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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/02/2018	.	
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	.	

The Committee on Appropriations (Brandes) recommended the following:

Senate Amendment (with title amendment)

Delete line 289

and insert:

Section 5. Paragraph (a) of subsection (4) of section 201.15, Florida Statutes, is amended, and paragraph (b) of that subsection is republished, to read:

201.15 Distribution of taxes collected.—All taxes collected under this chapter are hereby pledged and shall be first made



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10 available to make payments when due on bonds issued pursuant to
11 s. 215.618 or s. 215.619, or any other bonds authorized to be
12 issued on a parity basis with such bonds. Such pledge and
13 availability for the payment of these bonds shall have priority
14 over any requirement for the payment of service charges or costs
15 of collection and enforcement under this section. All taxes
16 collected under this chapter, except taxes distributed to the
17 Land Acquisition Trust Fund pursuant to subsections (1) and (2),
18 are subject to the service charge imposed in s. 215.20(1).
19 Before distribution pursuant to this section, the Department of
20 Revenue shall deduct amounts necessary to pay the costs of the
21 collection and enforcement of the tax levied by this chapter.
22 The costs and service charge may not be levied against any
23 portion of taxes pledged to debt service on bonds to the extent
24 that the costs and service charge are required to pay any
25 amounts relating to the bonds. All of the costs of the
26 collection and enforcement of the tax levied by this chapter and
27 the service charge shall be available and transferred to the
28 extent necessary to pay debt service and any other amounts
29 payable with respect to bonds authorized before January 1, 2017,
30 secured by revenues distributed pursuant to this section. All
31 taxes remaining after deduction of costs shall be distributed as
32 follows:

33 (4) After the required distributions to the Land
34 Acquisition Trust Fund pursuant to subsections (1) and (2) and
35 deduction of the service charge imposed pursuant to s.
36 215.20(1), the remainder shall be distributed as follows:

37 (a) The lesser of 24.18442 percent of the remainder or
38 \$541.75 million in each fiscal year shall be paid into the State



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39 Treasury to the credit of the State Transportation Trust Fund.
40 Of such funds, \$75 million for each fiscal year shall be
41 transferred to the General Revenue Fund. Notwithstanding any
42 other law, the remaining amount credited to the State
43 Transportation Trust Fund shall be used for:

44 1. Capital funding for the New Starts Transit Program,
45 authorized by Title 49, U.S.C. s. 5309 and specified in s.
46 341.051, in the amount of 10 percent of the funds;

47 2. The Small County Outreach Program specified in s.
48 339.2818, in the amount of 10 percent of the funds;

49 3. The Strategic Intermodal System specified in ss. 339.61,
50 339.62, 339.63, and 339.64, in the amount of 75 percent of the
51 funds after deduction of the payments required pursuant to
52 subparagraphs 1. and 2.; and

53 4.a. The Transportation Regional Incentive Program
54 specified in s. 339.2819, in the amount of 25 percent of the
55 funds after deduction of the payments required pursuant to
56 subparagraphs 1. and 2.

57 b. In fiscal years 2018-2019, 2019-2020, and 2020-2021, the
58 first \$60 million of the funds allocated pursuant to this
59 subparagraph ~~must~~ shall be allocated annually to the Florida
60 Rail Enterprise for the purposes established in s. 341.303(5).
61 This sub-subparagraph expires July 1, 2021.

62 c. Beginning in the 2021-2022 fiscal year, the first \$60
63 million of the funds allocated pursuant to this subparagraph
64 must be allocated annually as follows:

65 (I) Twenty-five million dollars on a matching basis to the
66 Tampa Bay Area Regional Transit Authority for the design and
67 construction of an innovative mobility system, as defined in s.



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68 339.84. One dollar in local or private matching funds must be
69 provided for each dollar distributed under this sub-sub-
70 subparagraph. Federal funds may not be substituted for the local
71 or private matching funds. In any fiscal year in which the Tampa
72 Bay Area Regional Transit Authority notifies the Department of
73 Transportation that the authority will not request all of the
74 funds allocated under this sub-sub-subparagraph for an
75 innovative mobility system, the Department of Transportation
76 shall allocate such funds to projects in the 5-year work program
77 under s. 339.135 in the area described in s. 343.91(1)(a) and
78 such funds shall be in addition to currently scheduled work
79 program commitments in that area.

80 (II) Thirty-five million dollars to the Statewide Mobility
81 Innovation Program for the purposes established in s. 339.84.

82 (b) The lesser of 0.1456 percent of the remainder or \$3.25
83 million in each fiscal year shall be paid into the State
84 Treasury to the credit of the Grants and Donations Trust Fund in
85 the Department of Economic Opportunity to fund technical
86 assistance to local governments.

87
88 Moneys distributed pursuant to paragraphs (a) and (b) may not be
89 pledged for debt service unless such pledge is approved by
90 referendum of the voters.

91 Section 6. Section 339.84, Florida Statutes, is created to
92 read:

93 339.84 Statewide Mobility Innovation Program.—

94 (1) As used in this section the term "innovative mobility
95 system" means a system of infrastructure, appurtenances, and
96 technology designed to move the greatest number of people in the



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97 least amount of time. The term includes, but is not limited to,
98 autonomous vehicles as defined in s. 316.003, automated people
99 movers, bus rapid transit networks, transportation network
100 companies as defined in s. 627.748, ridesharing as defined in
101 341.031(9)(a), and commuter highway vehicles as defined in 49
102 U.S.C. s. 5323(i)(2)(C)(ii). The term does not include other
103 traditional uses of a roadway system for conveyance.

104 (2) The Statewide Mobility Innovation Program is created
105 within the department. The goals of the program include, but are
106 not limited to:

107 (a) Evaluating, financing, and overseeing proposals for
108 innovative mobility systems in this state.

109 (b) Expending funds to publicize and promote innovative
110 mobility systems and to contract with entities to accomplish
111 these purposes.

112 (c) Soliciting proposals in accordance with chapter 287 for
113 the design and construction of innovative mobility systems and
114 contracting with entities to expend funds to accomplish this
115 purpose.

116 (3) Beginning in the 2021-2022 fiscal year, the department
117 shall use funds allocated pursuant to s. 201.15(4)(a)4.c.(II) in
118 a county to fund the design and construction of an innovative
119 mobility system based on a proposal that the county submits to
120 the department which the department approves as being consistent
121 with the requirements of this section.

122 (4) Of the \$35 million allocated under s.
123 201.15(4)(a)4.c.(II), the department must use:

124 (a) Twenty-five million dollars for an innovative mobility
125 system in a county as defined in s. 125.011(1) and \$5 million



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126 for an alternative transportation system within the jurisdiction
127 of the Jacksonville Transportation Authority. In any fiscal year
128 in which a county as defined in s. 125.011(1) notifies the
129 department that the county will not request all of the funds
130 allocated under this paragraph for an innovative mobility
131 system, the department shall allocate such funds to projects in
132 the 5-year work program under s. 339.135 in the county and such
133 funds shall be in addition to currently scheduled work program
134 commitments in that area.

135 (b) The remainder for such a system in any other county or
136 counties in the state.

137 (5) A county proposing the use of funds for an innovative
138 mobility system must submit a request to the department which
139 must include a detailed project and financial plan. The funding
140 request must specify the duration of the project and the total
141 amount sought by state fiscal year. Two or more counties may
142 submit a joint proposal to the department.

143 (6) One dollar in local or private matching funds must be
144 provided for each dollar distributed under this section. Federal
145 funds may not be substituted for the local or private matching
146 funds.

147 (7) Funds distributed under this section may not be used to
148 subsidize projects with existing funding commitments as of July
149 1, 2018.

150 (8) Each recipient of funds under this program must submit
151 a quarterly report to the department regarding the development,
152 implementation, and operation of the project. The department
153 must submit an annual report by September 1 to the President of
154 the Senate and the Speaker of the House of Representatives



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155 regarding the overall status of the program.

156 Section 7. Subsection (5) of section 341.303, Florida
157 Statutes, is amended to read:

158 341.303 Funding authorization and appropriations;
159 eligibility and participation.—

160 (5) FUND PARTICIPATION; FLORIDA RAIL ENTERPRISE.—The
161 department, through the Florida Rail Enterprise, is authorized
162 to use funds provided pursuant to s. 201.15(4)(a)4. to fund:

163 (a) Up to 50 percent of the nonfederal share of the costs
164 of any eligible passenger rail capital improvement project.

165 (b) Up to 100 percent of planning and development costs
166 related to the provision of a passenger rail system, including,
167 but not limited to, preliminary engineering, revenue studies,
168 environmental impact studies, financial advisory services,
169 engineering design, and other appropriate professional services.

170 (c) The high-speed rail system.

171 (d) Projects necessary to identify or address anticipated
172 impacts of increased freight rail traffic resulting from the
173 implementation of passenger rail systems as provided in s.
174 341.302(3)(b).

175
176 After June 30, 2018, the department may not program any projects
177 to be funded pursuant to this subsection for any year of the
178 work program if the project was not in the 5-year work program
179 adopted for the 2017-2018 fiscal year.

180 Section 8. Effective July 1, 2021, subsection (5) of
181 section 341.303, Florida Statutes, is repealed.

182 Section 9. Effective July 1, 2021, paragraph (b) of
183 subsection (4) of section 343.58, Florida Statutes, is amended



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184 to read:

185 343.58 County funding for the South Florida Regional
186 Transportation Authority.—

187 (4) Notwithstanding any other provision of law to the
188 contrary and effective July 1, 2010, until as provided in
189 paragraph (d), the department shall transfer annually from the
190 State Transportation Trust Fund to the South Florida Regional
191 Transportation Authority the amounts specified in subparagraph
192 (a)1. or subparagraph (a)2.

193 (b) Funding required by this subsection may not be provided
194 from the funds dedicated to the Florida Rail Enterprise or the
195 Statewide Mobility Innovation Program pursuant to s.
196 201.15(4) (a)4.

197 Section 10. Except as otherwise expressly provided in this
198 act, this act shall take effect July 1, 2018.

199

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

201 And the title is amended as follows:

202 Delete line 42

203 and insert:

204 electric vehicles; amending s. 201.15, F.S.; beginning
205 in a specified fiscal year, revising the annual
206 allocations in the State Transportation Trust Fund for
207 the Transportation Regional Incentive Program;
208 providing for future repeal of a provision that
209 allocates funds annually to the Florida Rail
210 Enterprise; beginning in a specified fiscal year,
211 providing for annual allocations to the Tampa Bay Area
212 Regional Transit Authority and the Statewide Mobility



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213 Innovation Program for certain purposes; specifying
214 requirements for matching funds for the Tampa Bay Area
215 Regional Transit Authority; requiring the Department
216 of Transportation to allocate specified funds under
217 certain circumstances to projects in a certain 5-year
218 work program in a certain area, in addition to
219 currently scheduled work program commitments in that
220 area; creating s. 339.84, F.S.; defining the term
221 "innovative mobility system"; creating within the
222 department the Statewide Mobility Innovation Program;
223 providing goals for the program; beginning in a
224 specified fiscal year, requiring the department to use
225 specified funds in a county to fund the design and
226 construction of a certain innovative mobility system;
227 providing requirements for the use of specified funds
228 by the department; requiring a county proposing the
229 use of funds for an innovative mobility system to
230 submit a request to the department, subject to certain
231 requirements; authorizing the submission of joint
232 proposals by two or more counties; requiring local or
233 private matching funds for certain distributions,
234 subject to certain requirements; prohibiting certain
235 funds distributed from being used to subsidize
236 projects with existing funding commitments as of a
237 specified date; requiring each recipient of funds
238 under the program to submit a quarterly report to the
239 department regarding the development, implementation,
240 and operation of the project; requiring the department
241 to submit to the Legislature by a specified date an



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242 annual report on the overall status of the program;
243 amending s. 341.303, F.S.; prohibiting the department
244 from programing certain projects to be funded in the
245 5-year work program after June 30, 2018; providing for
246 the future repeal of s. 341.303(5), F.S., relating to
247 fund participation and the Florida Rail Enterprise;
248 amending s. 343.58, F.S.; conforming a provision to
249 changes made by the act; providing effective dates.