or employee of a municipality or county
 297 may not be an appointed member of the authority. Any member of
 298 the authority is eligible for reappointment.

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

309 Section 14. Paragraph (e) of subsection (2) of section
 310 348.754, Florida Statutes, is amended to read:

311 348.754 Purposes and powers.—

312 (2) The authority may exercise all powers necessary,

313 appurtenant, convenient, or incidental to the implementation of
314 the stated purposes, including, but not limited to, the
315 following rights and powers:

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

332 Section 15. This act shall take effect July 1, 2015.