



442270

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/22/2015	.	
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The Committee on Appropriations (Hays) recommended the following:

Senate Amendment (with title amendment)

Between lines 343 and 344

insert:

Section 3. Subsection (34) is added to section 334.044, Florida Statutes, to read:

334.044 Department; powers and duties.—The department shall have the following general powers and duties:

(34) At the department's discretion, the ability:

(a) To assume the responsibilities of the United States



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11 Department of Transportation with respect to highway projects
12 within the state under the National Environmental Policy Act of
13 1969, 42 U.S.C. ss. 4321 et seq., and with respect to the
14 related responsibilities for environmental review, consultation,
15 or other action required under any federal environmental law
16 pertaining to review or approval of a highway project within the
17 state;

18 (b) To assume responsibilities under 23 U.S.C. s. 327 and
19 enter into one or more agreements, including memoranda of
20 understanding, with the United States Secretary of
21 Transportation related to the federal surface transportation
22 project delivery program for the delivery of highway projects,
23 as provided in 23 U.S.C. s. 327; and

24 (c) To adopt rules to implement this subsection and to
25 adopt relevant federal environmental standards as the standards
26 for this state for a program described in this subsection.

27
28 Sovereign immunity from civil suit in federal court is waived
29 consistent with 23 U.S.C. s. 327 and is limited to the
30 compliance, discharge, or enforcement of a responsibility
31 assumed by the department under this subsection.

32
33 ===== T I T L E A M E N D M E N T =====

34 And the title is amended as follows:

35 Delete lines 10 - 11

36 and insert:

37 has undertaken to increase public access; amending s.
38 260.0144, F.S.; conforming provisions to changes made
39 by the act; amending s. 334.044, F.S.; authorizing the



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40 Department of Transportation to participate in certain
41 federal transportation programs; amending s. 335.065,
42 F.S.; conforming provisions to