

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WITHDRAWN	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>	

---

1 Committee/Subcommittee hearing bill: Transportation &  
2 Infrastructure Subcommittee

3 Representative Magar offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 341.601, Florida Statutes, is created  
8 to read:

9 341.601 Definitions.-- As used in ss. 341.601 and 341.602,

10 the term:

11 (1) "High-speed passenger rail system" means any new  
12 intrastate passenger rail system that operates or proposes to  
13 operate its passenger trains at a maximum speed in excess of 80  
14 miles per hour on or after July 1, 2017.

15 (2) "Pedestrian grade crossing" means a separate sidewalk  
16 or pathway where pedestrians, but not vehicles, cross railroad

Amendment No. 1

17 | tracks.

18 |       (3) "Rail corridor" means a linear, continuous strip of  
19 | real property that is used for rail service. The term includes  
20 | the corridor and structures essential to railroad operations,  
21 | including the land, buildings, improvements, rights-of-way,  
22 | easements, rail lines, rail beds, guideway structures, switches,  
23 | yards, parking facilities, power relays, switching houses, rail  
24 | stations, any ancillary development, and any other facilities or  
25 | equipment used for the purposes of construction, operation, or  
26 | maintenance of a railroad that provides rail service.

27 |       (4) "Railroad company" means any individual, partnership,  
28 | association, corporation, or company and its respective lessees,  
29 | trustees, or receivers, appointed by a court, that develops or  
30 | provides ground transportation that runs on rails, including,  
31 | but not limited to:

- 32 |       (a) A high-speed passenger rail system;  
33 |       (b) A freight railroad carrier; or  
34 |       (c) A company that owns a rail corridor.

35 |       Section 2. Section 341.602, Florida Statutes, is created  
36 | to read:

37 |       341.602 Operation of a high-speed passenger rail system  
38 | over the tracks of another railroad company. -A high-speed  
39 | passenger rail system operating in a railroad corridor owned by  
40 | another railroad company shall be solely responsible for all  
41 | rail corridor, public railroad-highway grade crossings, as

Amendment No. 1

42 defined by s. 335.141(1)(b), and pedestrian grade crossings  
43 improvements or upgrades relating to the system's operation and  
44 safety. A local government or the state shall not be responsible  
45 for any such costs associated with the construction and  
46 maintenance of the improvements or upgrades necessary to operate  
47 a high-speed passenger rail system unless it expressly consents  
48 in writing.

49 Section 3. This act shall take effect July 1, 2017.

50  
51  
52  
53  
54  
55  
56  
57  
58  
59  
60  
61  
62  
63

-----

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

Remove everything before the enacting clause and insert:  
An act relating to high-speed passenger rail; creating s.  
341.601, F.S.; providing definitions; creating s. 341.602, F.S.;  
requiring a railroad company operating a high-speed passenger  
rail system to be solely responsible for all rail corridor and  
at grade crossing improvements or upgrades relating to its  
operation and safety; prohibiting a local government or the  
state from being responsible for certain costs unless it  
expressly consents in writing; providing an effective date.