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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
05/01/2017	.	
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	.	

The Committee on Appropriations (Grimsley) recommended the following:

Senate Amendment (with title amendment)

Between lines 389 and 390
insert:

Section 9. Paragraph (a) of subsection (1) of section 337.401, Florida Statutes, is amended to read:

337.401 Use of right-of-way for utilities subject to regulation; permit; fees.—

(1) (a) The department and local governmental entities, referred to in this section and in ss. 337.402, 337.403, and



870828

11 337.404 as the "authority," that have jurisdiction and control
12 of public roads or publicly owned rail corridors are authorized
13 to prescribe and enforce reasonable rules or regulations with
14 reference to the placing and maintaining across, on, or within
15 the right-of-way limits of any road or publicly owned rail
16 corridors under their respective jurisdictions any electric
17 transmission, voice telephone, telegraph, data, or other
18 communications services lines or wireless facilities; pole
19 lines; poles; railways; ditches; sewers; water, heat, or gas
20 mains; pipelines; fences; gasoline tanks and pumps; or other
21 structures referred to in this section and in ss. 337.402,
22 337.403, and 337.404 as the "utility." The department may enter
23 into a permit-delegation agreement with a governmental entity if
24 issuance of a permit is based on requirements that the
25 department finds will ensure the safety and integrity of
26 facilities of the Department of Transportation; however, the
27 permit-delegation agreement does not apply to facilities of
28 electric utilities as defined in s. 366.02(2).

29
30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

32 Delete line 83

33 and insert:

34 receiving competitive bids; amending s. 337.401, F.S.;

35 authorizing the Department of Transportation and

36 certain local governmental entities to prescribe and

37 enforce reasonable rules or regulations with reference

38 to the placing and maintaining across, on, or within

39 the right-of-way limits of any road or publicly owned



870828

40 rail corridors under their respective jurisdictions
41 any voice or data communications services lines or
42 wireless facilities; amending s. 338.227, F.S.;