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LEGISLATIVE ACTION

Senate	.	House
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Floor: 1/RE/2R	.	
03/10/2016 11:14 PM	.	
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Senator Brandes moved the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsections (5) and (6) are added to section  
311.12, Florida Statutes, to read:

311.12 Seaport security.—

(5) ADVISORY COMMITTEE.—

(a) There is created the Seaport Security Advisory  
Committee, which shall be under the direction of the Florida  
Seaport Transportation and Economic Development Council.



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12           (b) The committee shall consist of the following members:

13           1. Five or more port security directors appointed by the  
14 council chair shall serve as voting members. The council chair  
15 shall designate one member of the committee to serve as  
16 committee chair.

17           2. A designee from the United States Coast Guard shall  
18 serve ex officio as a nonvoting member.

19           3. A designee from United States Customs and Border  
20 Protection shall serve ex officio as a nonvoting member.

21           4. Two representatives from local law enforcement agencies  
22 providing security services at a Florida seaport shall serve ex  
23 officio as nonvoting members.

24           (c) The committee shall meet at the call of the chair but  
25 at least annually. A majority of the voting members constitutes  
26 a quorum for the purpose of transacting business of the  
27 committee, and a vote of the majority of the voting members  
28 present is required for official action by the committee.

29           (d) The committee shall provide a forum for discussion of  
30 seaport security issues, including, but not limited to, matters  
31 such as national and state security strategy and policy, actions  
32 required to meet current and future security threats, statewide  
33 cooperation on security issues, and security concerns of the  
34 state's maritime industry.

35           (6) GRANT PROGRAM.—

36           (a) The Florida Seaport Transportation and Economic  
37 Development Council shall establish a Seaport Security Grant  
38 Program for the purpose of assisting in the implementation of  
39 security plans and security measures at the seaports listed in  
40 s. 311.09(1). Funds may be used for the purchase of equipment,



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41 infrastructure needs, cybersecurity programs, and other security  
42 measures identified in a seaport's approved federal security  
43 plan. Such grants may not exceed 75 percent of the total cost of  
44 the request and are subject to legislative appropriation.

45 (b) The Seaport Security Advisory Committee shall review  
46 applications for the grant program and make recommendations to  
47 the council for grant approvals. The council shall adopt by rule  
48 criteria to implement this subsection.

49 Section 2. Section 316.003, Florida Statutes, is reordered  
50 and amended to read:

51 316.003 Definitions.—The following words and phrases, when  
52 used in this chapter, shall have the meanings respectively  
53 ascribed to them in this section, except where the context  
54 otherwise requires:

55 (1) AUTHORIZED EMERGENCY VEHICLES.—Vehicles of the fire  
56 department (fire patrol), police vehicles, and such ambulances  
57 and emergency vehicles of municipal departments, public service  
58 corporations operated by private corporations, the Fish and  
59 Wildlife Conservation Commission, the Department of  
60 Environmental Protection, the Department of Health, the  
61 Department of Transportation, and the Department of Corrections  
62 as are designated or authorized by their respective department  
63 or the chief of police of an incorporated city or any sheriff of  
64 any of the various counties.

65 (2) ~~(90)~~ AUTONOMOUS VEHICLE.—Any vehicle equipped with  
66 autonomous technology. The term "autonomous technology" means  
67 technology installed on a motor vehicle that has the capability  
68 to drive the vehicle on which the technology is installed  
69 without the active control or monitoring by a human operator.



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70 The term excludes a motor vehicle enabled with active safety  
71 systems or driver assistance systems, including, without  
72 limitation, a system to provide electronic blind spot  
73 assistance, crash avoidance, emergency braking, parking  
74 assistance, adaptive cruise control, lane keep assistance, lane  
75 departure warning, or traffic jam and queuing assistant, unless  
76 any such system alone or in combination with other systems  
77 enables the vehicle on which the technology is installed to  
78 drive without ~~the~~ active control or monitoring by a human  
79 operator.

80 (3)~~(2)~~ BICYCLE.— Every vehicle propelled solely by human  
81 power, and every motorized bicycle propelled by a combination of  
82 human power and an electric helper motor capable of propelling  
83 the vehicle at a speed of not more than 20 miles per hour on  
84 level ground upon which any person may ride, having two tandem  
85 wheels, and including any device generally recognized as a  
86 bicycle though equipped with two front or two rear wheels. The  
87 term does not include such a vehicle with a seat height of no  
88 more than 25 inches from the ground when the seat is adjusted to  
89 its highest position or a scooter or similar device. A ~~No~~ person  
90 under the age of 16 may not operate or ride upon a motorized  
91 bicycle.

92 (4)~~(63)~~ BICYCLE PATH.—Any road, path, or way that is open  
93 to bicycle travel, which road, path, or way is physically  
94 separated from motorized vehicular traffic by an open space or  
95 by a barrier and is located either within the highway right-of-  
96 way or within an independent right-of-way.

97 (5)~~(76)~~ BRAKE HORSEPOWER.—The actual unit of torque  
98 developed per unit of time at the output shaft of an engine, as



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99 measured by a dynamometer.

100 (6)~~(3)~~ BUS.—Any motor vehicle designed for carrying more  
101 than 10 passengers and used for the transportation of persons  
102 and any motor vehicle, other than a taxicab, designed and used  
103 for the transportation of persons for compensation.

104 (7)~~(4)~~ BUSINESS DISTRICT.—The territory contiguous to, and  
105 including, a highway when 50 percent or more of the frontage  
106 thereon, for a distance of 300 feet or more, is occupied by  
107 buildings in use for business.

108 (8)~~(5)~~ CANCELLATION.—Declaration of Cancellation means that  
109 a license ~~which was~~ issued through error or fraud as is declared  
110 void and terminated. A new license may be obtained only as  
111 permitted in this chapter.

112 (9)~~(64)~~ CHIEF ADMINISTRATIVE OFFICER.—The head, or his or  
113 her designee, of any law enforcement agency which is authorized  
114 to enforce traffic laws.

115 (10)~~(65)~~ CHILD.—A child as defined in s. 39.01, s. 984.03,  
116 or s. 985.03.

117 (11) COMMERCIAL MEGACYCLE.—A vehicle that has fully  
118 operational pedals for propulsion entirely by human power and  
119 meets all of the following requirements:

120 (a) Has four wheels and is operated in a manner similar to  
121 a bicycle.

122 (b) Has at least five but no more than 15 seats for  
123 passengers.

124 (c) Is primarily powered by pedaling but may have an  
125 auxiliary motor capable of propelling the vehicle at no more  
126 than 15 miles per hour.

127 (12)~~(66)~~ COMMERCIAL MOTOR VEHICLE.—Any self-propelled or



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128 towed vehicle used on the public highways in commerce to  
129 transport passengers or cargo, if such vehicle:

130 (a) Has a gross vehicle weight rating of 10,000 pounds or  
131 more;

132 (b) Is designed to transport more than 15 passengers,  
133 including the driver; or

134 (c) Is used in the transportation of materials found to be  
135 hazardous for the purposes of the Hazardous Materials  
136 Transportation Act, as amended (49 U.S.C. ss. 1801 et seq.).  
137

138 A vehicle that occasionally transports personal property to  
139 and from a closed-course motorsport facility, as defined in s.  
140 549.09(1)(a), is not a commercial motor vehicle if it is not  
141 used for profit and corporate sponsorship is not involved. As  
142 used in this subsection, the term "corporate sponsorship" means  
143 a payment, donation, gratuity, in-kind service, or other benefit  
144 provided to or derived by a person in relation to the underlying  
145 activity, other than the display of product or corporate names,  
146 logos, or other graphic information on the property being  
147 transported.

148 ~~(13)(67)~~ COURT.—The court having jurisdiction over traffic  
149 offenses.

150 ~~(14)(6)~~ CROSSWALK.—

151 (a) That part of a roadway at an intersection included  
152 within the connections of the lateral lines of the sidewalks on  
153 opposite sides of the highway, measured from the curbs or, in  
154 the absence of curbs, from the edges of the traversable roadway.

155 (b) Any portion of a roadway at an intersection or  
156 elsewhere distinctly indicated for pedestrian crossing by lines



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157 or other markings on the surface.

158 ~~(15)(7)~~ DAYTIME.—The period from a half hour before sunrise  
159 to a half hour after sunset. The term "nighttime" means at any  
160 other hour.

161 ~~(16)(8)~~ DEPARTMENT.—The Department of Highway Safety and  
162 Motor Vehicles as defined in s. 20.24. Any reference herein to  
163 the Department of Transportation shall be construed as referring  
164 to the Department of Transportation as defined in s. 20.23~~7~~ or  
165 the appropriate division thereof.

166 ~~(17)(9)~~ DIRECTOR.—The Director of the Division of the  
167 Florida Highway Patrol of the Department of Highway Safety and  
168 Motor Vehicles.

169 ~~(18)(10)~~ DRIVER.—Any person who drives or is in actual  
170 physical control of a vehicle on a highway or who is exercising  
171 control of a vehicle or steering a vehicle being towed by a  
172 motor vehicle.

173 (19) DRIVER-ASSISTIVE TRUCK PLATOONING TECHNOLOGY.—Vehicle  
174 automation and safety technology that integrates sensor array,  
175 wireless vehicle-to-vehicle communications, active safety  
176 systems, and specialized software to link safety systems and  
177 synchronize acceleration and braking between two vehicles while  
178 leaving each vehicle's steering control and systems command in  
179 the control of the vehicle's driver in compliance with the  
180 National Highway Traffic Safety Administration rules regarding  
181 vehicle-to-vehicle communications.

182 ~~(20)(83)~~ ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE.—Any  
183 self-balancing, two-nontandem-wheeled device, designed to  
184 transport only one person, with an electric propulsion system  
185 with average power of 750 watts (1 horsepower), the maximum



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186 speed of which, on a paved level surface when powered solely by  
187 such a propulsion system while being ridden by an operator who  
188 weighs 170 pounds, is less than 20 miles per hour. Electric  
189 personal assistive mobility devices are not vehicles as defined  
190 in this section.

191 (21)~~(11)~~ EXPLOSIVE.—Any chemical compound or mechanical  
192 mixture that is commonly used or intended for the purpose of  
193 producing an explosion and which contains any oxidizing and  
194 combustive units or other ingredients in such proportions,  
195 quantities, or packing that an ignition by fire, friction,  
196 concussion, percussion, or detonator of any part of the compound  
197 or mixture may cause such a sudden generation of highly heated  
198 gases that the resultant gaseous pressures are capable of  
199 producing destructive effect on contiguous objects or of  
200 destroying life or limb.

201 (22)~~(62)~~ FARM LABOR VEHICLE.—Any vehicle equipped and used  
202 for the transportation of nine or more migrant or seasonal farm  
203 workers, in addition to the driver, to or from a place of  
204 employment or employment-related activities. The term does not  
205 include:

206 (a) Any vehicle carrying only members of the immediate  
207 family of the owner or driver.

208 (b) Any vehicle being operated by a common carrier of  
209 passengers.

210 (c) Any carpool as defined in s. 450.28(3).

211 (23)~~(12)~~ FARM TRACTOR.—Any motor vehicle designed and used  
212 primarily as a farm implement for drawing plows, mowing  
213 machines, and other implements of husbandry.

214 (24)~~(13)~~ FLAMMABLE LIQUID.—Any liquid which has a flash





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215 point of 70 degrees Fahrenheit or less, as determined by a  
216 Tagliabue or equivalent closed-cup test device.

217 (25)~~(68)~~ GOLF CART.—A motor vehicle designed and  
218 manufactured for operation on a golf course for sporting or  
219 recreational purposes.

220 (26)~~(14)~~ GROSS WEIGHT.—The weight of a vehicle without load  
221 plus the weight of any load thereon.

222 (27)~~(69)~~ HAZARDOUS MATERIAL.—Any substance or material  
223 which has been determined by the secretary of the United States  
224 Department of Transportation to be capable of imposing an  
225 unreasonable risk to health, safety, and property. This term  
226 includes hazardous waste as defined in s. 403.703(13).

227 (28)~~(15)~~ HOUSE TRAILER.—

228 (a) A trailer or semitrailer which is designed,  
229 constructed, and equipped as a dwelling place, living abode, or  
230 sleeping place, either permanently or temporarily,~~either permanently or temporarily,~~ and is  
231 equipped for use as a conveyance on streets and highways;or~~or~~

232 (b) A trailer or a semitrailer the chassis and exterior  
233 shell of which is designed and constructed for use as a house  
234 trailer, as defined in paragraph (a), but which is used instead,  
235 permanently or temporarily, for the advertising, sales, display,  
236 or promotion of merchandise or services or for any other  
237 commercial purpose except the transportation of property for  
238 hire or the transportation of property for distribution by a  
239 private carrier.

240 (29)~~(16)~~ IMPLEMENT OF HUSBANDRY.—Any vehicle designed and  
241 adapted exclusively for agricultural, horticultural, or  
242 livestock-raising operations or for lifting or carrying an  
243 implement of husbandry and in either case not subject to



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244 registration if used upon the highways.

245 (30)~~(17)~~ INTERSECTION.—

246 (a) The area embraced within the prolongation or connection  
247 of the lateral curblines~~+~~ or, if none, then the lateral boundary  
248 lines of the roadways of two highways which join one another at,  
249 or approximately at, right angles; or the area within which  
250 vehicles traveling upon different highways joining at any other  
251 angle may come in conflict.

252 (b) Where a highway includes two roadways 30 feet or more  
253 apart, ~~then~~ every crossing of each roadway of such divided  
254 highway by an intersecting highway shall be regarded as a  
255 separate intersection. If the ~~In the event such~~ intersecting  
256 highway also includes two roadways 30 feet or more apart, ~~then~~  
257 every crossing of two roadways of such highways shall be  
258 regarded as a separate intersection.

259 (31)~~(18)~~ LANED HIGHWAY.—A highway the roadway of which is  
260 divided into two or more clearly marked lanes for vehicular  
261 traffic.

262 (32)~~(19)~~ LIMITED ACCESS FACILITY.—A street or highway  
263 especially designed for through traffic and over, from, or to  
264 which owners or occupants of abutting land or other persons have  
265 no right or easement, or only a limited right or easement, of  
266 access, light, air, or view by reason of the fact that their  
267 property abuts upon such limited access facility or for any  
268 other reason. Such highways or streets may be parkways from  
269 which trucks, buses, and other commercial vehicles are excluded~~+~~  
270 or ~~they~~ may be freeways open to use by all customary forms of  
271 street and highway traffic.

272 (33)~~(20)~~ LOCAL AUTHORITIES.—~~Includes~~ All officers and



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273 public officials of the several counties and municipalities of  
274 this state.

275 ~~(34)~~(91) LOCAL HEARING OFFICER.—The person, designated by a  
276 department, county, or municipality that elects to authorize  
277 traffic infraction enforcement officers to issue traffic  
278 citations under s. 316.0083(1)(a), who is authorized to conduct  
279 hearings related to a notice of violation issued pursuant to s.  
280 316.0083. The charter county, noncharter county, or municipality  
281 may use its currently appointed code enforcement board or  
282 special magistrate to serve as the local hearing officer. The  
283 department may enter into an interlocal agreement to use the  
284 local hearing officer of a county or municipality.

285 ~~(35)~~(80) MAXI-CUBE VEHICLE.—A specialized combination  
286 vehicle consisting of a truck carrying a separable cargo-  
287 carrying unit combined with a semitrailer designed so that the  
288 separable cargo-carrying unit is to be loaded and unloaded  
289 through the semitrailer. The entire combination may not exceed  
290 65 feet in length, and a single component of that combination  
291 may not exceed 34 feet in length.

292 ~~(36)~~(61) MIGRANT OR SEASONAL FARM WORKER.—Any person  
293 employed in hand labor operations in planting, cultivation, or  
294 harvesting agricultural crops.

295 ~~(37)~~(77) MOPED.—Any vehicle with pedals to permit  
296 propulsion by human power, having a seat or saddle for the use  
297 of the rider and designed to travel on not more than three  
298 wheels, ~~with~~ with a motor rated not in excess of 2 brake horsepower  
299 and not capable of propelling the vehicle at a speed greater  
300 than 30 miles per hour on level ground ~~and~~ and with a power-drive  
301 system that functions directly or automatically without



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302 clutching or shifting gears by the operator after the drive  
303 system is engaged. If an internal combustion engine is used, the  
304 displacement may not exceed 50 cubic centimeters.

305 ~~(38)~~~~(86)~~ MOTOR CARRIER TRANSPORTATION CONTRACT.—

306 (a) A contract, agreement, or understanding covering:

307 1. The transportation of property for compensation or hire  
308 by the motor carrier;

309 2. Entrance on property by the motor carrier for the  
310 purpose of loading, unloading, or transporting property for  
311 compensation or hire; or

312 3. A service incidental to activity described in  
313 subparagraph 1. or subparagraph 2., including, but not limited  
314 to, storage of property.

315 (b) "Motor carrier transportation contract" does not  
316 include the Uniform Intermodal Interchange and Facilities Access  
317 Agreement administered by the Intermodal Association of North  
318 America or other agreements providing for the interchange, use,  
319 or possession of intermodal chassis, containers, or other  
320 intermodal equipment.

321 ~~(39)~~~~(21)~~ MOTOR VEHICLE.—Except when used in s. 316.1001, a  
322 self-propelled vehicle not operated upon rails or guideway, but  
323 not including any bicycle, motorized scooter, electric personal  
324 assistive mobility device, swamp buggy, or moped. For purposes  
325 of s. 316.1001, "motor vehicle" has the same meaning as provided  
326 in s. 320.01(1)(a).

327 ~~(40)~~~~(22)~~ MOTORCYCLE.—Any motor vehicle having a seat or  
328 saddle for the use of the rider and designed to travel on not  
329 more than three wheels in contact with the ground, but excluding  
330 a tractor or a moped.



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331        (41)~~(82)~~ MOTORIZED SCOOTER.—Any vehicle not having a seat  
332 or saddle for the use of the rider, designed to travel on not  
333 more than three wheels, and not capable of propelling the  
334 vehicle at a speed greater than 30 miles per hour on level  
335 ground.

336        (42)~~(78)~~ NONPUBLIC SECTOR BUS.—Any bus which is used for  
337 the transportation of persons for compensation and which is not  
338 owned, leased, operated, or controlled by a municipal, county,  
339 or state government or a governmentally owned or managed  
340 nonprofit corporation.

341        (43)~~(23)~~ OFFICIAL TRAFFIC CONTROL DEVICES.—All signs,  
342 signals, markings, and devices, not inconsistent with this  
343 chapter, placed or erected by authority of a public body or  
344 official having jurisdiction for the purpose of regulating,  
345 warning, or guiding traffic.

346        (44)~~(24)~~ OFFICIAL TRAFFIC CONTROL SIGNAL.—Any device,  
347 whether manually, electrically, or mechanically operated, by  
348 which traffic is alternately directed to stop and permitted to  
349 proceed.

350        (45)~~(25)~~ OPERATOR.—Any person who is in actual physical  
351 control of a motor vehicle upon the highway~~7~~ or who is  
352 exercising control over or steering a vehicle being towed by a  
353 motor vehicle.

354        (46)~~(26)~~ OWNER.—A person who holds the legal title of a  
355 vehicle. ~~If, or, in the event~~ a vehicle is the subject of an  
356 agreement for the conditional sale or lease thereof with the  
357 right of purchase upon performance of the conditions stated in  
358 the agreement and with an immediate right of possession vested  
359 in the conditional vendee or lessee, or if ~~in the event~~ a



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360 mortgagor of a vehicle is entitled to possession, ~~then~~ such  
361 conditional vendee~~r~~ or lessee~~r~~ or mortgagor shall be deemed the  
362 owner~~r~~ for the purposes of this chapter.

363 (47)~~(27)~~ PARK OR PARKING.—The standing of a vehicle,  
364 whether occupied or not occupied, otherwise than temporarily for  
365 the purpose of and while actually engaged in loading or  
366 unloading merchandise or passengers as may be permitted by law  
367 under this chapter.

368 (48)~~(28)~~ PEDESTRIAN.—Any person afoot.

369 (49)~~(29)~~ PERSON.—Any natural person, firm, copartnership,  
370 association, or corporation.

371 (50)~~(30)~~ PNEUMATIC TIRE.—Any tire in which compressed air  
372 is designed to support the load.

373 (51)~~(31)~~ POLE TRAILER.—Any vehicle without motive power  
374 designed to be drawn by another vehicle and attached to the  
375 towing vehicle by means of a reach or pole, or by being boomed  
376 or otherwise secured to the towing vehicle, and ordinarily used  
377 for transporting long or irregularly shaped loads such as poles,  
378 pipes, or structural members capable, generally, of sustaining  
379 themselves as beams between the supporting connections.

380 (52)~~(32)~~ POLICE OFFICER.—Any officer authorized to direct  
381 or regulate traffic or to make arrests for violations of traffic  
382 regulations, including Florida highway patrol officers,  
383 sheriffs, deputy sheriffs, and municipal police officers.

384 (53)~~(33)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise  
385 provided in paragraph (75) (b) ~~(53) (b)~~, any privately owned way  
386 or place used for vehicular travel by the owner and those having  
387 express or implied permission from the owner, but not by other  
388 persons.



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389        (54)~~(34)~~ RADIOACTIVE MATERIALS.—Any materials or  
390 combination of materials which emit ionizing radiation  
391 spontaneously in which the radioactivity per gram of material,  
392 in any form, is greater than 0.002 microcuries.

393        (55)~~(35)~~ RAILROAD.—A carrier of persons or property upon  
394 cars operated upon stationary rails.

395        (56)~~(36)~~ RAILROAD SIGN OR SIGNAL.—Any sign, signal, or  
396 device erected by authority of a public body or official, or by  
397 a railroad, and intended to give notice of the presence of  
398 railroad tracks or the approach of a railroad train.

399        (57)~~(37)~~ RAILROAD TRAIN.—A steam engine, electric or other  
400 motor, with or without cars coupled thereto, operated upon  
401 rails, except a streetcar.

402        (58)~~(38)~~ RESIDENCE DISTRICT.—The territory contiguous to,  
403 and including, a highway, not comprising a business district,  
404 when the property on such highway, for a distance of 300 feet or  
405 more, is, in the main, improved with residences or residences  
406 and buildings in use for business.

407        (59)~~(39)~~ REVOCATION.—Termination of Revocation means that a  
408 licensee's privilege to drive a motor vehicle ~~is terminated~~. A  
409 new license may be obtained only as permitted by law.

410        (60)~~(40)~~ RIGHT-OF-WAY.—The right of one vehicle or  
411 pedestrian to proceed in a lawful manner in preference to  
412 another vehicle or pedestrian approaching under such  
413 circumstances of direction, speed, and proximity as to give rise  
414 to danger of collision unless one grants precedence to the  
415 other.

416        (61)~~(41)~~ ROAD TRACTOR.—Any motor vehicle designed and used  
417 for drawing other vehicles and not so constructed as to carry



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418 any load thereon, either independently or as any part of the  
419 weight of a vehicle or load so drawn.

420 (62)~~(42)~~ ROADWAY.—That portion of a highway improved,  
421 designed, or ordinarily used for vehicular travel, exclusive of  
422 the berm or shoulder. If ~~In the event~~ a highway includes two or  
423 more separate roadways, the term "roadway" ~~as used herein~~ refers  
424 to any such roadway separately, but not to all such roadways  
425 collectively.

426 (63)~~(43)~~ SADDLE MOUNT; FULL MOUNT.—An arrangement whereby  
427 the front wheels of one vehicle rest in a secured position upon  
428 another vehicle. All of the wheels of the towing vehicle are  
429 upon the ground, and only the rear wheels of the towed vehicle  
430 rest upon the ground. Such combinations may include one full  
431 mount, whereby a smaller transport vehicle is placed completely  
432 on the last towed vehicle.

433 (64)~~(44)~~ SAFETY ZONE.—The area or space officially set  
434 apart within a roadway for the exclusive use of pedestrians and  
435 protected or so marked by adequate signs or authorized pavement  
436 markings as to be plainly visible at all times while set apart  
437 as a safety zone.

438 (65)~~(92)~~ SANITATION VEHICLE.—A motor vehicle that bears an  
439 emblem that is visible from the roadway and clearly identifies  
440 that the vehicle belongs to or is under contract with a person,  
441 entity, cooperative, board, commission, district, or unit of  
442 local government that provides garbage, trash, refuse, or  
443 recycling collection.

444 (66)~~(45)~~ SCHOOL BUS.—Any motor vehicle that complies with  
445 the color and identification requirements of chapter 1006 and is  
446 used to transport children to or from public or private school





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447 or in connection with school activities, but not including buses  
448 operated by common carriers in urban transportation of school  
449 children. The term "school" includes all preelementary,  
450 elementary, secondary, and postsecondary schools.

451 ~~(67)(46)~~ SEMITRAILER.—Any vehicle with or without motive  
452 power, other than a pole trailer, designed for carrying persons  
453 or property and for being drawn by a motor vehicle and so  
454 constructed that some part of its weight and that of its load  
455 rests upon, or is carried by, another vehicle.

456 ~~(68)(47)~~ SIDEWALK.—That portion of a street between the  
457 curblineline, or the lateral line, of a roadway and the adjacent  
458 property lines, intended for use by pedestrians.

459 ~~(69)(48)~~ SPECIAL MOBILE EQUIPMENT.—Any vehicle not designed  
460 or used primarily for the transportation of persons or property  
461 and only incidentally operated or moved over a highway,  
462 including, but not limited to, ditchdigging apparatus, well-  
463 boring apparatus, and road construction and maintenance  
464 machinery, such as asphalt spreaders, bituminous mixers, bucket  
465 loaders, tractors other than truck tractors, ditchers, leveling  
466 graders, finishing machines, motor graders, road rollers,  
467 scarifiers, earthmoving carryalls and scrapers, power shovels  
468 and draglines, and self-propelled cranes and earthmoving  
469 equipment. The term does not include house trailers, dump  
470 trucks, truck-mounted transit mixers, cranes or shovels, or  
471 other vehicles designed for the transportation of persons or  
472 property to which machinery has been attached.

473 ~~(70)(49)~~ STAND OR STANDING.—The halting of a vehicle,  
474 whether occupied or not occupied, otherwise than temporarily,  
475 for the purpose of, and while actually engaged in, receiving or



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476 discharging passengers, as may be permitted by law under this  
477 chapter.

478 ~~(71)(50)~~ STATE ROAD.—Any highway designated as a state-  
479 maintained road by the Department of Transportation.

480 ~~(72)(51)~~ STOP.—When required, complete cessation from  
481 movement.

482 ~~(73)(52)~~ STOP OR STOPPING.—When prohibited, any halting,  
483 even momentarily, of a vehicle, whether occupied or not  
484 occupied, except when necessary to avoid conflict with other  
485 traffic or to comply with the directions of a law enforcement  
486 officer or traffic control sign or signal.

487 ~~(74)(70)~~ STRAIGHT TRUCK.—Any truck on which the cargo unit  
488 and the motive power unit are located on the same frame so as to  
489 form a single, rigid unit.

490 ~~(75)(53)~~ STREET OR HIGHWAY.—

491 (a) The entire width between the boundary lines of every  
492 way or place of whatever nature when any part thereof is open to  
493 the use of the public for purposes of vehicular traffic;

494 (b) The entire width between the boundary lines of any  
495 privately owned way or place used for vehicular travel by the  
496 owner and those having express or implied permission from the  
497 owner, but not by other persons, or any limited access road  
498 owned or controlled by a special district, whenever, by written  
499 agreement entered into under s. 316.006(2)(b) or (3)(b), a  
500 county or municipality exercises traffic control jurisdiction  
501 over said way or place;

502 (c) Any area, such as a runway, taxiway, ramp, clear zone,  
503 or parking lot, within the boundary of any airport owned by the  
504 state, a county, a municipality, or a political subdivision,



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505 which area is used for vehicular traffic but which is not open  
506 for vehicular operation by the general public; or

507 (d) Any way or place used for vehicular traffic on a  
508 controlled access basis within a mobile home park recreation  
509 district which has been created under s. 418.30 and the  
510 recreational facilities of which district are open to the  
511 general public.

512 ~~(76)~~~~(54)~~ SUSPENSION.—Temporary withdrawal of a licensee's  
513 privilege to drive a motor vehicle.

514 ~~(77)~~~~(89)~~ SWAMP BUGGY.—A motorized off-road vehicle that is  
515 designed or modified to travel over swampy or varied terrain and  
516 that may use large tires or tracks operated from an elevated  
517 platform. The term does not include any vehicle defined in  
518 chapter 261 or otherwise defined or classified in this chapter.

519 ~~(78)~~~~(81)~~ TANDEM AXLE.—Any two axles the whose centers of  
520 which are more than 40 inches but not more than 96 inches apart  
521 and are individually attached to or articulated from, or both, a  
522 common attachment to the vehicle, including a connecting  
523 mechanism designed to equalize the load between axles.

524 ~~(79)~~~~(71)~~ TANDEM TRAILER TRUCK.—Any combination of a truck  
525 tractor, semitrailer, and trailer coupled together so as to  
526 operate as a complete unit.

527 ~~(80)~~~~(72)~~ TANDEM TRAILER TRUCK HIGHWAY NETWORK.—A highway  
528 network consisting primarily of four or more lanes, including  
529 all interstate highways; highways designated by the United  
530 States Department of Transportation as elements of the National  
531 Network; and any street or highway designated by the Florida  
532 Department of Transportation for use by tandem trailer trucks,  
533 in accordance with s. 316.515, except roads on which truck



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534 traffic was specifically prohibited on January 6, 1983.

535 (81)~~(73)~~ TERMINAL.—Any location where:

536 (a) Freight ~~either~~ originates, terminates, or is handled in  
537 the transportation process; or

538 (b) Commercial motor carriers maintain operating  
539 facilities.

540 (82)~~(55)~~ THROUGH HIGHWAY.—Any highway or portion thereof on  
541 which vehicular traffic is given the right-of-way and at the  
542 entrances to which vehicular traffic from intersecting highways  
543 is required to yield right-of-way to vehicles on such through  
544 highway in obedience to ~~either~~ a stop sign or yield sign, or  
545 otherwise in obedience to law.

546 (83)~~(56)~~ TIRE WIDTH.—~~The Tire width is that~~ width stated on  
547 the surface of the tire by the manufacturer of the tire, if the  
548 width stated does not exceed 2 inches more than the width of the  
549 tire contacting the surface.

550 (84)~~(57)~~ TRAFFIC.—Pedestrians, ridden or herded animals,  
551 and vehicles, streetcars, and other conveyances ~~either~~ singly or  
552 together while using any street or highway for purposes of  
553 travel.

554 (85)~~(87)~~ TRAFFIC INFRACTION DETECTOR.—A vehicle sensor  
555 installed to work in conjunction with a traffic control signal  
556 and a camera or cameras synchronized to automatically record two  
557 or more sequenced photographic or electronic images or streaming  
558 video of only the rear of a motor vehicle at the time the  
559 vehicle fails to stop behind the stop bar or clearly marked stop  
560 line when facing a traffic control signal steady red light. Any  
561 notification under s. 316.0083(1)(b) or traffic citation issued  
562 by the use of a traffic infraction detector must include a



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563 photograph or other recorded image showing both the license tag  
564 of the offending vehicle and the traffic control device being  
565 violated.

566 (86)~~(84)~~ TRAFFIC SIGNAL PREEMPTION SYSTEM.—Any system or  
567 device with the capability of activating a control mechanism  
568 mounted on or near traffic signals which alters a traffic  
569 signal's timing cycle.

570 (87)~~(58)~~ TRAILER.—Any vehicle with or without motive power,  
571 other than a pole trailer, designed for carrying persons or  
572 property and for being drawn by a motor vehicle.

573 (88)~~(74)~~ TRANSPORTATION.—The conveyance or movement of  
574 goods, materials, livestock, or persons from one location to  
575 another on any road, street, or highway open to travel by the  
576 public.

577 (89)~~(88)~~ TRI-VEHICLE.—An enclosed three-wheeled passenger  
578 vehicle that:

579 (a) Is designed to operate with three wheels in contact  
580 with the ground;

581 (b) Has a minimum unladen weight of 900 pounds;

582 (c) Has a single, completely enclosed, occupant  
583 compartment;

584 (d) Is produced in a minimum quantity of 300 in any  
585 calendar year;

586 (e) Is capable of a speed greater than 60 miles per hour on  
587 level ground; and

588 (f) Is equipped with:

589 1. Seats that are certified by the vehicle manufacturer to  
590 meet the requirements of Federal Motor Vehicle Safety Standard  
591 No. 207, "Seating systems" (49 C.F.R. s. 571.207);



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- 592           2. A steering wheel used to maneuver the vehicle;
- 593           3. A propulsion unit located forward or aft of the enclosed  
594 occupant compartment;
- 595           4. A seat belt for each vehicle occupant certified to meet  
596 the requirements of Federal Motor Vehicle Safety Standard No.  
597 209, "Seat belt assemblies" (49 C.F.R. s. 571.209);
- 598           5. A windshield and an appropriate windshield wiper and  
599 washer system that are certified by the vehicle manufacturer to  
600 meet the requirements of Federal Motor Vehicle Safety Standard  
601 No. 205, "Glazing materials" (49 C.F.R. s. 571.205) and Federal  
602 Motor Vehicle Safety Standard No. 104, "Windshield wiping and  
603 washing systems" (49 C.F.R. s. 571.104); and
- 604           6. A vehicle structure certified by the vehicle  
605 manufacturer to meet the requirements of Federal Motor Vehicle  
606 Safety Standard No. 216, "Rollover crush resistance" (49 C.F.R.  
607 s. 571.216).
- 608           (90)~~(59)~~ TRUCK.—Any motor vehicle designed, used, or  
609 maintained primarily for the transportation of property.
- 610           (91)~~(60)~~ TRUCK TRACTOR.—Any motor vehicle designed and used  
611 primarily for drawing other vehicles and not so constructed as  
612 to carry a load other than a part of the weight of the vehicle  
613 and load so drawn.
- 614           (92)~~(93)~~ UTILITY SERVICE VEHICLE.—A motor vehicle that  
615 bears an emblem that is visible from the roadway and clearly  
616 identifies that the vehicle belongs to or is under contract with  
617 a person, entity, cooperative, board, commission, district, or  
618 unit of local government that provides electric, natural gas,  
619 water, wastewater, cable, telephone, or communications services.
- 620           (93)~~(75)~~ VEHICLE.—Every device, in, upon, or by which any



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621 person or property is or may be transported or drawn upon a  
622 highway, except ~~excepting~~ devices used exclusively upon  
623 stationary rails or tracks.

624 (94) ~~(85)~~ VICTIM SERVICES PROGRAMS.—Any community-based  
625 organization the ~~whose~~ primary purpose of which is to act as an  
626 advocate for the victims and survivors of traffic crashes and  
627 for their families. The victims services offered by these  
628 programs may include grief and crisis counseling, assistance  
629 with preparing victim compensation claims excluding third-party  
630 legal action, or connecting persons with other service  
631 providers, and providing emergency financial assistance.

632 (95) ~~(79)~~ WORK ZONE AREA.—The area and its approaches on any  
633 state-maintained highway, county-maintained highway, or  
634 municipal street where construction, repair, maintenance, or  
635 other street-related or highway-related work is being performed  
636 or where one or more lanes are ~~is~~ closed to traffic.

637 Section 3. Subsection (7) of section 316.0745, Florida  
638 Statutes, is amended to read:

639 316.0745 Uniform signals and devices.—

640 (7) The Department of Transportation may, upon receipt and  
641 investigation of reported noncompliance and ~~is authorized,~~ after  
642 hearing pursuant to 14 days' notice, ~~to~~ direct the removal of  
643 any purported traffic control device that fails to meet the  
644 requirements of this section, wherever the device is located and  
645 without regard to assigned responsibility under s. 316.1895  
646 ~~which fails to meet the requirements of this section.~~ The public  
647 agency erecting or installing the same shall immediately bring  
648 it into compliance with the requirements of this section or  
649 remove said device or signal upon the direction of the



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650 Department of Transportation and may not, for a period of 5  
651 years, install any replacement or new traffic control devices  
652 paid for in part or in full with revenues raised by the state  
653 unless written prior approval is received from the Department of  
654 Transportation. Any additional violation by a public body or  
655 official shall be cause for the withholding of state funds for  
656 traffic control purposes until such public body or official  
657 demonstrates to the Department of Transportation that it is  
658 complying with this section.

659 Section 4. Section 316.2069, Florida Statutes, is created  
660 to read:

661 316.2069 Commercial Megacycles.—The governing body of a  
662 municipality, or the governing board of a county with respect to  
663 an unincorporated portion of the county, may authorize the  
664 operation of a commercial megacycle on roads or streets within  
665 the respective jurisdictions if the requirements of subsections  
666 (1) through (3) are met:

667 (1) Prior to authorizing such operation, the responsible  
668 local governmental entity must first determine that commercial  
669 megacycles may safely travel on or cross the public road or  
670 street, considering factors including, but not limited to, the  
671 speed, volume, and character of motor vehicle traffic using the  
672 road or street. Upon such determination, the responsible  
673 governmental entity shall post appropriate signs to indicate  
674 that such operation is allowed.

675 (2) The authorization by the governing body must clearly  
676 identify the roads or streets under the governing body's  
677 jurisdiction on or across which operation of commercial  
678 megacycles is permitted.





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679       (3) The governing body's authorization, at a minimum, must  
680 require that a commercial megacycle be:

681       (a) Operated at all times by its owner or lessee or an  
682 employee of the owner or lessee.

683       (b) Operated by a driver at least 18 years of age who  
684 possess a Class E driver license.

685       (c) Occupied by a safety monitor at least 18 years of age,  
686 who shall supervise the passengers while the commercial  
687 megacycle is in motion.

688       (d) Insured with minimum commercial general liability  
689 insurance of not less than \$1,000,000, prior to and at all times  
690 of operation, satisfactory proof of which shall be provided to  
691 the appropriate governing body.

692       (4) The Department of Transportation may prohibit the  
693 operation of commercial megacycles on or across any road under  
694 its jurisdiction if it determines that such prohibition is  
695 necessary in the interest of safety.

696       (5) Section 316.1936 does not apply to the passengers being  
697 transported in a commercial megacycle while operating in  
698 accordance with this section.

699       (6) This section does not prohibit use of an auxiliary  
700 motor to move the commercial megacycle from the roadway under  
701 emergency circumstances or while no passenger is on board.

702       Section 5. Subsection (5) of section 316.235, Florida  
703 Statutes, is amended to read:

704       316.235 Additional lighting equipment.—

705       (5) A bus, ~~as defined in s. 316.003(3),~~ may be equipped  
706 with a deceleration lighting system that ~~which~~ cautions  
707 following vehicles that the bus is slowing, is preparing to



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708 stop, or is stopped. Such lighting system shall consist of red  
709 or amber lights mounted in horizontal alignment on the rear of  
710 the vehicle at ~~or near~~ the vertical centerline of the vehicle,  
711 no greater than 12 inches apart, not higher than the lower edge  
712 of the rear window or, if the vehicle has no rear window, not  
713 higher than 100 ~~72~~ inches from the ground. Such lights shall be  
714 visible from a distance of not less than 300 feet to the rear in  
715 normal sunlight. Lights are permitted to light and flash during  
716 deceleration, braking, or standing and idling of the bus.

717 Vehicular hazard warning flashers may be used in conjunction  
718 with or in lieu of a rear-mounted deceleration lighting system.

719 Section 6. Subsections (1) and (3) of section 316.303,  
720 Florida Statutes, are amended to read:

721 316.303 Television receivers.—

722 (1) No motor vehicle may be operated on the highways of  
723 this state if the vehicle is actively displaying moving  
724 television broadcast or pre-recorded video entertainment content  
725 that is ~~shall be equipped with television-type receiving~~  
726 equipment so located that the viewer or screen is visible from  
727 the driver's seat while the vehicle is in motion, unless the  
728 vehicle is equipped with autonomous technology, as defined in s.  
729 316.003(2), and is being operated in autonomous mode, as  
730 provided in s. 316.85(2).

731 (3) This section does not prohibit the use of an electronic  
732 display used in conjunction with a vehicle navigation system; an  
733 electronic display used by an operator of a vehicle equipped  
734 with autonomous technology, as defined in s. 316.003(2); or an  
735 electronic display used by an operator of a vehicle equipped and  
736 operating with driver-assistive truck platooning technology, as



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737 defined in s. 316.003(19).

738 Section 7. Paragraph (c) of subsection (3) of section  
739 316.640, Florida Statutes, is amended to read:

740 316.640 Enforcement.—The enforcement of the traffic laws of  
741 this state is vested as follows:

742 (3) MUNICIPALITIES.—

743 (c)1. A chartered municipality or its authorized agency or  
744 instrumentality may employ as a parking enforcement specialist  
745 any individual who successfully completes a training program  
746 established and approved by the Criminal Justice Standards and  
747 Training Commission for parking enforcement specialists, but who  
748 does not otherwise meet the uniform minimum standards  
749 established by the commission for law enforcement officers or  
750 auxiliary or part-time officers under s. 943.12.

751 2. A parking enforcement specialist employed by a chartered  
752 municipality or its authorized agency or instrumentality is  
753 authorized to enforce all state, county, and municipal laws and  
754 ordinances governing parking within the boundaries of the  
755 municipality employing the specialist, or, pursuant to a  
756 memorandum of understanding between the county and the  
757 municipality, within the boundaries of the county in which the  
758 chartered municipality or its authorized agency or  
759 instrumentality is located, by appropriate state, county, or  
760 municipal traffic citation.

761 3. A parking enforcement specialist employed pursuant to  
762 this subsection may not carry firearms or other weapons or have  
763 arrest authority.

764 Section 8. Subsection (1) of section 316.85, Florida  
765 Statutes, is amended to read:



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766 316.85 Autonomous vehicles; operation.-

767 (1) A person who possesses a valid driver license may  
768 operate an autonomous vehicle in autonomous mode on roads in  
769 this state if the vehicle is equipped with autonomous  
770 technology, as defined in s. 316.003(2).

771 Section 9. Section 316.86, Florida Statutes, is amended to  
772 read:

773 ~~316.86 Operation of vehicles equipped with autonomous~~  
774 ~~technology on roads for testing purposes; financial~~  
775 ~~responsibility; Exemption from liability for manufacturer when~~  
776 ~~third party converts vehicle.-~~

777 ~~(1) Vehicles equipped with autonomous technology may be~~  
778 ~~operated on roads in this state by employees, contractors, or~~  
779 ~~other persons designated by manufacturers of autonomous~~  
780 ~~technology, or by research organizations associated with~~  
781 ~~accredited educational institutions, for the purpose of testing~~  
782 ~~the technology. For testing purposes, a human operator shall be~~  
783 ~~present in the autonomous vehicle such that he or she has the~~  
784 ~~ability to monitor the vehicle's performance and intervene, if~~  
785 ~~necessary, unless the vehicle is being tested or demonstrated on~~  
786 ~~a closed course. Before the start of testing in this state, the~~  
787 ~~entity performing the testing must submit to the department an~~  
788 ~~instrument of insurance, surety bond, or proof of self-insurance~~  
789 ~~acceptable to the department in the amount of \$5 million.~~

790 ~~(2) The original manufacturer of a vehicle converted by a~~  
791 ~~third party into an autonomous vehicle is ~~shall~~ not be liable~~  
792 ~~in, and shall have a defense to and be dismissed from, any legal~~  
793 ~~action brought against the original manufacturer by any person~~  
794 ~~injured due to an alleged vehicle defect caused by the~~



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795 conversion of the vehicle, or by equipment installed by the  
796 converter, unless the alleged defect was present in the vehicle  
797 as originally manufactured.

798 Section 10. Subsection (1) of section 319.145, Florida  
799 Statutes, is amended to read:

800 319.145 Autonomous vehicles.—

801 (1) An autonomous vehicle registered in this state must  
802 continue to meet applicable federal standards and regulations  
803 for such a motor vehicle. The vehicle must ~~shall~~:

804 (a) Have a system to safely alert the operator if an  
805 autonomous technology failure is detected while the autonomous  
806 technology is engaged. When an alert is given, the system must:

807 1. Require the operator to take control of the autonomous  
808 vehicle; or

809 2. If the operator does not, or is not able to, take  
810 control of the autonomous vehicle, be capable of bringing the  
811 vehicle to a complete stop ~~Have a means to engage and disengage~~  
812 ~~the autonomous technology which is easily accessible to the~~  
813 ~~operator.~~

814 (b) Have a means, inside the vehicle, to visually indicate  
815 when the vehicle is operating in autonomous mode.

816 ~~(c) Have a means to alert the operator of the vehicle if a~~  
817 ~~technology failure affecting the ability of the vehicle to~~  
818 ~~safely operate autonomously is detected while the vehicle is~~  
819 ~~operating autonomously in order to indicate to the operator to~~  
820 ~~take control of the vehicle.~~

821 ~~(c)~~ ~~(d)~~ Be capable of being operated in compliance with the  
822 applicable traffic and motor vehicle laws of this state.

823 Section 11. Subsection (1) of section 320.525, Florida



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824 Statutes, is amended to read:

825       320.525 Port vehicles and equipment; definition;  
826 exemption.—

827       (1) As used in this section, the term "port vehicles and  
828 equipment" means trucks, tractors, trailers, truck cranes, top  
829 loaders, fork lifts, hostling tractors, chassis, or other  
830 vehicles or equipment used for transporting cargo, containers,  
831 or other equipment. The term includes motor vehicles being  
832 relocated within a port facility or via designated port district  
833 roads.

834       Section 12. Paragraph (c) of subsection (1) of section  
835 332.08, Florida Statutes, is amended to read:

836       332.08 Additional powers.—

837       (1) In addition to the general powers in ss. 332.01-332.12  
838 conferred and without limitation thereof, a municipality that  
839 has established or may hereafter establish airports, restricted  
840 landing areas, or other air navigation facilities, or that has  
841 acquired or set apart or may hereafter acquire or set apart real  
842 property for such purposes, is authorized:

843       (c) To lease for a term not exceeding 50 ~~30~~ years such  
844 airports or other air navigation facilities, or real property  
845 acquired or set apart for airport purposes, to private parties,  
846 any municipal or state government or the national government, or  
847 any department of either thereof, for operation; to lease or  
848 assign for a term not exceeding 50 ~~30~~ years to private parties,  
849 any municipal or state government or the national government, or  
850 any department of either thereof, for operation or use  
851 consistent with the purposes of ss. 332.01-332.12, space, area,  
852 improvements, or equipment on such airports; to sell any part of



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853 such airports, other air navigation facilities, or real property  
854 to any municipal or state government, or the United States or  
855 any department or instrumentality thereof, for aeronautical  
856 purposes or purposes incidental thereto, and to confer the  
857 privileges of concessions of supplying upon its airports goods,  
858 commodities, things, services, and facilities; provided, that in  
859 each case in so doing the public is not deprived of its rightful  
860 equal and uniform use thereof.

861 Section 13. Section 333.01, Florida Statutes, is amended to  
862 read:

863 333.01 Definitions.—As used in ~~For the purpose of~~ this  
864 chapter, the term following words, terms, and phrases shall have  
865 the meanings herein given, unless otherwise specifically  
866 defined, or unless another intention clearly appears, or the  
867 context otherwise requires:

868 (1) "Aeronautical study" means a Federal Aviation  
869 Administration study, conducted in accordance with the standards  
870 of 14 C.F.R. part 77, subpart C, and Federal Aviation  
871 Administration policy and guidance, on the effect of proposed  
872 construction or alteration upon the operation of air navigation  
873 facilities and the safe and efficient use of navigable airspace.

874 ~~(1) "Aeronautics" means transportation by aircraft; the~~  
875 ~~operation, construction, repair, or maintenance of aircraft,~~  
876 ~~aircraft power plants and accessories, including the repair,~~  
877 ~~packing, and maintenance of parachutes; the design,~~  
878 ~~establishment, construction, extension, operation, improvement,~~  
879 ~~repair, or maintenance of airports, restricted landing areas, or~~  
880 ~~other air navigation facilities, and air instruction.~~

881 (2) "Airport" means any area of land or water designed and



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882 set aside for the landing and taking off of aircraft and used  
883 ~~utilized~~ or to be used ~~utilized~~ in the interest of the public  
884 for such purpose.

885 (3) "Airport hazard" means an obstruction to air navigation  
886 which affects the safe and efficient use of navigable airspace  
887 or the operation of planned or existing air navigation and  
888 communication facilities ~~any structure or tree or use of land~~  
889 ~~which would exceed the federal obstruction standards as~~  
890 ~~contained in 14 C.F.R. ss. 77.21, 77.23, 77.25, 77.28, and 77.29~~  
891 ~~and which obstructs the airspace required for the flight of~~  
892 ~~aircraft in taking off, maneuvering, or landing or is otherwise~~  
893 ~~hazardous to such taking off, maneuvering, or landing of~~  
894 ~~aircraft and for which no person has previously obtained a~~  
895 ~~permit or variance pursuant to s. 333.025 or s. 333.07.~~

896 (4) "Airport hazard area" means any area of land or water  
897 upon which an airport hazard might be established ~~if not~~  
898 ~~prevented as provided in this chapter.~~

899 (5) "Airport land use compatibility zoning" means airport  
900 zoning regulations governing ~~restricting~~ the use of land on,  
901 adjacent to, or in the immediate vicinity of airports ~~in the~~  
902 ~~manner enumerated in s. 333.03(2) to activities and purposes~~  
903 ~~compatible with the continuation of normal airport operations~~  
904 ~~including landing and takeoff of aircraft in order to promote~~  
905 ~~public health, safety, and general welfare.~~

906 (6) "Airport layout plan" means a set of scaled drawings  
907 that provide a graphic representation of the existing and future  
908 development plan for the airport and demonstrate the  
909 preservation and continuity of safety, utility, and efficiency  
910 of the airport ~~detailed, scale engineering drawing, including~~





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911 ~~pertinent dimensions, of an airport's current and planned~~  
912 ~~facilities, their locations, and runway usage.~~

913 (7) "Airport master plan" means a comprehensive plan of an  
914 airport which typically describes current and future plans for  
915 airport development designed to support existing and future  
916 aviation demand.

917 (8) "Airport protection zoning regulations" means airport  
918 zoning regulations governing airport hazards.

919 (9) "Department" means the Department of Transportation as  
920 created under s. 20.23.

921 (10) "Educational facility" means any structure, land, or  
922 use that includes a public or private kindergarten through 12th  
923 grade school, charter school, magnet school, college campus, or  
924 university campus. The term does not include space used for  
925 educational purposes within a multi-tenant building.

926 (11) "Landfill" has the same meaning as provided in s.  
927 403.703.

928 (12) ~~(7)~~ "Obstruction" means any existing or proposed  
929 ~~manmade object or object, of natural growth or terrain, or~~  
930 ~~structure construction or alteration~~ that exceeds ~~violates~~ the  
931 ~~federal obstruction~~ standards contained in 14 C.F.R. part 77,  
932 ~~subpart C ss. 77.21, 77.23, 77.25, 77.28, and 77.29.~~ The term  
933 includes:

934 (a) Any object of natural growth or terrain;

935 (b) Permanent or temporary construction or alteration,  
936 including equipment or materials used and any permanent or  
937 temporary apparatus; or

938 (c) Alteration of any permanent or temporary existing  
939 structure by a change in the structure's height, including



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940 appurtenances, lateral dimensions, and equipment or materials  
941 used in the structure.

942 (13)(8) "Person" means any individual, firm, copartnership,  
943 corporation, company, association, joint-stock association, or  
944 body politic, and includes any trustee, receiver, assignee, or  
945 other similar representative thereof.

946 (14)(9) "Political subdivision" means the local government  
947 of any county, municipality city, town, village, or other  
948 subdivision or agency thereof, or any district or special  
949 district, port commission, port authority, or other such agency  
950 authorized to establish or operate airports in the state.

951 (15) "Public-use airport" means an airport, publicly or  
952 privately owned, licensed by the state, which is open for use by  
953 the public.

954 (16)(10) "Runway protection clear zone" means an area at  
955 ground level beyond the runway end to enhance the safety and  
956 protection of people and property on the ground a runway clear  
957 zone as defined in 14 C.F.R. s. 151.9(b).

958 (17)(11) "Structure" means any object, constructed,  
959 erected, altered, or installed by humans, including, but not  
960 limited to without limitation thereof, buildings, towers,  
961 smokestacks, utility poles, power generation equipment, and  
962 overhead transmission lines.

963 (18) "Substantial modification" means any repair,  
964 reconstruction, rehabilitation, or improvement of a structure  
965 when the actual cost of the repair, reconstruction,  
966 rehabilitation, or improvement of the structure equals or  
967 exceeds 50 percent of the market value of the structure.

968 Section 14. Section 333.025, Florida Statutes, is amended



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969 to read:

970 333.025 Permit required for obstructions ~~structures~~  
971 ~~exceeding federal obstruction standards.-~~

972 (1) A person proposing the construction or alteration ~~In~~  
973 ~~order to prevent the erection of an obstruction must obtain a~~  
974 permit from the department ~~structures dangerous to air~~  
975 ~~navigation, subject to the provisions of subsections (2), (3),~~  
976 ~~and (4), each person shall secure from the Department of~~  
977 ~~Transportation a permit for the erection, alteration, or~~  
978 ~~modification of any structure the result of which would exceed~~  
979 ~~the federal obstruction standards as contained in 14 C.F.R. ss.~~  
980 ~~77.21, 77.23, 77.25, 77.28, and 77.29. However, permits from the~~  
981 ~~department of Transportation will be required only within an~~  
982 ~~airport hazard area where federal~~ obstruction ~~standards are~~  
983 ~~exceeded and if the proposed construction~~ or alteration ~~is~~  
984 ~~within a 10-nautical-mile radius of the~~ airport reference point,  
985 located at the approximate geometric ~~geographical~~ center of all  
986 usable runways of a public-use airport or a publicly owned or  
987 ~~operated airport, a military airport, or an airport licensed by~~  
988 ~~the state for public use.~~

989 (2) Existing, planned, and proposed ~~Affected airports will~~  
990 ~~be considered as having those facilities~~ on public-use airports  
991 contained in an ~~which are shown on the~~ airport master plan, in  
992 ~~or~~ an airport layout plan submitted to the Federal Aviation  
993 Administration, Airport District Office or in comparable  
994 military documents shall, and will be ~~so~~ protected from airport  
995 hazards. Planned or proposed public-use airports which are the  
996 ~~subject of a notice or proposal submitted to the Federal~~  
997 ~~Aviation Administration or to the Department of Transportation~~



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998 ~~shall also be protected.~~

999       (3) A permit is not required for existing structures that  
1000 ~~requirements of subsection (1) shall not apply to projects which~~  
1001 received construction permits from the Federal Communications  
1002 Commission for structures exceeding federal obstruction  
1003 standards before ~~prior to~~ May 20, 1975, ~~provided such structures~~  
1004 ~~now exist; a permit is not required for nor shall it apply to~~  
1005 ~~previously approved structures now existing, or any necessary~~  
1006 replacement or repairs to such existing structures if, so long  
1007 ~~as~~ the height and location are ~~is~~ unchanged.

1008       (4) If ~~When~~ political subdivisions have, in compliance with  
1009 this chapter, adopted adequate airport airspace protection  
1010 zoning regulations, placed in compliance with s. 333.03, and  
1011 such regulations are on file with the department's aviation  
1012 office, and established a permitting process ~~Department of~~  
1013 ~~Transportation,~~ a permit for the construction or alteration of  
1014 an obstruction is such structure shall not be required from the  
1015 ~~department of Transportation.~~ Upon receipt of a complete permit  
1016 application, the local government shall provide a copy of the  
1017 application to the department's aviation office by certified  
1018 mail, return receipt requested, or by a delivery service that  
1019 provides a receipt evidencing delivery. To evaluate technical  
1020 consistency with this subsection, the department shall have a  
1021 15-day review period following receipt of the application, which  
1022 must run concurrently with the local government permitting  
1023 process. Cranes, construction equipment, and other temporary  
1024 structures in use or in place for a period not to exceed 18  
1025 consecutive months are exempt from the department's review,  
1026 unless such review is requested by the department.



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1027 (5) The department ~~of Transportation~~ shall, within 30 days  
1028 after ~~of the~~ receipt of an application for a permit, issue or  
1029 deny a permit for the construction or erection, alteration, ~~or~~  
1030 ~~modification of an obstruction any structure the result of which~~  
1031 ~~would exceed federal obstruction standards as contained in 14~~  
1032 ~~C.F.R. ss. 77.21, 77.23, 77.25, 77.28, and 77.29.~~ The department  
1033 shall review permit applications in conformity with s. 120.60.

1034 (6) In determining whether to issue or deny a permit, the  
1035 department shall consider:

1036 (a) The safety of persons on the ground and in the air.

1037 (b) The safe and efficient use of navigable airspace.

1038 (c) ~~(a)~~ The nature of the terrain and height of existing  
1039 structures.

1040 ~~(b) Public and private interests and investments.~~

1041 (d) The effect of the construction or alteration of an  
1042 obstruction on the state licensing standards for a public-use  
1043 airport contained in chapter 330 and rules adopted thereunder.

1044 (e) ~~(e)~~ The character of existing and planned flight flying  
1045 operations and planned developments at public-use of airports.

1046 (f) ~~(d)~~ Federal airways, visual flight rules, flyways and  
1047 corridors, and instrument approaches as designated by the  
1048 Federal Aviation Administration.

1049 (g) ~~(e)~~ The effect of whether the construction or alteration  
1050 of an obstruction on the proposed structure would cause an  
1051 increase in the minimum descent altitude or the decision height  
1052 at the affected airport.

1053 ~~(f) Technological advances.~~

1054 ~~(g) The safety of persons on the ground and in the air.~~

1055 ~~(h) Land use density.~~



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1056 ~~(i) The safe and efficient use of navigable airspace.~~  
1057 (h) ~~(j)~~ The cumulative effects on navigable airspace of all  
1058 existing obstructions ~~structures, proposed structures identified~~  
1059 ~~in the applicable jurisdictions' comprehensive plans, and all~~  
1060 ~~other~~ known proposed obstructions ~~structures~~ in the area.

1061 (7) When issuing a permit under this section, the  
1062 department ~~of Transportation~~ shall, ~~as a specific condition of~~  
1063 ~~such permit,~~ require the owner ~~obstruction marking and lighting~~  
1064 of the obstruction to install, operate, and maintain, at the  
1065 owner's expense, marking and lighting in conformance with the  
1066 specific standards established by the Federal Aviation  
1067 Administration ~~permitted structure as provided in s.~~  
1068 ~~333.07(3)(b).~~

1069 (8) The department may ~~of Transportation~~ shall not approve  
1070 a permit for the construction or alteration ~~erection~~ of an  
1071 obstruction ~~a structure~~ unless the applicant submits ~~both~~  
1072 documentation showing both compliance with the federal  
1073 requirement for notification of proposed construction or  
1074 alteration and a valid aeronautical study. ~~A evaluation, and no~~  
1075 permit may not ~~shall~~ be approved solely on the basis that the  
1076 Federal Aviation Administration determined that the such  
1077 proposed construction or alteration of an obstruction was not an  
1078 airport hazard ~~structure will not exceed federal obstruction~~  
1079 ~~standards as contained in 14 C.F.R. ss. 77.21, 77.23, 77.25,~~  
1080 ~~77.28, or 77.29, or any other federal aviation regulation.~~

1081 (9) The denial of a permit under this section is subject to  
1082 administrative review pursuant to chapter 120.

1083 Section 15. Section 333.03, Florida Statutes, is amended to  
1084 read:



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1085           333.03 Requirement ~~Power~~ to adopt airport zoning  
1086 regulations.—

1087           (1) (a) ~~In order to prevent the creation or establishment of~~  
1088 ~~airport hazards,~~ Every political subdivision having an airport  
1089 hazard area within its territorial limits shall, ~~by October 1,~~  
1090 ~~1977,~~ adopt, administer, and enforce, under the police power and  
1091 in the manner and upon the conditions ~~hereinafter~~ prescribed in  
1092 this section, airport protection zoning regulations for such  
1093 airport hazard area.

1094           (b) ~~If~~ Where an airport is owned or controlled by a  
1095 political subdivision and if any other political subdivision has  
1096 land upon which an obstruction may be constructed or altered  
1097 which underlies any surface of the airport as provided in 14  
1098 C.F.R. part 77, subpart C, the political subdivisions ~~airport~~  
1099 ~~hazard area appertaining to such airport is located wholly or~~  
1100 ~~partly outside the territorial limits of said political~~  
1101 ~~subdivision, the political subdivision owning or controlling the~~  
1102 ~~airport and the political subdivision within which the airport~~  
1103 ~~hazard area is located,~~ shall either:

1104           1. By interlocal agreement, ~~in accordance with the~~  
1105 ~~provisions of chapter 163,~~ adopt, administer, and enforce a set  
1106 of airport protection zoning regulations ~~applicable to the~~  
1107 ~~airport hazard area in question; or~~

1108           2. By ordinance, regulation, or resolution duly adopted,  
1109 create a joint airport protection zoning board ~~that,~~ ~~which board~~  
1110 ~~shall have the same power to~~ adopt, administer, and enforce a  
1111 set of airport protection zoning regulations ~~applicable to the~~  
1112 ~~airport hazard area in question as that vested in paragraph (a)~~  
1113 ~~in the political subdivision within which such area is located.~~



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1114 ~~The Each such~~ joint airport protection zoning board shall have  
1115 as voting members two representatives appointed by each  
1116 participating political subdivision ~~participating in its~~  
1117 ~~creation and in addition~~ a chair elected by a majority of the  
1118 members so appointed. ~~However,~~ The airport manager or a  
1119 representative of each airport in ~~managers of~~ the affected  
1120 participating political subdivisions shall serve on the board in  
1121 a nonvoting capacity.

1122 (c) Airport protection zoning regulations adopted under  
1123 paragraph (a) must shall, at as a minimum, require:

1124 1. A permit variance for the construction or erection,  
1125 ~~alteration, or modification~~ of any obstruction structure which  
1126 ~~would cause the structure to exceed the federal obstruction~~  
1127 ~~standards as contained in 14 C.F.R. ss. 77.21, 77.23, 77.25,~~  
1128 ~~77.28, and 77.29;~~

1129 2. Obstruction marking and lighting for obstructions  
1130 ~~structures as specified in s. 333.07(3);~~

1131 3. Documentation showing compliance with the federal  
1132 requirement for notification of proposed construction or  
1133 alteration of structures and a valid aeronautical study  
1134 ~~evaluation~~ submitted by each person applying for a permit  
1135 ~~variance;~~

1136 4. Consideration of the criteria in s. 333.025(6), when  
1137 determining whether to issue or deny a permit variance; and

1138 5. That approval of a permit not be based no variance shall  
1139 ~~be approved~~ solely on the determination by the Federal Aviation  
1140 Administration basis that the such proposed structure is not an  
1141 airport hazard ~~will not exceed federal obstruction standards as~~  
1142 ~~contained in 14 C.F.R. ss. 77.21, 77.23, 77.25, 77.28, or 77.29,~~





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1143 ~~or any other federal aviation regulation.~~

1144       (d) The department shall be available to provide assistance  
1145 to political subdivisions regarding federal obstruction  
1146 standards shall issue copies of the federal obstruction  
1147 standards as contained in 14 C.F.R. ss. 77.21, 77.23, 77.25,  
1148 77.28, and 77.29 to each political subdivision having airport  
1149 hazard areas and, in cooperation with political subdivisions,  
1150 shall issue appropriate airport zoning maps depicting within  
1151 each county the maximum allowable height of any structure or  
1152 tree. Material distributed pursuant to this subsection shall be  
1153 at no cost to authorized recipients.

1154       (2) In the manner provided in subsection (1), political  
1155 subdivisions shall adopt, administer, and enforce interim  
1156 airport land use compatibility zoning regulations shall be  
1157 adopted. Airport land use compatibility zoning ~~When political~~  
1158 ~~subdivisions have adopted land development regulations shall, at~~  
1159 a minimum, in accordance with the provisions of chapter 163  
1160 ~~which address the use of land in the manner consistent with the~~  
1161 ~~provisions herein, adoption of airport land use compatibility~~  
1162 ~~regulations pursuant to this subsection shall not be required.~~  
1163 ~~Interim airport land use compatibility zoning regulations shall~~  
1164 ~~consider the following:~~

1165       (a) The prohibition of new landfills and the restriction of  
1166 existing landfills ~~Whether sanitary landfills are located within~~  
1167 ~~the following areas:~~

1168           1. Within 10,000 feet from the nearest point of any runway  
1169 used or planned to be used by turbine ~~turbojet or turboprop~~  
1170 aircraft.

1171           2. Within 5,000 feet from the nearest point of any runway



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1172 used ~~only~~ by only nonturbine piston-type aircraft.

1173 3. Outside the perimeters defined in subparagraphs 1. and  
1174 2., but still within the lateral limits of the civil airport  
1175 imaginary surfaces defined in 14 C.F.R. s. 77.19 ~~part 77.25~~.  
1176 Case-by-case review of such landfills is advised.

1177 (b) Where ~~Whether~~ any landfill is located and constructed  
1178 in a manner ~~so~~ that ~~it~~ attracts or sustains hazardous bird  
1179 movements from feeding, water, or roosting areas into, or  
1180 across, the runways or approach and departure patterns of  
1181 aircraft. The landfill operator must ~~political subdivision shall~~  
1182 ~~request from the airport authority or other governing body~~  
1183 ~~operating the airport a report on such bird feeding or roosting~~  
1184 ~~areas that at the time of the request are known to the airport.~~  
1185 ~~In preparing its report, the authority, or other governing body,~~  
1186 ~~shall consider whether the landfill will incorporate bird~~  
1187 ~~management techniques or other practices to minimize bird~~  
1188 ~~hazards to airborne aircraft. The airport authority or other~~  
1189 ~~governing body shall respond to the political subdivision no~~  
1190 ~~later than 30 days after receipt of such request.~~

1191 (c) Where an airport authority or other governing body  
1192 operating a ~~publicly owned,~~ public-use airport has conducted a  
1193 noise study in accordance with ~~the provisions of~~ 14 C.F.R. part  
1194 150, or where a public-use airport owner has established noise  
1195 contours pursuant to another public study approved by the  
1196 Federal Aviation Administration, the prohibition of incompatible  
1197 uses, as established in the noise study in 14 C.F.R. part 150,  
1198 Appendix A or as a part of an alternative Federal Aviation  
1199 Administration-approved public study, within the noise contours  
1200 established by any of these studies, except if such uses are



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1201 specifically contemplated by such study with appropriate  
1202 mitigation or similar techniques described in the study ~~neither~~  
1203 ~~residential construction nor any educational facility as defined~~  
1204 ~~in chapter 1013, with the exception of aviation school~~  
1205 ~~facilities, shall be permitted within the area contiguous to the~~  
1206 ~~airport defined by an outer noise contour that is considered~~  
1207 ~~incompatible with that type of construction by 14 C.F.R. part~~  
1208 ~~150, Appendix A or an equivalent noise level as established by~~  
1209 ~~other types of noise studies.~~

1210 (d) Where an airport authority or other governing body  
1211 operating a ~~publicly owned,~~ public-use airport has not conducted  
1212 a noise study, the prohibition of ~~neither~~ residential  
1213 construction and ~~nor~~ any educational facility ~~as defined in~~  
1214 ~~chapter 1013, with the exception of aviation school facilities,~~  
1215 ~~shall be permitted~~ within an area contiguous to the airport  
1216 measuring one-half the length of the longest runway on either  
1217 side of and at the end of each runway centerline.

1218 (e)(3) The restriction of ~~In the manner provided in~~  
1219 ~~subsection (1), airport zoning regulations shall be adopted~~  
1220 ~~which restrict~~ new incompatible uses, activities, or substantial  
1221 modifications to existing incompatible uses ~~construction~~ within  
1222 runway protection ~~clear zones, including uses, activities, or~~  
1223 ~~construction in runway clear zones which are incompatible with~~  
1224 ~~normal airport operations or endanger public health, safety, and~~  
1225 ~~welfare by resulting in congregations of people, emissions of~~  
1226 ~~light or smoke, or attraction of birds. Such regulations shall~~  
1227 ~~prohibit the construction of an educational facility of a public~~  
1228 ~~or private school at either end of a runway of a publicly owned,~~  
1229 ~~public-use airport within an area which extends 5 miles in a~~



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1230 ~~direct line along the centerline of the runway, and which has a~~  
1231 ~~width measuring one-half the length of the runway. Exceptions~~  
1232 ~~approving construction of an educational facility within the~~  
1233 ~~delineated area shall only be granted when the political~~  
1234 ~~subdivision administering the zoning regulations makes specific~~  
1235 ~~findings detailing how the public policy reasons for allowing~~  
1236 ~~the construction outweigh health and safety concerns prohibiting~~  
1237 ~~such a location.~~

1238 ~~(4) The procedures outlined in subsections (1), (2), and~~  
1239 ~~(3) for the adoption of such regulations are supplemental to any~~  
1240 ~~existing procedures utilized by political subdivisions in the~~  
1241 ~~adoption of such regulations.~~

1242 ~~(3)-(5) Political subdivisions shall provide The Department~~  
1243 ~~of Transportation shall provide technical assistance to any~~  
1244 ~~political subdivision requesting assistance in the preparation~~  
1245 ~~of an airport zoning code. a copy of all local airport~~  
1246 ~~protection zoning codes, rules, and regulations and airport land~~  
1247 ~~use compatibility zoning regulations, and any related amendments~~  
1248 ~~and proposed and granted variances thereto, to shall be filed~~  
1249 ~~with the department's aviation office within 30 days after~~  
1250 ~~adoption department.~~

1251 ~~(4)-(6) Nothing in Subsection (2) may not or subsection (3)~~  
1252 ~~shall be construed to require the removal, alteration, sound~~  
1253 ~~conditioning, or other change, or to interfere with the~~  
1254 ~~continued use or adjacent expansion of any educational facility~~  
1255 ~~structure or site in existence on July 1, 1993, or be construed~~  
1256 ~~to prohibit the construction of any new structure for which a~~  
1257 ~~site has been determined as provided in former s. 235.19, as of~~  
1258 ~~July 1, 1993.~~



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1259           (5) This section does not prohibit an airport authority, a  
1260 political subdivision or its administrative agency, or any other  
1261 governing body operating a public-use airport from establishing  
1262 airport zoning regulations more restrictive than prescribed in  
1263 this section in order to protect the health, safety, and welfare  
1264 of the public in the air and on the ground.

1265           Section 16. Section 333.04, Florida Statutes, is amended to  
1266 read:

1267           333.04 Comprehensive zoning regulations; most stringent to  
1268 prevail where conflicts occur.—

1269           (1) INCORPORATION.—In the event that a political  
1270 subdivision has adopted, or hereafter adopts, a comprehensive  
1271 plan or policy ~~zoning ordinance~~ regulating, among other things,  
1272 the height of buildings, structures, and natural objects, and  
1273 uses of property, any airport zoning regulations applicable to  
1274 the same area or portion thereof may be incorporated in and made  
1275 a part of such comprehensive plan or policy ~~zoning regulations~~,  
1276 and be administered and enforced in connection therewith.

1277           (2) CONFLICT.—In the event of conflict between any airport  
1278 zoning regulations adopted under this chapter and any other  
1279 regulations applicable to the same area, whether the conflict be  
1280 with respect to the height of structures or vegetation ~~trees~~,  
1281 the use of land, or any other matter, and whether such  
1282 regulations were adopted by the political subdivision that ~~which~~  
1283 adopted the airport zoning regulations or by some other  
1284 political subdivision, the more stringent limitation or  
1285 requirement shall govern and prevail.

1286           Section 17. Section 333.05, Florida Statutes, is amended to  
1287 read:



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1288 333.05 Procedure for adoption of airport zoning  
1289 regulations.-

1290 (1) NOTICE AND HEARING.-~~No~~ Airport zoning regulations may  
1291 not shall be adopted, amended, or repealed ~~changed~~ under this  
1292 chapter except by action of the legislative body of the  
1293 political subdivision or affected subdivisions ~~in question~~, or  
1294 the joint board provided in s. 333.03(1)(b)2. ~~s. 333.03(1)(b)~~ by  
1295 the political subdivisions ~~bodies~~ therein provided and set  
1296 forth, after a public hearing in relation thereto, at which  
1297 parties in interest and citizens shall have an opportunity to be  
1298 heard. Notice of the hearing shall be published at least once a  
1299 week for 2 consecutive weeks in a newspaper ~~an official paper,~~  
1300 ~~or a paper~~ of general circulation, ~~in~~ the political subdivision  
1301 or subdivisions where in which are located the airport zoning  
1302 regulations are ~~areas~~ to be adopted, amended, or repealed ~~zoned~~.

1303 (2) AIRPORT ZONING COMMISSION.-~~Before~~ Prior to the initial  
1304 zoning of any airport area under this chapter, the political  
1305 subdivision or joint airport zoning board that ~~which~~ is to  
1306 adopt, administer, and enforce the regulations must shall  
1307 appoint a commission, to be known as the airport zoning  
1308 commission, to recommend the boundaries of the various zones to  
1309 be established and the regulations to be adopted therefor. Such  
1310 commission shall make a preliminary report and hold public  
1311 hearings thereon before submitting its final report, and the  
1312 legislative body of the political subdivision or the joint  
1313 airport zoning board may shall not hold its public hearings or  
1314 take any action until it has received the final report of such  
1315 commission, and at least 15 days shall elapse between the  
1316 receipt of the final report of the commission and the hearing to



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1317 be held by the latter board. ~~If Where~~ a planning city plan  
1318 commission, an airport commission, or a comprehensive zoning  
1319 commission already exists, it may be appointed as the airport  
1320 zoning commission.

1321 Section 18. Section 333.06, Florida Statutes, is amended to  
1322 read:

1323 333.06 Airport zoning regulation requirements.-

1324 (1) REASONABLENESS.-All airport zoning regulations adopted  
1325 under this chapter shall be reasonable and may not ~~none shall~~  
1326 impose any requirement or restriction which is not reasonably  
1327 necessary to effectuate the purposes of this chapter. In  
1328 determining what regulations it may adopt, each political  
1329 subdivision and joint airport zoning board shall consider, among  
1330 other things, the character of the flying operations expected to  
1331 be conducted at the airport, the nature of the terrain within  
1332 the airport hazard area and runway protection ~~clear~~ zones, the  
1333 character of the neighborhood, the uses to which the property to  
1334 be zoned is put and adaptable, and the impact of any new use,  
1335 activity, or construction on the airport's operating capability  
1336 and capacity.

1337 (2) INDEPENDENT JUSTIFICATION.-The purpose of all airport  
1338 zoning regulations adopted under this chapter is to provide both  
1339 airspace protection and land uses ~~use~~ compatible with airport  
1340 operations. Each aspect of this purpose requires independent  
1341 justification in order to promote the public interest in safety,  
1342 health, and general welfare. Specifically, construction in a  
1343 runway protection ~~clear~~ zone which does not exceed airspace  
1344 height restrictions is not conclusive ~~evidence per se~~ that such  
1345 use, activity, or construction is compatible with airport



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1346 operations.

1347 (3) NONCONFORMING USES.—~~An~~ ~~Ne~~ airport protection zoning  
1348 regulation ~~regulations~~ adopted under this chapter may not ~~shall~~  
1349 require the removal, lowering, or other change or alteration of  
1350 any obstruction ~~structure or tree~~ not conforming to the  
1351 regulation ~~regulations~~ when adopted or amended, or otherwise  
1352 interfere with the continuance of any nonconforming use, except  
1353 as provided in s. 333.07(1) and (3).

1354 (4) ADOPTION OF AIRPORT MASTER PLAN AND NOTICE TO AFFECTED  
1355 LOCAL GOVERNMENTS.—An airport master plan shall be prepared by  
1356 each public-use ~~publicly owned and operated~~ airport licensed by  
1357 the department ~~of Transportation~~ under chapter 330. The  
1358 authorized entity having responsibility for governing the  
1359 operation of the airport, when either requesting from or  
1360 submitting to a state or federal governmental agency with  
1361 funding or approval jurisdiction a “finding of no significant  
1362 impact,” an environmental assessment, a site-selection study, an  
1363 airport master plan, or any amendment to an airport master plan,  
1364 shall submit simultaneously a copy of said request, submittal,  
1365 assessment, study, plan, or amendments by certified mail to all  
1366 affected local governments. As used in ~~For the purposes of~~ this  
1367 subsection, the term “affected local government” is defined as  
1368 any municipality ~~city~~ or county having jurisdiction over the  
1369 airport and any municipality ~~city~~ or county located within 2  
1370 miles of the boundaries of the land subject to the airport  
1371 master plan.

1372 Section 19. Section 333.065, Florida Statutes, is repealed.

1373 Section 20. Section 333.07, Florida Statutes, is amended to  
1374 read:





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1375           333.07 Local government permitting of airspace obstructions  
1376 Permits and variances.—

1377           (1) PERMITS.—

1378           (a) A person proposing to construct, alter, or allow an  
1379 airport obstruction in an airport hazard area in violation of  
1380 the airport protection zoning regulations adopted under this  
1381 chapter must apply for a permit. A ~~Any airport zoning~~  
1382 regulations adopted under this chapter may require that a permit  
1383 be obtained before any new structure or use may be constructed  
1384 or established and before any existing use or structure may be  
1385 substantially changed or substantially altered or repaired. In  
1386 any event, however, all such regulations shall provide that  
1387 before any nonconforming structure or tree may be replaced,  
1388 substantially altered or repaired, rebuilt, allowed to grow  
1389 higher, or replanted, a permit must be secured from the  
1390 administrative agency authorized to administer and enforce the  
1391 regulations, authorizing such replacement, change, or repair. No  
1392 permit ~~may not shall~~ be issued if it ~~granted that~~ would allow  
1393 the establishment or creation of an airport hazard or if it  
1394 would permit a nonconforming obstruction ~~structure or tree or~~  
1395 nonconforming use to be made or become higher or to become a  
1396 greater hazard to air navigation than it was when the applicable  
1397 airport protection zoning regulation was adopted which allowed  
1398 the establishment or creation of the obstruction, or than it is  
1399 when the application for a permit is made.

1400           (b) ~~If Whenever~~ the political subdivision or its  
1401 administrative agency determines that a nonconforming  
1402 obstruction ~~use or nonconforming structure or tree~~ has been  
1403 abandoned or is more than 80 percent torn down, destroyed,



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1404 deteriorated, or decayed, a ne permit may not shall be granted  
1405 if it that would allow the obstruction said structure or tree to  
1406 exceed the applicable height limit or otherwise deviate from the  
1407 airport protection zoning regulations. ~~and,~~ Whether or not an  
1408 application is made for a permit under this subsection ~~or not,~~  
1409 ~~the said agency may by appropriate action, compel~~ the owner of  
1410 the nonconforming obstruction may be required structure or tree,  
1411 at his or her own expense, to lower, remove, reconstruct, alter,  
1412 or equip such obstruction object as may be necessary to conform  
1413 to the current airport protection zoning regulations. If the  
1414 owner of the nonconforming obstruction neglects or refuses  
1415 ~~structure or tree shall neglect or refuse~~ to comply with such  
1416 requirement order for 10 days after notice ~~thereof,~~ the  
1417 administrative said agency may report the violation to the  
1418 political subdivision involved ~~therein,~~ which subdivision,  
1419 through its appropriate agency, may proceed to have the  
1420 obstruction object so lowered, removed, reconstructed, altered,  
1421 or equipped, ~~and~~ assess the cost and expense thereof upon the  
1422 owner of the obstruction object or the land whereon it is or was  
1423 located, ~~and, unless such an assessment is paid within 90 days~~  
1424 ~~from the service of notice thereof on the owner or the owner's~~  
1425 ~~agent, of such object or land, the sum shall be a lien on said~~  
1426 ~~land, and shall bear interest thereafter at the rate of 6~~  
1427 ~~percent per annum until paid, and shall be collected in the same~~  
1428 ~~manner as taxes on real property are collected by said political~~  
1429 ~~subdivision, or, at the option of said political subdivision,~~  
1430 ~~said lien may be enforced in the manner provided for enforcement~~  
1431 ~~of liens by chapter 85.~~

1432 (c) ~~Except as provided herein, applications for permits~~



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1433 ~~shall be granted, provided the matter applied for meets the~~  
1434 ~~provisions of this chapter and the regulations adopted and in~~  
1435 ~~force hereunder.~~

1436 (2) CONSIDERATIONS WHEN ISSUING OR DENYING PERMITS.—In  
1437 determining whether to issue or deny a permit, the political  
1438 subdivision or its administrative agency must consider the  
1439 following, as applicable:

1440 (a) The safety of persons on the ground and in the air.

1441 (b) The safe and efficient use of navigable airspace.

1442 (c) The nature of the terrain and height of existing  
1443 structures.

1444 (d) The effect of the construction or alteration on the  
1445 state licensing standards for a public-use airport contained in  
1446 chapter 330 and rules adopted thereunder.

1447 (e) The character of existing and planned flight operations  
1448 and developments at public-use airports.

1449 (f) Federal airways, visual flight rules, flyways and  
1450 corridors, and instrument approaches as designated by the  
1451 Federal Aviation Administration.

1452 (g) The effect of the construction or alteration of the  
1453 proposed structure on the minimum descent altitude or the  
1454 decision height at the affected airport.

1455 (h) The cumulative effects on navigable airspace of all  
1456 existing structures and all other known proposed structures in  
1457 the area.

1458 (i) Additional requirements adopted by the political  
1459 subdivision or administrative agency pertinent to evaluation and  
1460 protection of airspace and airport operations.

1461 ~~(2) VARIANCES.—~~



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1462           ~~(a) Any person desiring to erect any structure, increase~~  
1463 ~~the height of any structure, permit the growth of any tree, or~~  
1464 ~~otherwise use his or her property in violation of the airport~~  
1465 ~~zoning regulations adopted under this chapter or any land~~  
1466 ~~development regulation adopted pursuant to the provisions of~~  
1467 ~~chapter 163 pertaining to airport land use compatibility, may~~  
1468 ~~apply to the board of adjustment for a variance from the zoning~~  
1469 ~~regulations in question. At the time of filing the application,~~  
1470 ~~the applicant shall forward to the department by certified mail,~~  
1471 ~~return receipt requested, a copy of the application. The~~  
1472 ~~department shall have 45 days from receipt of the application to~~  
1473 ~~comment and to provide its comments or waiver of that right to~~  
1474 ~~the applicant and the board of adjustment. The department shall~~  
1475 ~~include its explanation for any objections stated in its~~  
1476 ~~comments. If the department fails to provide its comments within~~  
1477 ~~45 days of receipt of the application, its right to comment is~~  
1478 ~~waived. The board of adjustment may proceed with its~~  
1479 ~~consideration of the application only upon the receipt of the~~  
1480 ~~department's comments or waiver of that right as demonstrated by~~  
1481 ~~the filing of a copy of the return receipt with the board.~~  
1482 ~~Noncompliance with this section shall be grounds to appeal~~  
1483 ~~pursuant to s. 333.08 and to apply for judicial relief pursuant~~  
1484 ~~to s. 333.11. Such variances may only be allowed where a literal~~  
1485 ~~application or enforcement of the regulations would result in~~  
1486 ~~practical difficulty or unnecessary hardship and where the~~  
1487 ~~relief granted would not be contrary to the public interest but~~  
1488 ~~would do substantial justice and be in accordance with the~~  
1489 ~~spirit of the regulations and this chapter. However, any~~  
1490 ~~variance may be allowed subject to any reasonable conditions~~



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1491 ~~that the board of adjustment may deem necessary to effectuate~~  
1492 ~~the purposes of this chapter.~~

1493 ~~(b) The Department of Transportation shall have the~~  
1494 ~~authority to appeal any variance granted under this chapter~~  
1495 ~~pursuant to s. 333.08, and to apply for judicial relief pursuant~~  
1496 ~~to s. 333.11.~~

1497 (3) OBSTRUCTION MARKING AND LIGHTING.-

1498 ~~(a) In issuing a granting any permit or variance under this~~  
1499 ~~section, the political subdivision or its administrative agency~~  
1500 ~~or board of adjustment shall require the owner of the~~  
1501 ~~obstruction structure or tree in question to install, operate,~~  
1502 ~~and maintain thereon, at his or her own expense, ~~such~~ marking~~  
1503 ~~and lighting in conformance with the specific standards~~  
1504 ~~established by the Federal Aviation Administration as may be~~  
1505 ~~necessary to indicate to aircraft pilots the presence of an~~  
1506 ~~obstruction.~~

1507 ~~(b) Such marking and lighting shall conform to the specific~~  
1508 ~~standards established by rule by the Department of~~  
1509 ~~Transportation.~~

1510 ~~(c) Existing structures not in compliance on October 1,~~  
1511 ~~1988, shall be required to comply whenever the existing marking~~  
1512 ~~requires refurbishment, whenever the existing lighting requires~~  
1513 ~~replacement, or within 5 years of October 1, 1988, whichever~~  
1514 ~~occurs first.~~

1515 Section 21. Section 333.08, Florida Statutes, is repealed.

1516 Section 22. Section 333.09, Florida Statutes, is amended to  
1517 read:

1518 333.09 Administration of airport protection zoning  
1519 regulations.-



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1520           (1) ADMINISTRATION.—All airport protection zoning  
1521 regulations adopted under this chapter shall provide for the  
1522 administration and enforcement of such regulations by the  
1523 political subdivision or its administrative agency ~~an~~  
1524 ~~administrative agency which may be an agency created by such~~  
1525 ~~regulations or any official, board, or other existing agency of~~  
1526 ~~the political subdivision adopting the regulations or of one of~~  
1527 ~~the political subdivisions which participated in the creation of~~  
1528 ~~the joint airport zoning board adopting the regulations, if~~  
1529 ~~satisfactory to that political subdivision, but in no case shall~~  
1530 ~~such administrative agency be or include any member of the board~~  
1531 ~~of adjustment.~~ The duties of any administrative agency  
1532 designated pursuant to this chapter must ~~shall~~ include that of  
1533 hearing and deciding all permits under s. 333.07 ~~s. 333.07(1)~~,  
1534 ~~deciding all matters under s. 333.07(3)~~, as they pertain to such  
1535 agency, and all other matters under this chapter applying to  
1536 said agency, ~~but such agency shall not have or exercise any of~~  
1537 ~~the powers herein delegated to the board of adjustment.~~

1538           (2) LOCAL GOVERNMENT PROCESS.—

1539           (a) A political subdivision required to adopt airport  
1540 zoning regulations under this chapter shall provide a process  
1541 to:

1542           1. Issue or deny permits consistent with s. 333.07.

1543           2. Provide the department with a copy of a complete  
1544 application consistent with s. 333.025(4).

1545           3. Enforce the issuance or denial of a permit or other  
1546 determination made by the administrative agency with respect to  
1547 airport zoning regulations.

1548           (b) If a zoning board or permitting body already exists



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1549 within a political subdivision, the zoning board or permitting  
1550 body may implement the airport zoning regulation permitting and  
1551 appeals processes.

1552 (3) APPEALS.-

1553 (a) A person, a political subdivision or its administrative  
1554 agency, or a joint airport zoning board that contends a decision  
1555 made by a political subdivision or its administrative agency is  
1556 an improper application of airport zoning regulations may use  
1557 the process established for an appeal.

1558 (b) All appeals taken under this section must be taken  
1559 within a reasonable time, as provided by the political  
1560 subdivision or its administrative agency, by filing with the  
1561 entity from which the appeal is taken a notice of appeal  
1562 specifying the grounds for appeal.

1563 (c) An appeal shall stay all proceedings in the underlying  
1564 action appealed from, unless the entity from which the appeal is  
1565 taken certifies pursuant to the rules for appeal that by reason  
1566 of the facts stated in the certificate a stay would, in its  
1567 opinion, cause imminent peril to life or property. In such  
1568 cases, proceedings may not be stayed except by order of the  
1569 political subdivision or its administrative agency on notice to  
1570 the entity from which the appeal is taken and for good cause  
1571 shown.

1572 (d) The political subdivision or its administrative agency  
1573 shall set a reasonable time for the hearing of appeals, give  
1574 public notice and due notice to the parties in interest, and  
1575 decide the same within a reasonable time. Upon the hearing, any  
1576 party may appear in person, by agent, or by attorney.

1577 (e) The political subdivision or its administrative agency



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1578 may, in conformity with this chapter, affirm, reverse, or modify  
1579 the decision on the permit or other determination from which the  
1580 appeal is taken.

1581 Section 23. Section 333.10, Florida Statutes, is repealed.

1582 Section 25. Section 333.11, Florida Statutes, is amended to  
1583 read:

1584 333.11 Judicial review.—

1585 (1) Any person, ~~aggrieved, or taxpayer affected, by any~~  
1586 ~~decision of a board of adjustment, or any governing body of a~~  
1587 ~~political subdivision, or the Department of Transportation or~~  
1588 ~~any joint airport zoning board affected by a decision of a~~  
1589 ~~political subdivision,~~ or its ~~of any~~ administrative agency  
1590 ~~hereunder,~~ may apply for judicial relief to the circuit court in  
1591 the judicial circuit where the political subdivision ~~board of~~  
1592 ~~adjustment~~ is located within 30 days after rendition of the  
1593 decision ~~by the board of adjustment~~. Review shall be by petition  
1594 for writ of certiorari, which shall be governed by the Florida  
1595 Rules of Appellate Procedure.

1596 (2) ~~Upon presentation of such petition to the court, it may~~  
1597 ~~allow a writ of certiorari, directed to the board of adjustment,~~  
1598 ~~to review such decision of the board. The allowance of the writ~~  
1599 ~~shall not stay the proceedings upon the decision appealed from,~~  
1600 ~~but the court may, on application, on notice to the board, on~~  
1601 ~~due hearing and due cause shown, grant a restraining order.~~

1602 (3) ~~The board of adjustment shall not be required to return~~  
1603 ~~the original papers acted upon by it, but it shall be sufficient~~  
1604 ~~to return certified or sworn copies thereof or of such portions~~  
1605 ~~thereof as may be called for by the writ. The return shall~~  
1606 ~~concisely set forth such other facts as may be pertinent and~~





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1607 ~~material to show the grounds of the decision appealed from and~~  
1608 ~~shall be verified.~~

1609 (2)~~(4)~~ The court has ~~shall have~~ exclusive jurisdiction to  
1610 affirm, reverse, or modify, ~~or set aside~~ the decision on the  
1611 permit or other determination from which the appeal is taken  
1612 ~~brought up for review, in whole or in part,~~ and, if appropriate  
1613 ~~need be,~~ to order further proceedings by the political  
1614 subdivision or its administrative agency board of adjustment.  
1615 The findings of fact by the political subdivision or its  
1616 administrative agency board, if supported by substantial  
1617 evidence, shall be accepted by the court as conclusive, and an  
1618 ~~ne~~ objection to a decision of the political subdivision or its  
1619 administrative agency may not board shall be considered by the  
1620 court unless such objection was raised in the underlying  
1621 proceeding shall have been urged before the board, or, if it was  
1622 ~~not so urged, unless there were reasonable grounds for failure~~  
1623 ~~to do so.~~

1624 (3)~~(5)~~ If ~~In any case in which~~ airport zoning regulations  
1625 adopted under this chapter, ~~although generally reasonable,~~ are  
1626 held by a court to interfere with the use and enjoyment of a  
1627 particular structure or parcel of land to such an extent, or to  
1628 be so onerous in their application to such a structure or parcel  
1629 of land, as to constitute a taking or deprivation of that  
1630 property in violation of the State Constitution or the  
1631 Constitution of the United States, such holding shall not affect  
1632 the application of such regulations to other structures and  
1633 parcels of land, or such regulations as are not involved in the  
1634 particular decision.

1635 (4)~~(6)~~ A judicial ~~Ne~~ appeal to any court may not shall be



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1636 ~~or is~~ permitted under this section until the appellant has  
1637 exhausted all of its remedies through application for local  
1638 government permits, exceptions, and appeals, ~~to any courts, as~~  
1639 ~~herein provided, save and except an appeal from a decision of~~  
1640 ~~the board of adjustment, the appeal herein provided being from~~  
1641 ~~such final decision of such board only, the appellant being~~  
1642 ~~hereby required to exhaust his or her remedies hereunder of~~  
1643 ~~application for permits, exceptions and variances, and appeal to~~  
1644 ~~the board of adjustment, and gaining a determination by said~~  
1645 ~~board, before being permitted to appeal to the court hereunder.~~

1646 Section 26. Section 333.12, Florida Statutes, is amended to  
1647 read:

1648 333.12 Acquisition of air rights. ~~If In any case which: it~~  
1649 ~~is desired to remove, lower or otherwise terminate a~~  
1650 nonconforming obstruction is determined to be an airport hazard  
1651 and the owner will not remove, lower, or otherwise eliminate it  
1652 ~~structure or use; or~~ the approach protection necessary cannot,  
1653 because of constitutional limitations, be provided by airport  
1654 zoning regulations under this chapter; or it appears advisable  
1655 that the necessary approach protection be provided by  
1656 acquisition of property rights rather than by airport zoning  
1657 regulations, the political subdivision within which the property  
1658 or nonconforming obstruction ~~use~~ is located, or the political  
1659 subdivision owning or operating the airport or being served by  
1660 it, may acquire, by purchase, grant, or condemnation in the  
1661 manner provided by chapter 73, such property, air right,  
1662 avigation ~~navigation~~ easement, or other estate, portion, or  
1663 interest in the property or nonconforming obstruction ~~structure~~  
1664 ~~or use~~ or such interest in the air above such property, ~~tree,~~



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1665 ~~structure, or use,~~ in question, as may be necessary to  
1666 effectuate the purposes of this chapter, and in so doing, if by  
1667 condemnation, to have the right to take immediate possession of  
1668 the property, interest in property, air right, or other right  
1669 sought to be condemned, at the time, and in the manner and form,  
1670 and as authorized by chapter 74. In the case of the purchase of  
1671 any property, ~~or any~~ easement, or estate or interest therein or  
1672 the acquisition of the same by the power of eminent domain, the  
1673 political subdivision making such purchase or exercising such  
1674 power shall, in addition to the damages for the taking, injury,  
1675 or destruction of property, also pay the cost of the removal and  
1676 relocation of any structure or any public utility that ~~which~~ is  
1677 required to be moved to a new location.

1678 Section 27. Section 333.13, Florida Statutes, is amended to  
1679 read:

1680 333.13 Enforcement and remedies.—

1681 (1) Each violation of this chapter or of any airport zoning  
1682 regulations, orders, or rulings ~~adopted promulgated~~ or made  
1683 pursuant to this chapter shall constitute a misdemeanor of the  
1684 second degree, punishable as provided in s. 775.082 or s.  
1685 775.083, and each day a violation continues to exist shall  
1686 constitute a separate offense.

1687 (2) In addition, the political subdivision or agency  
1688 adopting the airport zoning regulations under this chapter may  
1689 institute in any court of competent jurisdiction an action to  
1690 prevent, restrain, correct, or abate any violation of this  
1691 chapter or of airport zoning regulations adopted under this  
1692 chapter or of any order or ruling made in connection with their  
1693 administration or enforcement, and the court shall adjudge to



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1694 the plaintiff such relief, by way of injunction, ~~which~~ may be  
1695 mandatory, ~~or~~ otherwise, as may be proper under all the facts  
1696 and circumstances of the case in order to fully effectuate the  
1697 purposes of this chapter and of the regulations adopted and  
1698 orders and rulings made pursuant thereto.

1699 (3) The department ~~of Transportation~~ may institute a civil  
1700 action for injunctive relief in the appropriate circuit court to  
1701 prevent violation of any provision of this chapter.

1702 Section 28. Section 333.135, Florida Statutes, is created  
1703 to read:

1704 333.135 Transition provisions.-

1705 (1) Any airport zoning regulation in effect on July 1,  
1706 2016, which includes provisions in conflict with this chapter  
1707 shall be amended to conform to the requirements of this chapter  
1708 by July 1, 2017.

1709 (2) Any political subdivision having an airport within its  
1710 territorial limits which has not adopted airport zoning  
1711 regulations shall, by July 1, 2017, adopt airport zoning  
1712 regulations consistent with this chapter.

1713 (3) For those political subdivisions that have not yet  
1714 adopted airport zoning regulations pursuant to this chapter, the  
1715 department shall administer the permitting process as provided  
1716 in s. 333.025.

1717 Section 29. Section 333.14, Florida Statutes, is repealed.

1718 Section 30. Section 335.085, Florida Statutes, is created  
1719 to read:

1720 335.085 Installation of roadside barriers along certain  
1721 water bodies contiguous with state roads.-

1722 (1) This section shall be cited as "Chloe's Law."



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1723 (2) By June 30, 2018, the department shall install roadside  
1724 barriers to shield water bodies contiguous with state roads at  
1725 locations where a death due to drowning resulted from a motor  
1726 vehicle accident in which a vehicle departed the adjacent state  
1727 road during the period between July 1, 2006, and July 1, 2016.  
1728 This requirement does not apply to any location at which the  
1729 department's chief engineer determines, based on engineering  
1730 principles, that installation of a barrier would increase the  
1731 risk of injury to motorists traveling on the adjacent state  
1732 road.

1733 Section 31. The Department of Transportation shall review  
1734 all motor vehicle accidents that resulted in death due to  
1735 drowning in a water body contiguous with a state road and that  
1736 occurred during the period between July 1, 2006, and July 1,  
1737 2016. The department shall use the reconciled crash data  
1738 received from the Department of Highway Safety and Motor  
1739 Vehicles and shall submit a report to the President of the  
1740 Senate and the Speaker of the House of Representatives by  
1741 January 3, 2017, providing recommendations regarding any  
1742 necessary changes to state laws and department rules to enhance  
1743 traffic safety.

1744 Section 32. Subsection (3) of section 337.0261, Florida  
1745 Statutes, is amended to read:

1746 337.0261 Construction aggregate materials.-

1747 (3) LOCAL GOVERNMENT DECISIONMAKING.-~~A~~ ~~No~~ local government  
1748 may not ~~shall~~ approve or deny a proposed land use zoning change,  
1749 comprehensive plan amendment, land use permit, ordinance, or  
1750 order regarding construction aggregate materials without  
1751 considering any information provided by the Department of



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1752 Transportation regarding the effect such change, amendment,  
1753 permit decision, ordinance, or order would have on the  
1754 availability, transportation, cost, and potential extraction of  
1755 construction aggregate materials on the local area, the region,  
1756 and the state. The failure of the Department of Transportation  
1757 to provide this information shall not be a basis for delay or  
1758 invalidation of the local government action. A ~~No~~ local  
1759 government may not impose a moratorium, or combination of  
1760 moratoria, of more than 12 months' duration on the mining or  
1761 extraction of construction aggregate materials, commencing on  
1762 the date the vote was taken to impose the moratorium. January 1,  
1763 2007, shall serve as the commencement of the 12-month period for  
1764 moratoria already in place as of July 1, 2007.

1765 Section 33. Paragraph (a) of subsection (1) of section  
1766 337.18, Florida Statutes, is amended to read:

1767 337.18 Surety bonds for construction or maintenance  
1768 contracts; requirement with respect to contract award; bond  
1769 requirements; defaults; damage assessments.—

1770 (1) (a) A surety bond shall be required of the successful  
1771 bidder in an amount equal to the awarded contract price.  
1772 However, the department may choose, in its discretion and  
1773 applicable only to multiyear maintenance contracts, to allow for  
1774 incremental annual contract bonds that cumulatively total the  
1775 full, awarded, multiyear contract price.

1776 1. The department may waive the requirement for all or a  
1777 portion of a surety bond if:

1778 a. ~~For a project for which~~ The contract price is \$250,000  
1779 or less ~~and,~~ the department may waive the requirement for all or  
1780 a ~~portion of a surety bond if it~~ determines that the project is



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1781 of a noncritical nature and that nonperformance will not  
1782 endanger public health, safety, or property;

1783 b. The prime contractor is a qualified nonprofit agency for  
1784 the blind or for the other severely handicapped under s.  
1785 413.036(2); or

1786 c. The prime contractor is using a subcontractor that is a  
1787 qualified nonprofit agency for the blind or for the other  
1788 severely handicapped under s. 413.036(2). However, the  
1789 department may not waive more than the amount of the  
1790 subcontract.

1791 2. If the Secretary of Transportation or the secretary's  
1792 designee determines that it is in the best interests of the  
1793 department to reduce the bonding requirement for a project and  
1794 that to do so will not endanger public health, safety, or  
1795 property, the department may waive the requirement of a surety  
1796 bond in an amount equal to the awarded contract price for a  
1797 project having a contract price of \$250 million or more and, in  
1798 its place, may set a surety bond amount that is a portion of the  
1799 total contract price and provide an alternate means of security  
1800 for the balance of the contract amount that is not covered by  
1801 the surety bond or provide for incremental surety bonding and  
1802 provide an alternate means of security for the balance of the  
1803 contract amount that is not covered by the surety bond. Such  
1804 alternative means of security may include letters of credit,  
1805 United States bonds and notes, parent company guarantees, and  
1806 cash collateral. The department may require alternate means of  
1807 security if a surety bond is waived. The surety on such bond  
1808 shall be a surety company authorized to do business in the  
1809 state. All bonds shall be payable to the department and



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1810 conditioned for the prompt, faithful, and efficient performance  
1811 of the contract according to plans and specifications and within  
1812 the time period specified, and for the prompt payment of all  
1813 persons defined in s. 713.01 furnishing labor, material,  
1814 equipment, and supplies for work provided in the contract;  
1815 however, whenever an improvement, demolition, or removal  
1816 contract price is \$25,000 or less, the security may, in the  
1817 discretion of the bidder, be in the form of a cashier's check,  
1818 bank money order of any state or national bank, certified check,  
1819 or postal money order. The department shall adopt rules to  
1820 implement this subsection. Such rules shall include provisions  
1821 under which the department shall refuse to accept bonds on  
1822 contracts when a surety wrongfully fails or refuses to settle or  
1823 provide a defense for claims or actions arising under a contract  
1824 for which the surety previously furnished a bond.

1825 Section 34. Subsection (4) of section 338.165, Florida  
1826 Statutes, is amended, and subsection (11) is added to that  
1827 section, to read:

1828 338.165 Continuation of tolls.—

1829 (4) Notwithstanding any other law to the contrary, pursuant  
1830 to s. 11, Art. VII of the State Constitution, and subject to the  
1831 requirements of subsection (2), the Department of Transportation  
1832 may request the Division of Bond Finance to issue bonds secured  
1833 by toll revenues collected on the Alligator Alley ~~and~~ the  
1834 Sunshine Skyway Bridge, ~~the Beeline East Expressway, the Navarre~~  
1835 ~~Bridge, and the Pinellas Bayway~~ to fund transportation projects  
1836 located within the county or counties in which the project is  
1837 located and contained in the adopted work program of the  
1838 department.





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1839           (11) The department's Pinellas Bayway System may be  
1840 transferred by the department and become part of the turnpike  
1841 system under the Florida Turnpike Enterprise Law. The transfer  
1842 does not affect the rights of the parties, or their successors  
1843 in interest, under the settlement agreement and final judgment  
1844 in Leonard Lee Ratner, Esther Ratner, and Leeco Gas and Oil Co.  
1845 v. State Road Department of the State of Florida, No. 67-1081  
1846 (Fla. 2nd Cir. Ct. 1968). Upon transfer of the Pinellas Bayway  
1847 System to the turnpike system, the department shall also  
1848 transfer to the Florida Turnpike Enterprise the funds deposited  
1849 in the reserve account established by chapter 85-364, Laws of  
1850 Florida, as amended by chapters 95-382 and 2014-223, Laws of  
1851 Florida, which funds shall be used by the Florida Turnpike  
1852 Enterprise solely to help fund the costs of repair or  
1853 replacement of the transferred facilities.

1854           Section 35. Chapter 85-364, Laws of Florida, as amended by  
1855 chapter 95-382 and section 48 of chapter 2014-223, Laws of  
1856 Florida, is repealed.

1857           Section 36. Subsections (5) and (6) of section 338.231,  
1858 Florida Statutes, are amended to read:

1859           338.231 Turnpike tolls, fixing; pledge of tolls and other  
1860 revenues.—The department shall at all times fix, adjust, charge,  
1861 and collect such tolls and amounts for the use of the turnpike  
1862 system as are required in order to provide a fund sufficient  
1863 with other revenues of the turnpike system to pay the cost of  
1864 maintaining, improving, repairing, and operating such turnpike  
1865 system; to pay the principal of and interest on all bonds issued  
1866 to finance or refinance any portion of the turnpike system as  
1867 the same become due and payable; and to create reserves for all



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1868 such purposes.

1869 ~~(5) In each fiscal year while any of the bonds of the~~  
1870 ~~Broward County Expressway Authority series 1984 and series 1986~~  
1871 ~~A remain outstanding, the department is authorized to pledge~~  
1872 ~~revenues from the turnpike system to the payment of principal~~  
1873 ~~and interest of such series of bonds and the operation and~~  
1874 ~~maintenance expenses of the Sawgrass Expressway, to the extent~~  
1875 ~~gross toll revenues of the Sawgrass Expressway are insufficient~~  
1876 ~~to make such payments. The terms of an agreement relative to the~~  
1877 ~~pledge of turnpike system revenue will be negotiated with the~~  
1878 ~~parties of the 1984 and 1986 Broward County Expressway Authority~~  
1879 ~~lease-purchase agreements, and subject to the covenants of those~~  
1880 ~~agreements. The agreement must establish that the Sawgrass~~  
1881 ~~Expressway is subject to the planning, management, and operating~~  
1882 ~~control of the department limited only by the terms of the~~  
1883 ~~lease-purchase agreements. The department shall provide for the~~  
1884 ~~payment of operation and maintenance expenses of the Sawgrass~~  
1885 ~~Expressway until such agreement is in effect. This pledge of~~  
1886 ~~turnpike system revenues is subordinate to the debt service~~  
1887 ~~requirements of any future issue of turnpike bonds, the payment~~  
1888 ~~of turnpike system operation and maintenance expenses, and~~  
1889 ~~subject to any subsequent resolution or trust indenture relating~~  
1890 ~~to the issuance of such turnpike bonds.~~

1891 (5)~~(6)~~ The use and disposition of revenues pledged to bonds  
1892 are subject to ss. 338.22-338.241 and such regulations as the  
1893 resolution authorizing the issuance of the bonds or such trust  
1894 agreement may provide.

1895 Section 36. Paragraph (i) of subsection (6) and paragraph  
1896 (c) of subsection (7) of section 339.175, Florida Statutes, are



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1897 amended to read:

1898 339.175 Metropolitan planning organization.—

1899 (6) POWERS, DUTIES, AND RESPONSIBILITIES.—The powers,  
1900 privileges, and authority of an M.P.O. are those specified in  
1901 this section or incorporated in an interlocal agreement  
1902 authorized under s. 163.01. Each M.P.O. shall perform all acts  
1903 required by federal or state laws or rules, now and subsequently  
1904 applicable, which are necessary to qualify for federal aid. It  
1905 is the intent of this section that each M.P.O. shall be involved  
1906 in the planning and programming of transportation facilities,  
1907 including, but not limited to, airports, intercity and high-  
1908 speed rail lines, seaports, and intermodal facilities, to the  
1909 extent permitted by state or federal law.

1910 (i) The Tampa Bay Area Regional Transportation Authority  
1911 Metropolitan Planning Organization Chairs ~~A chair's~~ Coordinating  
1912 Committee is created within the Tampa Bay Area Regional  
1913 Transportation Authority, composed of the M.P.O.'s serving  
1914 Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, Polk,  
1915 and Sarasota Counties. The authority shall provide  
1916 administrative support and direction to the committee. The  
1917 committee must, at a minimum:

1918 1. Coordinate transportation projects deemed to be  
1919 regionally significant by the committee.

1920 2. Review the impact of regionally significant land use  
1921 decisions on the region.

1922 3. Review all proposed regionally significant  
1923 transportation projects in the respective transportation  
1924 improvement programs which affect more than one of the M.P.O.'s  
1925 represented on the committee.



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1926           4. Institute a conflict resolution process to address any  
1927 conflict that may arise in the planning and programming of such  
1928 regionally significant projects.

1929           (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must  
1930 develop a long-range transportation plan that addresses at least  
1931 a 20-year planning horizon. The plan must include both long-  
1932 range and short-range strategies and must comply with all other  
1933 state and federal requirements. The prevailing principles to be  
1934 considered in the long-range transportation plan are: preserving  
1935 the existing transportation infrastructure; enhancing Florida's  
1936 economic competitiveness; and improving travel choices to ensure  
1937 mobility. The long-range transportation plan must be consistent,  
1938 to the maximum extent feasible, with future land use elements  
1939 and the goals, objectives, and policies of the approved local  
1940 government comprehensive plans of the units of local government  
1941 located within the jurisdiction of the M.P.O. Each M.P.O. is  
1942 encouraged to consider strategies that integrate transportation  
1943 and land use planning to provide for sustainable development and  
1944 reduce greenhouse gas emissions. The approved long-range  
1945 transportation plan must be considered by local governments in  
1946 the development of the transportation elements in local  
1947 government comprehensive plans and any amendments thereto. The  
1948 long-range transportation plan must, at a minimum:

1949           (c) Assess capital investment and other measures necessary  
1950 to:

1951           1. Ensure the preservation of the existing metropolitan  
1952 transportation system including requirements for the operation,  
1953 resurfacing, restoration, and rehabilitation of major roadways  
1954 and requirements for the operation, maintenance, modernization,



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1955 and rehabilitation of public transportation facilities; and  
1956       2. Make the most efficient use of existing transportation  
1957 facilities to relieve vehicular congestion, improve safety, and  
1958 maximize the mobility of people and goods. Such efforts must  
1959 include, but are not limited to, consideration of infrastructure  
1960 and technological improvements necessary to accommodate advances  
1961 in vehicle technology, such as autonomous technology and other  
1962 developments.

1963  
1964 In the development of its long-range transportation plan, each  
1965 M.P.O. must provide the public, affected public agencies,  
1966 representatives of transportation agency employees, freight  
1967 shippers, providers of freight transportation services, private  
1968 providers of transportation, representatives of users of public  
1969 transit, and other interested parties with a reasonable  
1970 opportunity to comment on the long-range transportation plan.  
1971 The long-range transportation plan must be approved by the  
1972 M.P.O.

1973       Section 37. Subsection (2) of section 339.2818, Florida  
1974 Statutes, is amended to read:

1975       339.2818 Small County Outreach Program.—

1976       (2)~~(a)~~ For the purposes of this section, the term "small  
1977 county" means any county that has a population of 170,000  
1978 ~~150,000~~ or less as determined by the most recent official  
1979 estimate pursuant to s. 186.901.

1980       ~~(b) Notwithstanding paragraph (a), for the 2015-2016 fiscal~~  
1981 ~~year, for purposes of this section, the term "small county"~~  
1982 ~~means any county that has a population of 165,000 or less as~~  
1983 ~~determined by the most recent official estimate pursuant to s.~~



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1984 ~~186.901. This paragraph expires July 1, 2016.~~

1985 Section 38. Subsections (1) and (2) of section 339.55,  
1986 Florida Statutes, are amended to read:

1987 339.55 State-funded infrastructure bank.—

1988 (1) There is created within the Department of  
1989 Transportation a state-funded infrastructure bank for the  
1990 purpose of providing loans and credit enhancements to government  
1991 units and private entities for use in constructing and improving  
1992 transportation facilities or ancillary facilities that produce  
1993 or distribute natural gas or fuel.

1994 (2) The bank may lend capital costs or provide credit  
1995 enhancements for:

1996 (a) A transportation facility project that is on the State  
1997 Highway System or that provides for increased mobility on the  
1998 state's transportation system or provides intermodal  
1999 connectivity with airports, seaports, rail facilities, and other  
2000 transportation terminals, pursuant to s. 341.053, for the  
2001 movement of people and goods.

2002 (b) Projects of the Transportation Regional Incentive  
2003 Program which are identified pursuant to s. 339.2819(4).

2004 (c)1. Emergency loans for damages incurred to public-use  
2005 commercial deepwater seaports, public-use airports, and other  
2006 public-use transit and intermodal facilities that are within an  
2007 area that is part of an official state declaration of emergency  
2008 pursuant to chapter 252 and all other applicable laws. Such  
2009 loans:

2010 a. May not exceed 24 months in duration except in extreme  
2011 circumstances, for which the Secretary of Transportation may  
2012 grant up to 36 months upon making written findings specifying



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2013 the conditions requiring a 36-month term.

2014       b. Require application from the recipient to the department  
2015 that includes documentation of damage claims filed with the  
2016 Federal Emergency Management Agency or an applicable insurance  
2017 carrier and documentation of the recipient's overall financial  
2018 condition.

2019       c. Are subject to approval by the Secretary of  
2020 Transportation and the Legislative Budget Commission.

2021       2. Loans provided under this paragraph must be repaid upon  
2022 receipt by the recipient of eligible program funding for damages  
2023 in accordance with the claims filed with the Federal Emergency  
2024 Management Agency or an applicable insurance carrier, but no  
2025 later than the duration of the loan.

2026       (d) Beginning July 1, 2017, applications for the  
2027 development and construction of natural gas fuel production or  
2028 distribution facilities used primarily to support the  
2029 transportation activities at seaports or intermodal facilities.  
2030 Loans under this paragraph may be used to refinance outstanding  
2031 debt.

2032       Section 39. Paragraph (c) is added to subsection (3) of  
2033 section 339.64, Florida Statutes, and paragraph (a) of  
2034 subsection (4) of that section is amended, to read:

2035       339.64 Strategic Intermodal System Plan.—

2036       (3)

2037       (c) The department shall coordinate with federal, regional,  
2038 and local partners, as well as industry representatives, to  
2039 consider infrastructure and technological improvements necessary  
2040 to accommodate advances in vehicle technology, such as  
2041 autonomous technology and other developments, in Strategic



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2042 Intermodal System facilities.

2043 (4) The Strategic Intermodal System Plan shall include the  
2044 following:

2045 (a) A needs assessment that must include, but is not  
2046 limited to, consideration of infrastructure and technological  
2047 improvements necessary to accommodate advances in vehicle  
2048 technology, such as autonomous technology and other  
2049 developments.

2050 Section 40. Section 341.0532, Florida Statutes, is  
2051 repealed.

2052 Section 41. Paragraphs (a) and (b) of subsection (2) of  
2053 section 343.92, Florida Statutes, are amended to read:

2054 343.92 Tampa Bay Area Regional Transportation Authority.—

2055 (2) The governing board of the authority shall consist of  
2056 15 voting ~~16~~ members.

2057 (a) ~~There shall be one nonvoting, ex officio member of the~~  
2058 ~~board who shall be appointed by~~ The secretary of the department  
2059 shall appoint two advisors to the board ~~but~~ who must be the  
2060 district secretary for each ~~one~~ of the department districts  
2061 within the seven-county area of the authority, ~~at the discretion~~  
2062 ~~of the secretary of the department.~~

2063 (b) The ~~There shall be~~ 15 voting members of the board shall  
2064 be as follows:

2065 1. The county commissions of Citrus, Hernando,  
2066 Hillsborough, Pasco, Pinellas, Manatee, and Sarasota Counties  
2067 shall each appoint one elected official to the board. Members  
2068 appointed under this subparagraph shall serve 2-year terms with  
2069 not more than three consecutive terms being served by any  
2070 person. If a member under this subparagraph leaves elected





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2071 office, a vacancy exists on the board to be filled as provided  
2072 in this subparagraph.

2073         2. The Tampa Bay Area Regional Transportation Authority  
2074 (TBARTA) Metropolitan Planning Organization ~~West Central Florida~~  
2075 ~~M.P.O.~~ Chairs Coordinating Committee shall appoint one member to  
2076 the board who must be a chair of one of the six metropolitan  
2077 planning organizations in the region. The member appointed under  
2078 this subparagraph shall serve a 2-year term with not more than  
2079 three consecutive terms being served by any person.

2080         3.a. Two members of the board shall be the mayor, or the  
2081 mayor's designee, of the largest municipality within the service  
2082 area of each of the following independent transit agencies or  
2083 their legislatively created successor agencies: Pinellas  
2084 Suncoast Transit Authority and Hillsborough Area Regional  
2085 Transit Authority. The largest municipality is that municipality  
2086 with the largest population as determined by the most recent  
2087 United States Decennial Census.

2088         b. Should a mayor choose not to serve, his or her designee  
2089 must be an elected official selected by the mayor from that  
2090 largest municipality's city council or city commission. A mayor  
2091 or his or her designee shall serve a 2-year term with not more  
2092 than three consecutive terms being served by any person.

2093         c. A designee's term ends if the mayor leaves office for  
2094 any reason. If a designee leaves elected office on the city  
2095 council or commission, a vacancy exists on the board to be  
2096 filled by the mayor of that municipality as provided in sub-  
2097 subparagraph a.

2098         d. A mayor who has served three consecutive terms on the  
2099 board must designate an elected official from that largest



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2100 municipality's city council or city commission to serve on the  
2101 board for at least one term.

2102         4.a. One membership on the board shall rotate every 2 years  
2103 between the mayor, or his or her designee, of the largest  
2104 municipality within Manatee County and the mayor, or his or her  
2105 designee, of the largest municipality within Sarasota County.  
2106 The mayor, or his or her designee, from the largest municipality  
2107 within Manatee County shall serve the first 2-year term. The  
2108 largest municipality is that municipality with the largest  
2109 population as determined by the most recent United States  
2110 Decennial Census.

2111         b. Should a mayor choose not to serve, his or her designee  
2112 must be an elected official selected by the mayor from that  
2113 municipality's city council or city commission.

2114         5. The Governor shall appoint to the board four business  
2115 representatives, each of whom must reside in one of the seven  
2116 counties governed by the authority, none of whom may be elected  
2117 officials, and at least one but not more than two of whom shall  
2118 represent counties within the federally designated Tampa Bay  
2119 Transportation Management Area. Members appointed by the  
2120 Governor shall serve 3-year terms with not more than two  
2121 consecutive terms being served by any person.

2122         Section 42. Paragraphs (d), (e), and (f) of subsection (3)  
2123 of section 343.922, Florida Statutes, are amended, and paragraph  
2124 (g) is added to that subsection, to read:

2125         343.922 Powers and duties.—

2126         (3)

2127         (d) After its adoption, the master plan shall be updated  
2128 every 5 ~~2~~ years before July 1.



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2129 (e) The authority shall present the original master plan  
2130 and updates to the governing bodies of the counties within the  
2131 seven-county region, to the TBARTA Metropolitan Planning  
2132 Organization ~~West Central Florida M.P.O.~~ Chairs Coordinating  
2133 Committee, and to the legislative delegation members  
2134 representing those counties within 90 days after adoption.

2135 (f) The authority shall coordinate plans and projects with  
2136 the TBARTA Metropolitan Planning Organization ~~West Central~~  
2137 ~~Florida M.P.O.~~ Chairs Coordinating Committee, to the extent  
2138 practicable, and participate in the regional M.P.O. planning  
2139 process to ensure regional comprehension of the authority's  
2140 mission, goals, and objectives.

2141 (g) The authority shall provide administrative support and  
2142 direction to the TBARTA Metropolitan Planning Organization  
2143 Chairs Coordinating Committee as provided in s. 339.175(6)(i).

2144 Section 43. Subsection (3) of section 348.565, Florida  
2145 Statutes, is amended, and subsection (5) is added to that  
2146 section, to read:

2147 348.565 Revenue bonds for specified projects.—The existing  
2148 facilities that constitute the Tampa-Hillsborough County  
2149 Expressway System are hereby approved to be refinanced by  
2150 revenue bonds issued by the Division of Bond Finance of the  
2151 State Board of Administration pursuant to s. 11(f), Art. VII of  
2152 the State Constitution and the State Bond Act or by revenue  
2153 bonds issued by the authority pursuant to s. 348.56(1)(b). In  
2154 addition, the following projects of the Tampa-Hillsborough  
2155 County Expressway Authority are approved to be financed or  
2156 refinanced by the issuance of revenue bonds in accordance with  
2157 this part and s. 11(f), Art. VII of the State Constitution:



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2158           (3) Lee Roy Selmon Crosstown Expressway System widening,  
2159 and any extensions thereof.

2160           (5) Capital projects that the authority is authorized to  
2161 acquire, construct, reconstruct, equip, operate, and maintain  
2162 pursuant to this part, including, without limitation, s.  
2163 348.54(15), provided that any financing of such projects does  
2164 not pledge the full faith and credit of the state.

2165           Section 44. Subsection (20) is added to section 479.16,  
2166 Florida Statutes, to read:

2167           479.16 Signs for which permits are not required.—The  
2168 following signs are exempt from the requirement that a permit  
2169 for a sign be obtained under this chapter but are required to  
2170 comply with s. 479.11(4)-(8), and ~~the provisions of subsections~~  
2171 ~~(15)-(20) (15)-(19)~~ may not be implemented or continued if the  
2172 Federal Government notifies the department that implementation  
2173 or continuation will adversely affect the allocation of federal  
2174 funds to the department:

2175           (20) Signs that are located within the controlled area of a  
2176 federal-aid primary highway but that are on a parcel adjacent to  
2177 an off-ramp to the termination point of a turnpike system, if  
2178 there is no directional decision to be made by a driver, the  
2179 signs are primarily facing the off-ramp, and the signs have been  
2180 in existence since at least 1995.

2181  
2182 If the exemptions in subsections (15)-(20) (15)-(19) are not  
2183 implemented or continued due to notification from the Federal  
2184 Government that the allocation of federal funds to the  
2185 department will be adversely impacted, the department shall  
2186 provide notice to the sign owner that the sign must be removed



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2187 within 30 days after receipt of the notice. If the sign is not  
2188 removed within 30 days after receipt of the notice by the sign  
2189 owner, the department may remove the sign, and the costs  
2190 incurred in connection with the sign removal shall be assessed  
2191 against and collected from the sign owner.

2192 Section 45. The Department of Transportation, in  
2193 consultation with the Department of Highway Safety and Motor  
2194 Vehicles, shall study the use and safe operation of driver-  
2195 assistive truck platooning technology, as defined in s. 316.003,  
2196 Florida Statutes, for the purpose of developing a pilot project  
2197 to test vehicles that are equipped to operate using driver-  
2198 assistive truck platooning technology.

2199 (1) Upon conclusion of the study, the Department of  
2200 Transportation, in consultation with the Department of Highway  
2201 Safety and Motor Vehicles, may conduct a pilot project to test  
2202 the use and safe operation of vehicles equipped with driver-  
2203 assistive truck platooning technology.

2204 (2) Notwithstanding ss. 316.0895 and 316.303, Florida  
2205 Statutes, the Department of Transportation may conduct the pilot  
2206 project in such a manner and at such locations as determined by  
2207 the Department of Transportation based on the study.

2208 (3) Before the start of the pilot project, manufacturers of  
2209 driver-assistive truck platooning technology being tested in the  
2210 pilot project must submit to the Department of Highway Safety  
2211 and Motor Vehicles an instrument of insurance, a surety bond, or  
2212 proof of self-insurance acceptable to the department in the  
2213 amount of \$5 million.

2214 (4) Upon conclusion of the pilot project, the Department of  
2215 Transportation, in consultation with the Department of Highway



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2216 Safety and Motor Vehicles, shall submit the results of the study  
2217 and any findings or recommendations from the pilot project to  
2218 the Governor, the President of the Senate, and the Speaker of  
2219 the House of Representatives.

2220 Section 46. (1) (a) The Office of Economic and Demographic  
2221 Research shall evaluate and determine the economic benefits, as  
2222 defined in s. 288.005(1), Florida Statutes, of the state's  
2223 investment in the Department of Transportation's adopted work  
2224 program developed in accordance with s. 339.135(5), Florida  
2225 Statutes, for fiscal year 2016-2017 and the following 4 fiscal  
2226 years. At a minimum, a separate return on investment shall be  
2227 projected for each of the following areas:

2228 1. Roads and highways.

2229 2. Rails.

2230 3. Public transit.

2231 4. Aviation.

2232 5. Seaports.

2233 (b) The evaluation shall be limited to the funding  
2234 anticipated by the adopted work program but may address the  
2235 continuing economic impact for those transportation projects in  
2236 the 5 years after the conclusion of the adopted work program.  
2237 The evaluation must also determine the number of jobs created,  
2238 the increase or decrease in personal income, and the impact on  
2239 gross domestic product from the direct, indirect, and induced  
2240 effects on the state's investment in each area.

2241 (2) The Department of Transportation and each of its  
2242 district offices shall provide the Office of Economic and  
2243 Demographic Research full access to all data necessary to  
2244 complete the evaluation, including any confidential data.



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2245           (3) The Office of Economic and Demographic Research shall  
2246 submit the evaluation to the President of the Senate and the  
2247 Speaker of the House of Representatives by January 1, 2017.

2248           Section 47. Notwithstanding any other law or local  
2249 ordinance to the contrary, non-emergency transportation services  
2250 under any Medicaid program administered by the state or its  
2251 contracted providers may be provided, subject only to Medicaid  
2252 laws, rules, and contract terms, by entities including, but not  
2253 limited to commercial airline; ground ambulances subcontracted  
2254 for use as stretcher vans; ground and air ambulances; mass  
2255 transit and public transportation systems; medical vehicles  
2256 (wheelchair or stretcher vans); multi-load passenger van;  
2257 private vehicle; private non-profit agencies; and taxi. No  
2258 political subdivision may limit or proscribe the types of  
2259 vehicles that may be used for non-emergency medical  
2260 transportation covered by any federally-funded program or  
2261 commercial health coverage product. This section shall not apply  
2262 to the provision of emergency medical transportation services  
2263 under part III of chapter 401.

2264           Section 48. Paragraph (c) of subsection (1) of section  
2265 212.05, Florida Statutes, is amended to read:

2266           212.05 Sales, storage, use tax.—It is hereby declared to be  
2267 the legislative intent that every person is exercising a taxable  
2268 privilege who engages in the business of selling tangible  
2269 personal property at retail in this state, including the  
2270 business of making mail order sales, or who rents or furnishes  
2271 any of the things or services taxable under this chapter, or who  
2272 stores for use or consumption in this state any item or article  
2273 of tangible personal property as defined herein and who leases



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2274 or rents such property within the state.

2275 (1) For the exercise of such privilege, a tax is levied on  
2276 each taxable transaction or incident, which tax is due and  
2277 payable as follows:

2278 (c) At the rate of 6 percent of the gross proceeds derived  
2279 from the lease or rental of tangible personal property, as  
2280 defined herein; however, the following special provisions apply  
2281 to the lease or rental of motor vehicles:

2282 1. When a motor vehicle is leased or rented for a period of  
2283 less than 12 months:

2284 a. If the motor vehicle is rented in Florida, the entire  
2285 amount of such rental is taxable, even if the vehicle is dropped  
2286 off in another state.

2287 b. If the motor vehicle is rented in another state and  
2288 dropped off in Florida, the rental is exempt from Florida tax.

2289 2. Except as provided in subparagraph 3., for the lease or  
2290 rental of a motor vehicle for a period of not less than 12  
2291 months, sales tax is due on the lease or rental payments if the  
2292 vehicle is registered in this state; provided, however, that no  
2293 tax shall be due if the taxpayer documents use of the motor  
2294 vehicle outside this state and tax is being paid on the lease or  
2295 rental payments in another state.

2296 3. The tax imposed by this chapter does not apply to the  
2297 lease or rental of a commercial motor vehicle as defined in s.  
2298 316.003(12)(a) ~~316.003(66)(a)~~ to one lessee or rentee for a  
2299 period of not less than 12 months when tax was paid on the  
2300 purchase price of such vehicle by the lessor. To the extent tax  
2301 was paid with respect to the purchase of such vehicle in another  
2302 state, territory of the United States, or the District of





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2303 Columbia, the Florida tax payable shall be reduced in accordance  
2304 with the provisions of s. 212.06(7). This subparagraph shall  
2305 only be available when the lease or rental of such property is  
2306 an established business or part of an established business or  
2307 the same is incidental or germane to such business.

2308 Section 49. Subsection (1) of section 316.1303, Florida  
2309 Statutes, is amended to read:

2310 316.1303 Traffic regulations to assist mobility-impaired  
2311 persons.—

2312 (1) Whenever a pedestrian who is mobility impaired is in  
2313 the process of crossing a public street or highway with the  
2314 assistance of a guide dog or service animal designated as such  
2315 with a visible means of identification, a walker, a crutch, an  
2316 orthopedic cane, or a wheelchair, the driver of a vehicle  
2317 approaching the intersection, ~~as defined in s. 316.003(17),~~  
2318 shall bring his or her vehicle to a full stop before arriving at  
2319 the intersection and, before proceeding, shall take precautions  
2320 necessary to avoid injuring the pedestrian.

2321 Section 50. Paragraph (b) of subsection (2) and paragraph  
2322 (a) of subsection (4) of section 316.545, Florida Statutes, are  
2323 amended to read:

2324 316.545 Weight and load unlawful; special fuel and motor  
2325 fuel tax enforcement; inspection; penalty; review.—

2326 (2)

2327 (b) The officer or inspector shall inspect the license  
2328 plate or registration certificate of the commercial vehicle, ~~as~~  
2329 ~~defined in s. 316.003(66),~~ to determine whether ~~if~~ its gross  
2330 weight is in compliance with the declared gross vehicle weight.  
2331 If its gross weight exceeds the declared weight, the penalty



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2332 shall be 5 cents per pound on the difference between such  
2333 weights. In those cases when the commercial vehicle, ~~as defined~~  
2334 ~~in s. 316.003(66)~~, is being operated over the highways of the  
2335 state with an expired registration or with no registration from  
2336 this or any other jurisdiction or is not registered under the  
2337 applicable provisions of chapter 320, the penalty herein shall  
2338 apply on the basis of 5 cents per pound on that scaled weight  
2339 which exceeds 35,000 pounds on laden truck tractor-semitrailer  
2340 combinations or tandem trailer truck combinations, 10,000 pounds  
2341 on laden straight trucks or straight truck-trailer combinations,  
2342 or 10,000 pounds on any unladen commercial motor vehicle. If the  
2343 license plate or registration has not been expired for more than  
2344 90 days, the penalty imposed under this paragraph may not exceed  
2345 \$1,000. In the case of special mobile equipment ~~as defined in s.~~  
2346 ~~316.003(48)~~, which qualifies for the license tax provided for in  
2347 s. 320.08(5)(b), being operated on the highways of the state  
2348 with an expired registration or otherwise not properly  
2349 registered under the applicable provisions of chapter 320, a  
2350 penalty of \$75 shall apply in addition to any other penalty  
2351 which may apply in accordance with this chapter. A vehicle found  
2352 in violation of this section may be detained until the owner or  
2353 operator produces evidence that the vehicle has been properly  
2354 registered. Any costs incurred by the retention of the vehicle  
2355 shall be the sole responsibility of the owner. A person who has  
2356 been assessed a penalty pursuant to this paragraph for failure  
2357 to have a valid vehicle registration certificate pursuant to the  
2358 provisions of chapter 320 is not subject to the delinquent fee  
2359 authorized in s. 320.07 if such person obtains a valid  
2360 registration certificate within 10 working days after such



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2361 penalty was assessed.

2362 (4) (a) A ~~No~~ commercial vehicle may not, ~~as defined in s.~~  
2363 ~~316.003(66)~~, shall be operated over the highways of this state  
2364 unless it has been properly registered under ~~the provisions of~~  
2365 s. 207.004. Whenever any law enforcement officer identified in  
2366 s. 207.023(1), upon inspecting the vehicle or combination of  
2367 vehicles, determines that the vehicle is in violation of s.  
2368 207.004, a penalty in the amount of \$50 shall be assessed, and  
2369 the vehicle may be detained until payment is collected by the  
2370 law enforcement officer.

2371 Section 51. Subsection (2) of section 316.605, Florida  
2372 Statutes, is amended to read:

2373 316.605 Licensing of vehicles.—

2374 (2) Any commercial motor vehicle, ~~as defined in s.~~  
2375 ~~316.003(66)~~, operating over the highways of this state with an  
2376 expired registration, with no registration from this or any  
2377 other jurisdiction, or with no registration under the applicable  
2378 provisions of chapter 320 shall be in violation of s. 320.07(3)  
2379 and shall subject the owner or operator of such vehicle to the  
2380 penalty provided. In addition, a commercial motor vehicle found  
2381 in violation of this section may be detained by any law  
2382 enforcement officer until the owner or operator produces  
2383 evidence that the vehicle has been properly registered and that  
2384 any applicable delinquent penalties have been paid.

2385 Section 52. Subsection (6) of section 316.6105, Florida  
2386 Statutes, is amended to read:

2387 316.6105 Violations involving operation of motor vehicle in  
2388 unsafe condition or without required equipment; procedure for  
2389 disposition.—



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2390 (6) This section does not apply to commercial motor  
2391 vehicles ~~as defined in s. 316.003(66)~~ or transit buses owned or  
2392 operated by a governmental entity.

2393 Section 53. Paragraph (a) of subsection (2) of section  
2394 316.613, Florida Statutes, is amended to read:

2395 316.613 Child restraint requirements.—

2396 (2) As used in this section, the term "motor vehicle" means  
2397 a motor vehicle as defined in s. 316.003 that is operated on the  
2398 roadways, streets, and highways of the state. The term does not  
2399 include:

2400 (a) A school bus ~~as defined in s. 316.003(45)~~.

2401 Section 54. Subsection (8) of section 316.622, Florida  
2402 Statutes, is amended to read:

2403 316.622 Farm labor vehicles.—

2404 (8) The department shall provide to the Department of  
2405 Business and Professional Regulation each quarter a copy of each  
2406 accident report involving a farm labor vehicle, ~~as defined in s.~~  
2407 ~~316.003(62), commencing with the first quarter of the 2006-2007~~  
2408 ~~fiscal year.~~

2409 Section 55. Paragraph (b) of subsection (1) of section  
2410 316.650, Florida Statutes, is amended to read:

2411 316.650 Traffic citations.—

2412 (1)

2413 (b) The department shall prepare, and supply to every  
2414 traffic enforcement agency in the state, an appropriate  
2415 affidavit-of-compliance form that shall be issued along with the  
2416 form traffic citation for any violation of s. 316.610 and that  
2417 indicates the specific defect needing to be corrected. However,  
2418 such affidavit of compliance may ~~shall~~ not be issued in the case



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2419 of a violation of s. 316.610 by a commercial motor vehicle ~~as~~  
2420 ~~defined in s. 316.003(66)~~. Such affidavit-of-compliance form  
2421 shall be distributed in the same manner and to the same parties  
2422 as is the form traffic citation.

2423 Section 56. Subsection (1) of section 316.70, Florida  
2424 Statutes, is amended to read:

2425 316.70 Nonpublic sector buses; safety rules.—

2426 (1) The Department of Transportation shall establish and  
2427 revise standards to ensure ~~assure~~ the safe operation of  
2428 nonpublic sector buses, ~~as defined in s. 316.003(78)~~, which  
2429 standards shall be those contained in 49 C.F.R. parts 382, 385,  
2430 and 390-397 and which shall be directed toward ensuring ~~towards~~  
2431 ~~assuring~~ that:

2432 (a) Nonpublic sector buses are safely maintained, equipped,  
2433 and operated.

2434 (b) Nonpublic sector buses are carrying the insurance  
2435 required by law and carrying liability insurance on the checked  
2436 baggage of passengers not to exceed the standard adopted by the  
2437 United States Department of Transportation.

2438 (c) Florida license tags are purchased for nonpublic sector  
2439 buses pursuant to s. 320.38.

2440 (d) The driving records of drivers of nonpublic sector  
2441 buses are checked by their employers at least once each year to  
2442 ascertain whether the driver has a suspended or revoked driver  
2443 license.

2444 Section 57. Paragraph (a) of subsection (1) of section  
2445 320.01, Florida Statutes, is amended to read:

2446 320.01 Definitions, general.—As used in the Florida  
2447 Statutes, except as otherwise provided, the term:



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2448 (1) "Motor vehicle" means:

2449 (a) An automobile, motorcycle, truck, trailer, semitrailer,  
2450 truck tractor and semitrailer combination, or any other vehicle  
2451 operated on the roads of this state, used to transport persons  
2452 or property, and propelled by power other than muscular power,  
2453 but the term does not include traction engines, road rollers,  
2454 special mobile equipment as defined in s. 316.003 ~~316.003(48)~~,  
2455 vehicles that run only upon a track, bicycles, swamp buggies, or  
2456 mopeds.

2457 Section 58. Section 320.08, Florida Statutes, is amended to  
2458 read:

2459 320.08 License taxes.—Except as otherwise provided herein,  
2460 there are hereby levied and imposed annual license taxes for the  
2461 operation of motor vehicles, mopeds, motorized bicycles as  
2462 defined in s. 316.003(2) ~~316.003(2)~~, tri-vehicles as defined in  
2463 s. 316.003, and mobile homes~~r~~ as defined in s. 320.01, which  
2464 shall be paid to and collected by the department or its agent  
2465 upon the registration or renewal of registration of the  
2466 following:

2467 (1) MOTORCYCLES AND MOPEDS.—

2468 (a) Any motorcycle: \$10 flat.

2469 (b) Any moped: \$5 flat.

2470 (c) Upon registration of a motorcycle, motor-driven cycle,  
2471 or moped, in addition to the license taxes specified in this  
2472 subsection, a nonrefundable motorcycle safety education fee in  
2473 the amount of \$2.50 shall be paid. The proceeds of such  
2474 additional fee shall be deposited in the Highway Safety  
2475 Operating Trust Fund to fund a motorcycle driver improvement  
2476 program implemented pursuant to s. 322.025, the Florida



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2477 Motorcycle Safety Education Program established in s. 322.0255,  
2478 or the general operations of the department.

2479 (d) An ancient or antique motorcycle: \$7.50 flat, of which  
2480 \$2.50 shall be deposited into the General Revenue Fund.

2481 (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—

2482 (a) An ancient or antique automobile, as defined in s.  
2483 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat.

2484 (b) Net weight of less than 2,500 pounds: \$14.50 flat.

2485 (c) Net weight of 2,500 pounds or more, but less than 3,500  
2486 pounds: \$22.50 flat.

2487 (d) Net weight of 3,500 pounds or more: \$32.50 flat.

2488 (3) TRUCKS.—

2489 (a) Net weight of less than 2,000 pounds: \$14.50 flat.

2490 (b) Net weight of 2,000 pounds or more, but not more than  
2491 3,000 pounds: \$22.50 flat.

2492 (c) Net weight more than 3,000 pounds, but not more than  
2493 5,000 pounds: \$32.50 flat.

2494 (d) A truck defined as a "goat," or other vehicle if used  
2495 in the field by a farmer or in the woods for the purpose of  
2496 harvesting a crop, including naval stores, during such  
2497 harvesting operations, and which is not principally operated  
2498 upon the roads of the state: \$7.50 flat. The term "goat" means a  
2499 motor vehicle designed, constructed, and used principally for  
2500 the transportation of citrus fruit within citrus groves or for  
2501 the transportation of crops on farms, and which can also be used  
2502 for hauling associated equipment or supplies, including required  
2503 sanitary equipment, and the towing of farm trailers.

2504 (e) An ancient or antique truck, as defined in s. 320.086:  
2505 \$7.50 flat.



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2506 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS  
2507 VEHICLE WEIGHT.—

2508 (a) Gross vehicle weight of 5,001 pounds or more, but less  
2509 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be  
2510 deposited into the General Revenue Fund.

2511 (b) Gross vehicle weight of 6,000 pounds or more, but less  
2512 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be  
2513 deposited into the General Revenue Fund.

2514 (c) Gross vehicle weight of 8,000 pounds or more, but less  
2515 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited  
2516 into the General Revenue Fund.

2517 (d) Gross vehicle weight of 10,000 pounds or more, but less  
2518 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
2519 into the General Revenue Fund.

2520 (e) Gross vehicle weight of 15,000 pounds or more, but less  
2521 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
2522 into the General Revenue Fund.

2523 (f) Gross vehicle weight of 20,000 pounds or more, but less  
2524 than 26,001 pounds: \$251 flat, of which \$65 shall be deposited  
2525 into the General Revenue Fund.

2526 (g) Gross vehicle weight of 26,001 pounds or more, but less  
2527 than 35,000: \$324 flat, of which \$84 shall be deposited into the  
2528 General Revenue Fund.

2529 (h) Gross vehicle weight of 35,000 pounds or more, but less  
2530 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
2531 into the General Revenue Fund.

2532 (i) Gross vehicle weight of 44,000 pounds or more, but less  
2533 than 55,000 pounds: \$773 flat, of which \$201 shall be deposited  
2534 into the General Revenue Fund.





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2535 (j) Gross vehicle weight of 55,000 pounds or more, but less  
2536 than 62,000 pounds: \$916 flat, of which \$238 shall be deposited  
2537 into the General Revenue Fund.

2538 (k) Gross vehicle weight of 62,000 pounds or more, but less  
2539 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
2540 deposited into the General Revenue Fund.

2541 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322  
2542 flat, of which \$343 shall be deposited into the General Revenue  
2543 Fund.

2544 (m) Notwithstanding the declared gross vehicle weight, a  
2545 truck tractor used within a 150-mile radius of its home address  
2546 is eligible for a license plate for a fee of \$324 flat if:

2547 1. The truck tractor is used exclusively for hauling  
2548 forestry products; or

2549 2. The truck tractor is used primarily for the hauling of  
2550 forestry products, and is also used for the hauling of  
2551 associated forestry harvesting equipment used by the owner of  
2552 the truck tractor.

2553  
2554 Of the fee imposed by this paragraph, \$84 shall be deposited  
2555 into the General Revenue Fund.

2556 (n) A truck tractor or heavy truck, not operated as a for-  
2557 hire vehicle, which is engaged exclusively in transporting raw,  
2558 unprocessed, and nonmanufactured agricultural or horticultural  
2559 products within a 150-mile radius of its home address, is  
2560 eligible for a restricted license plate for a fee of:

2561 1. If such vehicle's declared gross vehicle weight is less  
2562 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be  
2563 deposited into the General Revenue Fund.



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2564           2. If such vehicle's declared gross vehicle weight is  
2565 44,000 pounds or more and such vehicle only transports from the  
2566 point of production to the point of primary manufacture; to the  
2567 point of assembling the same; or to a shipping point of a rail,  
2568 water, or motor transportation company, \$324 flat, of which \$84  
2569 shall be deposited into the General Revenue Fund.

2570  
2571 Such not-for-hire truck tractors and heavy trucks used  
2572 exclusively in transporting raw, unprocessed, and  
2573 nonmanufactured agricultural or horticultural products may be  
2574 incidentally used to haul farm implements and fertilizers  
2575 delivered direct to the growers. The department may require any  
2576 documentation deemed necessary to determine eligibility prior to  
2577 issuance of this license plate. For the purpose of this  
2578 paragraph, "not-for-hire" means the owner of the motor vehicle  
2579 must also be the owner of the raw, unprocessed, and  
2580 nonmanufactured agricultural or horticultural product, or the  
2581 user of the farm implements and fertilizer being delivered.

2582           (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;  
2583 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

2584           (a)1. A semitrailer drawn by a GVW truck tractor by means  
2585 of a fifth-wheel arrangement: \$13.50 flat per registration year  
2586 or any part thereof, of which \$3.50 shall be deposited into the  
2587 General Revenue Fund.

2588           2. A semitrailer drawn by a GVW truck tractor by means of a  
2589 fifth-wheel arrangement: \$68 flat per permanent registration, of  
2590 which \$18 shall be deposited into the General Revenue Fund.

2591           (b) A motor vehicle equipped with machinery and designed  
2592 for the exclusive purpose of well drilling, excavation,



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2593 construction, spraying, or similar activity, and which is not  
2594 designed or used to transport loads other than the machinery  
2595 described above over public roads: \$44 flat, of which \$11.50  
2596 shall be deposited into the General Revenue Fund.

2597 (c) A school bus used exclusively to transport pupils to  
2598 and from school or school or church activities or functions  
2599 within their own county: \$41 flat, of which \$11 shall be  
2600 deposited into the General Revenue Fund.

2601 (d) A wrecker, as defined in s. 320.01, which is used to  
2602 tow a vessel as defined in s. 327.02, a disabled, abandoned,  
2603 stolen-recovered, or impounded motor vehicle as defined in s.  
2604 320.01, or a replacement motor vehicle as defined in s. 320.01:  
2605 \$41 flat, of which \$11 shall be deposited into the General  
2606 Revenue Fund.

2607 (e) A wrecker that is used to tow any nondisabled motor  
2608 vehicle, a vessel, or any other cargo unless used as defined in  
2609 paragraph (d), as follows:

2610 1. Gross vehicle weight of 10,000 pounds or more, but less  
2611 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
2612 into the General Revenue Fund.

2613 2. Gross vehicle weight of 15,000 pounds or more, but less  
2614 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
2615 into the General Revenue Fund.

2616 3. Gross vehicle weight of 20,000 pounds or more, but less  
2617 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited  
2618 into the General Revenue Fund.

2619 4. Gross vehicle weight of 26,000 pounds or more, but less  
2620 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited  
2621 into the General Revenue Fund.



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2622           5. Gross vehicle weight of 35,000 pounds or more, but less  
2623 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
2624 into the General Revenue Fund.

2625           6. Gross vehicle weight of 44,000 pounds or more, but less  
2626 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited  
2627 into the General Revenue Fund.

2628           7. Gross vehicle weight of 55,000 pounds or more, but less  
2629 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited  
2630 into the General Revenue Fund.

2631           8. Gross vehicle weight of 62,000 pounds or more, but less  
2632 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
2633 deposited into the General Revenue Fund.

2634           9. Gross vehicle weight of 72,000 pounds or more: \$1,322  
2635 flat, of which \$343 shall be deposited into the General Revenue  
2636 Fund.

2637           (f) A hearse or ambulance: \$40.50 flat, of which \$10.50  
2638 shall be deposited into the General Revenue Fund.

2639           (6) MOTOR VEHICLES FOR HIRE.—

2640           (a) Under nine passengers: \$17 flat, of which \$4.50 shall  
2641 be deposited into the General Revenue Fund; plus \$1.50 per cwt,  
2642 of which 50 cents shall be deposited into the General Revenue  
2643 Fund.

2644           (b) Nine passengers and over: \$17 flat, of which \$4.50  
2645 shall be deposited into the General Revenue Fund; plus \$2 per  
2646 cwt, of which 50 cents shall be deposited into the General  
2647 Revenue Fund.

2648           (7) TRAILERS FOR PRIVATE USE.—

2649           (a) Any trailer weighing 500 pounds or less: \$6.75 flat per  
2650 year or any part thereof, of which \$1.75 shall be deposited into



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2651 the General Revenue Fund.

2652 (b) Net weight over 500 pounds: \$3.50 flat, of which \$1  
2653 shall be deposited into the General Revenue Fund; plus \$1 per  
2654 cwt, of which 25 cents shall be deposited into the General  
2655 Revenue Fund.

2656 (8) TRAILERS FOR HIRE.—

2657 (a) Net weight under 2,000 pounds: \$3.50 flat, of which \$1  
2658 shall be deposited into the General Revenue Fund; plus \$1.50 per  
2659 cwt, of which 50 cents shall be deposited into the General  
2660 Revenue Fund.

2661 (b) Net weight 2,000 pounds or more: \$13.50 flat, of which  
2662 \$3.50 shall be deposited into the General Revenue Fund; plus  
2663 \$1.50 per cwt, of which 50 cents shall be deposited into the  
2664 General Revenue Fund.

2665 (9) RECREATIONAL VEHICLE-TYPE UNITS.—

2666 (a) A travel trailer or fifth-wheel trailer, as defined by  
2667 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27  
2668 flat, of which \$7 shall be deposited into the General Revenue  
2669 Fund.

2670 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:  
2671 \$13.50 flat, of which \$3.50 shall be deposited into the General  
2672 Revenue Fund.

2673 (c) A motor home, as defined by s. 320.01(1)(b)4.:

2674 1. Net weight of less than 4,500 pounds: \$27 flat, of which  
2675 \$7 shall be deposited into the General Revenue Fund.

2676 2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
2677 which \$12.25 shall be deposited into the General Revenue Fund.

2678 (d) A truck camper as defined by s. 320.01(1)(b)3.:

2679 1. Net weight of less than 4,500 pounds: \$27 flat, of which



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2680 \$7 shall be deposited into the General Revenue Fund.  
2681       2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
2682 which \$12.25 shall be deposited into the General Revenue Fund.  
2683       (e) A private motor coach as defined by s. 320.01(1)(b)5.:  
2684       1. Net weight of less than 4,500 pounds: \$27 flat, of which  
2685 \$7 shall be deposited into the General Revenue Fund.  
2686       2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
2687 which \$12.25 shall be deposited into the General Revenue Fund.  
2688       (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;  
2689 35 FEET TO 40 FEET.—  
2690       (a) Park trailers.—Any park trailer, as defined in s.  
2691 320.01(1)(b)7.: \$25 flat.  
2692       (b) A travel trailer or fifth-wheel trailer, as defined in  
2693 s. 320.01(1)(b), that exceeds 35 feet: \$25 flat.  
2694       (11) MOBILE HOMES.—  
2695       (a) A mobile home not exceeding 35 feet in length: \$20  
2696 flat.  
2697       (b) A mobile home over 35 feet in length, but not exceeding  
2698 40 feet: \$25 flat.  
2699       (c) A mobile home over 40 feet in length, but not exceeding  
2700 45 feet: \$30 flat.  
2701       (d) A mobile home over 45 feet in length, but not exceeding  
2702 50 feet: \$35 flat.  
2703       (e) A mobile home over 50 feet in length, but not exceeding  
2704 55 feet: \$40 flat.  
2705       (f) A mobile home over 55 feet in length, but not exceeding  
2706 60 feet: \$45 flat.  
2707       (g) A mobile home over 60 feet in length, but not exceeding  
2708 65 feet: \$50 flat.



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2709 (h) A mobile home over 65 feet in length: \$80 flat.  
2710 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised  
2711 motor vehicle dealer, independent motor vehicle dealer, marine  
2712 boat trailer dealer, or mobile home dealer and manufacturer  
2713 license plate: \$17 flat, of which \$4.50 shall be deposited into  
2714 the General Revenue Fund.  
2715 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or  
2716 official license plate: \$4 flat, of which \$1 shall be deposited  
2717 into the General Revenue Fund.  
2718 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor  
2719 vehicle for hire operated wholly within a city or within 25  
2720 miles thereof: \$17 flat, of which \$4.50 shall be deposited into  
2721 the General Revenue Fund; plus \$2 per cwt, of which 50 cents  
2722 shall be deposited into the General Revenue Fund.  
2723 (15) TRANSPORTER.—Any transporter license plate issued to a  
2724 transporter pursuant to s. 320.133: \$101.25 flat, of which  
2725 \$26.25 shall be deposited into the General Revenue Fund.  
2726 Section 59. Subsection (1) of section 320.0801, Florida  
2727 Statutes, is amended to read:  
2728 320.0801 Additional license tax on certain vehicles.—  
2729 (1) In addition to the license taxes specified in s. 320.08  
2730 and in subsection (2), there is hereby levied and imposed an  
2731 annual license tax of 10 cents for the operation of a motor  
2732 vehicle, as defined in s. 320.01, and moped, as defined in s.  
2733 316.003 ~~316.003(77)~~, which tax shall be paid to the department  
2734 or its agent upon the registration or renewal of registration of  
2735 the vehicle. Notwithstanding ~~the provisions of~~ s. 320.20,  
2736 revenues collected from the tax imposed in this subsection shall  
2737 be deposited in the Emergency Medical Services Trust Fund and



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2738 used solely for the purpose of carrying out ~~the provisions of~~  
2739 ss. 395.401, 395.4015, 395.404, and 395.4045 and s. 11, chapter  
2740 87-399, Laws of Florida.

2741 Section 60. Section 320.38, Florida Statutes, is amended to  
2742 read:

2743 320.38 When nonresident exemption not allowed.—The  
2744 provisions of s. 320.37 authorizing the operation of motor  
2745 vehicles over the roads of this state by nonresidents of this  
2746 state when such vehicles are duly registered or licensed under  
2747 the laws of some other state or foreign country do not apply to  
2748 any nonresident who accepts employment or engages in any trade,  
2749 profession, or occupation in this state, except a nonresident  
2750 migrant or seasonal farm worker as defined in s. 316.003  
2751 ~~316.003(61)~~. In every case in which a nonresident, except a  
2752 nonresident migrant or seasonal farm worker as defined in s.  
2753 316.003 ~~316.003(61)~~, accepts employment or engages in any trade,  
2754 profession, or occupation in this state or enters his or her  
2755 children to be educated in the public schools of this state,  
2756 such nonresident shall, within 10 days after the commencement of  
2757 such employment or education, register his or her motor vehicles  
2758 in this state if such motor vehicles are proposed to be operated  
2759 on the roads of this state. Any person who is enrolled as a  
2760 student in a college or university and who is a nonresident but  
2761 who is in this state for a period of up to 6 months engaged in a  
2762 work-study program for which academic credits are earned from a  
2763 college whose credits or degrees are accepted for credit by at  
2764 least three accredited institutions of higher learning, as  
2765 defined in s. 1005.02, is not required to have a Florida  
2766 registration for the duration of the work-study program if the





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2767 person's vehicle is properly registered in another jurisdiction.  
2768 Any nonresident who is enrolled as a full-time student in such  
2769 institution of higher learning is also exempt for the duration  
2770 of such enrollment.

2771 Section 61. Subsection (1) of section 322.031, Florida  
2772 Statutes, is amended to read:

2773 322.031 Nonresident; when license required.—

2774 (1) In each case in which a nonresident, except a  
2775 nonresident migrant or seasonal farm worker as defined in s.  
2776 316.003 ~~316.003(61)~~, accepts employment or engages in a trade,  
2777 profession, or occupation in this state or enters his or her  
2778 children to be educated in the public schools of this state,  
2779 such nonresident shall, within 30 days after beginning such  
2780 employment or education, be required to obtain a Florida driver  
2781 license if such nonresident operates a motor vehicle on the  
2782 highways of this state. The spouse or dependent child of such  
2783 nonresident shall also be required to obtain a Florida driver  
2784 license within that 30-day period before operating a motor  
2785 vehicle on the highways of this state.

2786 Section 62. For the purpose of incorporating the amendment  
2787 made by this act to section 333.01, Florida Statutes, in a  
2788 reference thereto, subsection (6) of section 350.81, Florida  
2789 Statutes, is reenacted to read:

2790 350.81 Communications services offered by governmental  
2791 entities.—

2792 (6) To ensure the safe and secure transportation of  
2793 passengers and freight through an airport facility, as defined  
2794 in s. 159.27(17), an airport authority or other governmental  
2795 entity that provides or is proposing to provide communications



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2796 services only within the boundaries of its airport layout plan,  
2797 as defined in s. 333.01(6), to subscribers which are integral  
2798 and essential to the safe and secure transportation of  
2799 passengers and freight through the airport facility, is exempt  
2800 from this section. An airport authority or other governmental  
2801 entity that provides or is proposing to provide shared-tenant  
2802 service under s. 364.339, but not dial tone enabling subscribers  
2803 to complete calls outside the airport layout plan, to one or  
2804 more subscribers within its airport layout plan which are not  
2805 integral and essential to the safe and secure transportation of  
2806 passengers and freight through the airport facility is exempt  
2807 from this section. An airport authority or other governmental  
2808 entity that provides or is proposing to provide communications  
2809 services to one or more subscribers within its airport layout  
2810 plan which are not integral and essential to the safe and secure  
2811 transportation of passengers and freight through the airport  
2812 facility, or to one or more subscribers outside its airport  
2813 layout plan, is not exempt from this section. By way of example  
2814 and not limitation, the integral, essential subscribers may  
2815 include airlines and emergency service entities, and the  
2816 nonintegral, nonessential subscribers may include retail shops,  
2817 restaurants, hotels, or rental car companies.

2818 Section 63. Subsection (3) of section 450.181, Florida  
2819 Statutes, is amended to read:

2820 450.181 Definitions.—As used in part II, unless the context  
2821 clearly requires a different meaning:

2822 (3) The term "migrant laborer" has the same meaning as  
2823 migrant or seasonal farm worker ~~workers~~ as defined in s. 316.003  
2824 ~~316.003(61)~~.



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2825           Section 64. Subsection (5) of section 559.903, Florida  
2826 Statutes, is amended to read:

2827           559.903 Definitions.—As used in this act:

2828           (5) "Motor vehicle" means any automobile, truck, bus,  
2829 recreational vehicle, motorcycle, motor scooter, or other motor  
2830 powered vehicle, but does not include trailers, mobile homes,  
2831 travel trailers, trailer coaches without independent motive  
2832 power, watercraft or aircraft, or special mobile equipment as  
2833 defined in s. 316.003 ~~316.003(48)~~.

2834           Section 65. Subsection (1) of section 655.960, Florida  
2835 Statutes, is amended to read:

2836           655.960 Definitions; ss. 655.960-655.965.—As used in this  
2837 section and ss. 655.961-655.965, unless the context otherwise  
2838 requires:

2839           (1) "Access area" means any paved walkway or sidewalk which  
2840 is within 50 feet of any automated teller machine. The term does  
2841 not include any street or highway open to the use of the public,  
2842 as defined in s. 316.003(76)(a) ~~316.003(53)(a)~~ or (b), including  
2843 any adjacent sidewalk, as defined in s. 316.003 ~~316.003(47)~~.

2844           Section 66. Paragraph (b) of subsection (2) of section  
2845 732.402, Florida Statutes, is amended to read:

2846           732.402 Exempt property.—

2847           (2) Exempt property shall consist of:

2848           (b) Two motor vehicles as defined in s. 316.003  
2849 ~~316.003(21)~~, which do not, individually as to either such motor  
2850 vehicle, have a gross vehicle weight in excess of 15,000 pounds,  
2851 held in the decedent's name and regularly used by the decedent  
2852 or members of the decedent's immediate family as their personal  
2853 motor vehicles.



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2854 Section 67. Subsection (1) of section 860.065, Florida  
2855 Statutes, is amended to read:

2856 860.065 Commercial transportation; penalty for use in  
2857 commission of a felony.—

2858 (1) It is unlawful for any person to attempt to obtain,  
2859 solicit to obtain, or obtain any means of public or commercial  
2860 transportation or conveyance, including vessels, aircraft,  
2861 railroad trains, or commercial vehicles as defined in s. 316.003  
2862 ~~316.003(66)~~, with the intent to use such public or commercial  
2863 transportation or conveyance to commit any felony or to  
2864 facilitate the commission of any felony.

2865 Section 68. This act shall take effect July 1, 2016.

2866 ===== T I T L E A M E N D M E N T =====

2867 And the title is amended as follows:

2868 Delete everything before the enacting clause  
2869 and insert:

2870 A bill to be entitled  
2871 An act relating to transportation; amending s. 311.12,  
2872 F.S.; establishing the Seaport Security Advisory  
2873 Committee under the direction of the Florida Seaport  
2874 Transportation and Economic Development Council;  
2875 providing membership and duties; directing the council  
2876 to establish a Seaport Security Grant Program to  
2877 assist in the implementation of security at specified  
2878 seaports; directing the council to review  
2879 applications, make recommendations to the council, and  
2880 adopt rules; amending s. 316.003, F.S.; revising and  
2881 providing definitions; amending s. 316.0745, F.S.;

2882 revising the circumstances under which the Department



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2883 of Transportation is authorized to direct the removal  
2884 of certain traffic control devices; requiring the  
2885 public agency erecting or installing such a device to  
2886 bring it into compliance with certain requirements or  
2887 remove it upon the direction of the department;  
2888 creating s. 316.2069, F.S.; authorizing the governing  
2889 body of a municipality or a county to authorize the  
2890 operation of commercial megacycles on or across  
2891 streets or roads under the specified conditions;  
2892 authorizing the Department of Transportation to  
2893 prohibit the operation of commercial megacycles on or  
2894 across any road under its jurisdiction if it  
2895 determines that such prohibition is necessary in the  
2896 interest of safety; excluding commercial megacycle  
2897 passengers from certain provisions regarding  
2898 possession of open containers of alcoholic beverages  
2899 in vehicles under specified conditions; providing that  
2900 use of an auxiliary motor under certain circumstances  
2901 is not prohibited; amending s. 316.235, F.S.; revising  
2902 specifications for bus deceleration lighting systems;  
2903 amending s. 316.303, F.S.; revising the prohibition  
2904 from operating, under certain circumstances, a motor  
2905 vehicle that is equipped with television-type  
2906 receiving equipment; providing exceptions to the  
2907 prohibition against displaying moving television  
2908 broadcast or pre-recorded video entertainment content  
2909 in vehicles; amending s. 316.640, F.S.; expanding the  
2910 authority of a chartered municipal parking enforcement  
2911 specialist to enforce state, county, and municipal



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2912 parking laws and ordinances within the boundaries of  
2913 certain counties pursuant to a memorandum of  
2914 understanding; amending s. 316.85, F.S.; revising the  
2915 circumstances under which a licensed driver is  
2916 authorized to operate an autonomous vehicle in  
2917 autonomous mode; amending s. 316.86, F.S.; deleting a  
2918 provision authorizing the operation of vehicles  
2919 equipped with autonomous technology on roads in this  
2920 state for testing purposes by certain persons or  
2921 research organizations; deleting a requirement that a  
2922 human operator be present in an autonomous vehicle for  
2923 testing purposes; deleting certain financial  
2924 responsibility requirements for entities performing  
2925 such testing; amending s. 319.145, F.S.; revising  
2926 provisions relating to required equipment and  
2927 operation of autonomous vehicles; amending s. 320.525,  
2928 F.S.; revising the definition of the term "port  
2929 vehicles and equipment"; amending s. 332.08, F.S.;  
2930 extending the authorized term of certain airport-  
2931 related leases; amending s. 333.01, F.S.; defining and  
2932 redefining terms; amending s. 333.025, F.S.; revising  
2933 the requirements relating to permits required for  
2934 obstructions; requiring certain existing, planned, and  
2935 proposed facilities to be protected from airport  
2936 hazards; requiring the local government to provide a  
2937 copy of a complete permit application to the  
2938 Department of Transportation's aviation office,  
2939 subject to certain requirements; requiring the  
2940 department to have a specified review period following



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2941 receipt of such application; providing exemptions from  
2942 such review under certain circumstances; revising the  
2943 circumstances under which the department issues or  
2944 denies a permit; revising the department's  
2945 requirements before a permit is issued; revising the  
2946 circumstances under which the department is prohibited  
2947 from approving a permit; providing that the denial of  
2948 a permit is subject to administrative review; amending  
2949 s. 333.03, F.S.; conforming provisions to changes made  
2950 by the act; revising the circumstances under which a  
2951 political subdivision owning or controlling an airport  
2952 and another political subdivision adopt, administer,  
2953 and enforce airport protection zoning regulations or  
2954 create a joint airport protection zoning board;  
2955 revising the provisions relating to airport protection  
2956 zoning regulations and joint airport protection zoning  
2957 boards; requiring the department to be available to  
2958 provide assistance to political subdivisions regarding  
2959 federal obstruction standards; deleting provisions  
2960 relating to certain duties of the department; revising  
2961 provisions relating to airport land use compatibility  
2962 zoning regulations; revising construction; providing  
2963 applicability; amending s. 333.04, F.S.; authorizing  
2964 certain airport zoning regulations to be incorporated  
2965 in and made a part of comprehensive plans and  
2966 policies, rather than a part of comprehensive zoning  
2967 regulations, under certain circumstances; revising  
2968 requirements relating to applicability; amending s.  
2969 333.05, F.S.; revising procedures for adoption of



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2970 airport zoning regulations; amending s. 333.06, F.S.;

2971 revising airport zoning regulation requirements;

2972 repealing s. 333.065, F.S., relating to guidelines

2973 regarding land use near airports; amending s. 333.07,

2974 F.S.; revising requirements relating to local

2975 government permitting of airspace obstructions;

2976 requiring a person proposing to construct, alter, or

2977 allow an airport obstruction to apply for a permit

2978 under certain circumstances; revising the

2979 circumstances under which a permit is prohibited from

2980 being issued; revising the circumstances under which

2981 the owner of a nonconforming structure is required to

2982 alter such structure to conform to the current airport

2983 protection zoning regulations; deleting provisions

2984 relating to variances from zoning regulations;

2985 requiring a political subdivision or its

2986 administrative agency to consider specified criteria

2987 in determining whether to issue or deny a permit;

2988 revising the requirements for marking and lighting in

2989 conformance with certain standards; repealing s.

2990 333.08, F.S., relating to appeals of decisions

2991 concerning airport zoning regulations; amending s.

2992 333.09, F.S.; revising the requirements relating to

2993 the administration of airport protection zoning

2994 regulations; requiring all airport protection zoning

2995 regulations to provide for the administration and

2996 enforcement of such regulations by the political

2997 subdivision or its administrative agency; requiring a

2998 political subdivision adopting airport zoning





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2999 regulations to provide a permitting process, subject  
3000 to certain requirements; requiring a zoning board or  
3001 permitting body to implement the airport zoning  
3002 regulation permitting and appeals process if such  
3003 board or body already exists within a political  
3004 subdivision; authorizing a person, a political  
3005 subdivision or its administrative agency, or a  
3006 specified joint zoning board to use the process  
3007 established for an appeal, subject to certain  
3008 requirements; repealing s. 333.10, F.S., relating to  
3009 boards of adjustment provided for by airport zoning  
3010 regulations; amending s. 333.11, F.S.; revising the  
3011 requirements relating to judicial review; amending s.  
3012 333.12, F.S.; revising requirements relating to the  
3013 acquisition of air rights; amending s. 333.13, F.S.;  
3014 conforming provisions to changes made by the act;  
3015 creating s. 333.135, F.S.; requiring conflicting  
3016 airport zoning regulations in effect on a specified  
3017 date to be amended to conform to certain requirements;  
3018 requiring certain political subdivisions to adopt  
3019 certain airport zoning regulations by a specified  
3020 date; requiring the department to administer a  
3021 specified permitting process for certain political  
3022 subdivisions; repealing s. 333.14, F.S., relating to a  
3023 short title; creating s. 335.085, F.S.; providing a  
3024 short title; requiring the department to install  
3025 roadside barriers to shield water bodies contiguous  
3026 with state roads at certain locations by a specified  
3027 date under certain circumstances; providing



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3028 applicability; requiring the department to review  
3029 specified information related to certain motor vehicle  
3030 accidents on state roads contiguous with water bodies  
3031 which occurred during a specified timeframe, subject  
3032 to certain requirements; requiring the department to  
3033 submit a report to the Legislature by a specified  
3034 date, subject to certain requirements; amending s.  
3035 337.0261, F.S.; requiring local governments to  
3036 consider information provided by the department  
3037 regarding the effect that approving or denying certain  
3038 regulations may have on the cost of construction  
3039 aggregate materials in the local area, the region, and  
3040 the state; amending s. 337.18, F.S.; revising  
3041 conditions for waiver of a required surety bond;  
3042 amending s. 338.165, F.S.; deleting an authorization  
3043 to issue certain bonds secured by toll revenues  
3044 collected on the Beeline-East Expressway, the Navarre  
3045 Bridge, and the Pinellas Bayway; authorizing the  
3046 department's Pinellas Bayway System to be transferred  
3047 by the department and become part of the turnpike  
3048 system under the Florida Turnpike Enterprise Law;  
3049 providing applicability; requiring the department to  
3050 transfer certain funds to the Florida Turnpike  
3051 Enterprise for certain purposes; repealing chapter 85-  
3052 364, Laws of Florida, as amended, relating to the  
3053 Pinellas Bayway; amending s. 338.231, F.S.; deleting  
3054 provisions relating to the use of revenues from the  
3055 turnpike system to pay the principal and interest of a  
3056 specified series of bonds and certain expenses of the



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3057 Sawgrass Expressway; amending s. 339.175, F.S.;

3058 requiring certain long-range transportation plans to

3059 include assessment of capital investment and other

3060 measures necessary to make the most efficient use of

3061 existing transportation facilities to improve safety;

3062 requiring the assessments to include consideration of

3063 infrastructure and technological improvements

3064 necessary to accommodate advances in vehicle

3065 technology; amending s. 339.175, F.S., relating to the

3066 Tampa Bay Area Regional Transportation Authority;

3067 revising provisions for a coordinating committee

3068 composed of metropolitan planning organizations;

3069 designating the committee as the "TBARTA Metropolitan

3070 Planning Organizations Chairs Coordinating Committee";

3071 revising membership of the committee; providing duties

3072 of the authority, M.P.O.'s, and the department;

3073 requiring certain long-range transportation plans to

3074 include assessment of capital investment and other

3075 measures necessary to make the most efficient use of

3076 existing transportation facilities to improve safety;

3077 requiring the assessments to include consideration of

3078 infrastructure and technological improvements

3079 necessary to accommodate advances in vehicle

3080 technology; amending s. 339.2818, F.S.; increasing the

3081 population ceiling in the definition of the term

3082 "small county" for purposes of the Small County

3083 Outreach Program; deleting an alternative definition

3084 of the term "small county" for a specified fiscal

3085 year; amending s. 339.55, F.S.; revising the purpose



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3086 of the state-funded infrastructure bank within the  
3087 department to include constructing and improving  
3088 ancillary facilities that produce or distribute  
3089 natural gas or fuel; authorizing the department to  
3090 consider applications for loans from the bank for  
3091 development and construction of natural gas fuel  
3092 production or distribution facilities used primarily  
3093 to support transportation activities at seaports or  
3094 intermodal facilities beginning on a specified date;  
3095 authorizing use of such loans to refinance outstanding  
3096 debt; amending s. 339.64, F.S.; requiring the  
3097 department to coordinate with certain partners and  
3098 industry representatives to consider infrastructure  
3099 and technological improvements necessary to  
3100 accommodate advances in vehicle technology in  
3101 Strategic Intermodal System facilities; requiring the  
3102 Strategic Intermodal System Plan to include a needs  
3103 assessment regarding such infrastructure and  
3104 technological improvements; repealing s. 341.0532,  
3105 F.S., relating to statewide transportation corridors;  
3106 amending s. 343.92, F.S.; revising the membership of  
3107 the governing board of the Tampa Bay Area Regional  
3108 Transportation Authority; requiring the secretary of  
3109 the department to appoint two advisors to the board  
3110 subject to certain requirements, rather than  
3111 appointing one nonvoting, ex officio member of the  
3112 board; amending s. 343.922, F.S.; requiring the  
3113 authority to present a certain master plan and updates  
3114 to, and coordinate projects and plans with, the Tampa



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3115 Bay Area Regional Transportation Authority (TBARTA)  
3116 Metropolitan Planning Organization Chairs Coordinating  
3117 Committee, rather than the West Central Florida M.P.O.  
3118 Chairs Coordinating Committee; requiring the authority  
3119 to provide certain administrative support and  
3120 direction to the TBARTA Metropolitan Planning  
3121 Organization Chairs Coordinating Committee; amending  
3122 s. 348.565, F.S.; expanding the list of projects of  
3123 the Tampa-Hillsborough County Expressway Authority  
3124 which are approved to be financed or refinanced by the  
3125 issuance of certain revenue bonds; amending s. 479.16,  
3126 F.S.; exempting certain signs from a specified permit,  
3127 subject to certain requirements and restrictions;  
3128 amending s. 343.922, F.S.; increasing the period of  
3129 time in which a master plan must be updated; requiring  
3130 the authority to present a certain master plan and  
3131 updates to, and coordinate projects and plans with,  
3132 the Tampa Bay Area Regional Transportation Authority  
3133 (TBARTA) Metropolitan Planning Organization Chairs  
3134 Coordinating Committee, rather than the West Central  
3135 Florida M.P.O. Chairs Coordinating Committee;  
3136 requiring the authority to provide certain  
3137 administrative support and direction to the TBARTA  
3138 Metropolitan Planning Organization Chairs Coordinating  
3139 Committee; amending s. 348.565, F.S.; expanding the  
3140 list of projects of the Tampa-Hillsborough County  
3141 Expressway Authority which are approved to be financed  
3142 or refinanced by the issuance of certain revenue  
3143 bonds; amending s. 479.16, F.S.; exempting certain



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3144 signs from a specified permit, subject to certain  
3145 requirements and restrictions; directing the  
3146 Department of Transportation to study the operation of  
3147 driver-assistive truck platooning technology;  
3148 authorizing the department to conduct a pilot project  
3149 to test such operation; providing security  
3150 requirements; requiring a report to the Governor and  
3151 the Legislature; directing the Office of Economic and  
3152 Demographic Research to determine the economic  
3153 benefits of the Department of Transportation's adopted  
3154 work program; directing the department to provide  
3155 access to necessary data; prohibits local governmental  
3156 entities from regulating certain non-emergency medical  
3157 transportation service providers under any specified  
3158 Medicaid program, subject only to Medicaid laws,  
3159 rules, and contract terms; prohibiting a political  
3160 subdivision from limiting or proscribing the types of  
3161 vehicles that may be used to provide certain non-  
3162 emergency medical transportation; providing  
3163 applicability; providing an effective date.