



227864

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/27/2016	.	
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The Committee on Transportation (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 226 and 227

insert:

Section 8. Section 338.155, Florida Statutes, is amended to read:

338.155 Payment of toll on toll facilities required; exemptions; signage required.—

(1) A person may not use any toll facility without payment of tolls, except employees of the agency operating the toll



11 project when using the toll facility on official state business,  
12 state military personnel while on official military business,  
13 handicapped persons as provided in this section, persons exempt  
14 from toll payment by the authorizing resolution for bonds issued  
15 to finance the facility, and persons exempt on a temporary basis  
16 where use of such toll facility is required as a detour route.  
17 Any law enforcement officer operating a marked official vehicle  
18 is exempt from toll payment when on official law enforcement  
19 business. Any person operating a fire vehicle when on official  
20 business or a rescue vehicle when on official business is exempt  
21 from toll payment. Any person participating in the funeral  
22 procession of a law enforcement officer or firefighter killed in  
23 the line of duty is exempt from toll payment. The secretary or  
24 the secretary's designee may suspend the payment of tolls on a  
25 toll facility when necessary to assist in emergency evacuation.  
26 The failure to pay a prescribed toll constitutes a noncriminal  
27 traffic infraction, punishable as a moving violation as provided  
28 in s. 318.18. The department may adopt rules relating to the  
29 payment, collection, and enforcement of tolls, as authorized in  
30 this chapter and chapters 316, 318, 320, and 322, including, but  
31 not limited to, rules for the implementation of video or other  
32 image billing and variable pricing. With respect to toll  
33 facilities managed by the department, the revenues of which are  
34 not pledged to repayment of bonds, the department may by rule  
35 allow the use of such facilities by public transit vehicles or  
36 by vehicles participating in a funeral procession for an active-  
37 duty military service member without the payment of tolls.

38 (2) Any person driving an automobile or other vehicle  
39 belonging to the Department of Military Affairs used for



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40 transporting military personnel, stores, and property, when  
41 properly identified, shall, together with any such conveyance  
42 and military personnel and property of the state in his or her  
43 charge, be allowed to pass free through all tollgates and over  
44 all toll bridges and ferries in this state.

45 (3) Any handicapped person who has a valid driver license,  
46 who operates a vehicle specially equipped for use by the  
47 handicapped, and who is certified by a physician licensed under  
48 chapter 458 or chapter 459 or by comparable licensing in another  
49 state or by the Adjudication Office of the United States  
50 Department of Veterans Affairs or its predecessor as being  
51 severely physically disabled and having permanent upper limb  
52 mobility or dexterity impairments which substantially impair the  
53 person's ability to deposit coins in toll baskets, shall be  
54 allowed to pass free through all tollgates and over all toll  
55 bridges and ferries in this state. A person who meets the  
56 requirements of this subsection shall, upon application, be  
57 issued a vehicle window sticker by the Department of  
58 Transportation.

59 (4) A copy of this section shall be posted at each toll  
60 bridge and on each ferry.

61 (5) The Department of Transportation shall provide  
62 envelopes for voluntary payments of tolls by those persons  
63 exempted from the payment of tolls pursuant to this section. The  
64 department shall accept any voluntary payments made by exempt  
65 persons.

66 (6) Personal identifying information held by the Department  
67 of Transportation, a county, a municipality, or an expressway  
68 authority for the purpose of paying, prepaying, or collecting



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69 tolls and associated administrative charges due for the use of  
70 toll facilities is exempt from s. 119.07(1) and s. 24(a), Art. I  
71 of the State Constitution. This exemption applies to such  
72 information held by the Department of Transportation, a county,  
73 a municipality, or an expressway authority before, on, or after  
74 the effective date of the exemption. This subsection is subject  
75 to the Open Government Sunset Review Act in accordance with s.  
76 119.15 and shall stand repealed on October 2, 2019, unless  
77 reviewed and saved from repeal through reenactment by the  
78 Legislature.

79 (7) A toll facility must ensure the presence of signage  
80 notifying drivers if cash payment of the applicable toll at such  
81 facility is not an available option.

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83  
84 ===== T I T L E A M E N D M E N T =====

85 And the title is amended as follows:

86 Between lines 30 and 31

87 insert:

88 amending s. 338.155, F.S.; requiring a toll facility  
89 to ensure the presence of signage notifying drivers if  
90 cash payment is not an option;