

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>    </u>	

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1 Committee/Subcommittee hearing bill: Transportation & Tourism  
 2 Appropriations Subcommittee

3 Representative Nuñez offered the following:

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5 **Amendment (with title amendment)**

6 Remove lines 30-47 and insert:

7 entry and exit to and from its express lanes while meeting  
 8 operational performance goals. Effective July 1, 2018, if a  
 9 customer's average travel speed for a trip in an express lane  
 10 falls below 40 miles per hour, the customer shall be charged the  
 11 minimum express lane toll. A customer's express lane average  
 12 travel speed is their average travel speed from the customer's  
 13 entry point to the customer's exit point.

14 Section 2. Paragraph (e) is added to subsection (1) of  
 15 section 338.2216, Florida Statutes, to read:

Amendment No. 1

16 338.2216 Florida Turnpike Enterprise; powers and  
17 authority.—

18 (1)

19 (e) The Florida Turnpike Enterprise shall ensure  
20 reasonable and practicably feasible entry and exit points on its  
21 express lanes and shall undertake efforts to expand reasonable  
22 and practicably feasible entry and exit points to increase  
23 accessibility and ease of entry and exit to and from its express  
24 lanes while meeting operational performance goals. Effective  
25 July 1, 2018, if a customer's average travel speed for a trip in  
26 an express lane falls below 40 miles per hour, the customer  
27 shall be charged the general toll lane toll amount plus 25  
28 cents. A customer's express lane average travel speed is their  
29 average travel speed from the customer's entry point to the  
30 customer's exit point.

31 Section 3. Paragraph (a) of subsection (3) of section  
32 338.231, Florida Statutes, is amended to read:

33 338.231 Turnpike tolls, fixing; pledge of tolls and other  
34 revenues.—The department shall at all times fix, adjust, charge,  
35 and collect such tolls and amounts for the use of the turnpike  
36 system as are required in order to provide a fund sufficient  
37 with other revenues of the turnpike system to pay the cost of  
38 maintaining, improving, repairing, and operating such turnpike  
39 system; to pay the principal of and interest on all bonds issued  
40 to finance or refinance any portion of the turnpike system as

Amendment No. 1

41 the same become due and payable; and to create reserves for all  
42 such purposes.

43 (3) (a) For the period July 1, 1998, through June 30, 2037  
44 ~~2017~~, the department shall, to the maximum extent feasible,  
45 program sufficient funds in the tentative work program such that  
46 the percentage of turnpike toll and bond financed commitments in  
47 Miami-Dade County, Broward County, and Palm Beach County as  
48 compared to total turnpike toll and bond financed commitments  
49 shall be at least 90 percent of the share of net toll  
50 collections attributable to users of the turnpike system in  
51 Miami-Dade County, Broward County, and Palm Beach County as  
52 compared to total net toll collections attributable to users of  
53 the turnpike system. This subsection does not apply when the  
54 application of such requirements would violate any covenant  
55 established in a resolution or trust indenture relating to the  
56 issuance of turnpike bonds. The department may at any time for  
57 economic considerations establish lower temporary toll rates for  
58 a new or existing toll facility for a period not to exceed 1  
59 year, after which the toll rates adopted pursuant to s. 120.54  
60 shall become effective.

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**T I T L E A M E N D M E N T**

Remove lines 2-16 and insert:

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## Amendment No. 1

66 An act relating to transportation; amending s. 338.166,  
67 F.S.; requiring the Department of Transportation to ensure  
68 reasonable and practicably feasible entry and exit points  
69 on its express lanes and to undertake efforts to expand  
70 reasonable and practicably feasible entry and exit points  
71 for certain purposes; adjusting the toll to be charged on  
72 express lanes under certain circumstances; amending s.  
73 338.2216, F.S.; requiring the Florida Turnpike Enterprise  
74 to ensure reasonable and practicably feasible entry and  
75 exit points on its express lanes and to undertake efforts  
76 to expand reasonable and practicably feasible entry and  
77 exit points for certain purposes; adjusting the toll to be  
78 charged on express lanes under certain circumstances;  
79 amending s. 338.231, F.S.; extending the period in which  
80 the department shall program certain funds in the tentative  
81 work program in relation to turnpike toll and bond financed  
82 commitments within certain counties;