

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Esposito offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause and insert:

Section 1. Effective January 1, 2024, paragraph (b) of subsection (1) of section 316.126, Florida Statutes, is amended, and subsection (6) of that section is republished, to read:

316.126 Operation of vehicles and actions of pedestrians; en approach of an authorized emergency, sanitation, or utility service vehicle, wrecker, or road and bridge maintenance or construction vehicle; presence of disabled motor vehicle.-

(1)

(b) If an authorized emergency vehicle displaying any

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14 visual signals is parked on the roadside, a sanitation vehicle  
15 is performing a task related to the provision of sanitation  
16 services on the roadside, a utility service vehicle is  
17 performing a task related to the provision of utility services  
18 on the roadside, a wrecker displaying amber rotating or flashing  
19 lights is performing a recovery or loading on the roadside, ~~or~~ a  
20 road and bridge maintenance or construction vehicle displaying  
21 warning lights is on the roadside without advance signs and  
22 channelizing devices, or a disabled motor vehicle is stopped and  
23 is displaying warning lights or hazard lights; is stopped and is  
24 using emergency flares or posting emergency signage; or is  
25 stopped and one or more persons are visibly present, the driver  
26 of every other vehicle, as soon as it is safe:

27 1. Shall vacate the lane closest to the emergency vehicle,  
28 sanitation vehicle, utility service vehicle, wrecker, ~~or~~ road  
29 and bridge maintenance or construction vehicle, or disabled  
30 motor vehicle when driving on an interstate highway or other  
31 highway with two or more lanes traveling in the direction of the  
32 emergency vehicle, sanitation vehicle, utility service vehicle,  
33 wrecker, ~~or~~ road and bridge maintenance or construction vehicle, or  
34 disabled motor vehicle except when otherwise directed by a  
35 law enforcement officer. If such movement cannot be safely  
36 accomplished, the driver shall reduce speed as provided in  
37 subparagraph 2.

38 2. Shall slow to a speed that is 20 miles per hour less

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39 than the posted speed limit when the posted speed limit is 25  
40 miles per hour or greater; or travel at 5 miles per hour when  
41 the posted speed limit is 20 miles per hour or less, when  
42 driving on a two-lane road, except when otherwise directed by a  
43 law enforcement officer.

44 (6) A violation of this section is a noncriminal traffic  
45 infraction, punishable pursuant to chapter 318 as either a  
46 moving violation for infractions of subsection (1) or subsection  
47 (3), or as a pedestrian violation for infractions of subsection  
48 (2).

49 Section 2. Effective January 1, 2024, for the purpose of  
50 incorporating the amendment made by this act to section 316.126,  
51 Florida Statutes, in a reference thereto, paragraph (d) of  
52 subsection (2) of section 318.18, Florida Statutes, is reenacted  
53 to read:

54 318.18 Amount of penalties.—The penalties required for a  
55 noncriminal disposition pursuant to s. 318.14 or a criminal  
56 offense listed in s. 318.17 are as follows:

57 (2) Thirty dollars for all nonmoving traffic violations  
58 and:

59 (d) For all violations of s. 316.126(1)(b), unless  
60 otherwise specified.

61 Section 3. Section 316.83, Florida Statutes, is created to  
62 read:

63 316.83 Autonomous vehicle grading standards for roads on

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64 State Highway System.—The Department of Transportation shall  
65 coordinate with federal, regional, and local partners, as well  
66 as industry representatives, to establish standards by which  
67 roads on the State Highway System shall be graded according to  
68 their compatibility with the operation of autonomous vehicles.  
69 In establishing such standards, the department shall consider  
70 factors including, but not limited to, the structural adequacy  
71 and safety of each road and the particular challenges that the  
72 overall driving environment of each road may present to a fully  
73 autonomous vehicle operating with the automated driving system  
74 engaged. Autonomous vehicle grading standards established  
75 pursuant to this section shall be incorporated into standards  
76 for transportation projects involving the construction of new  
77 roads or maintenance of existing roads on the State Highway  
78 System.

79 Section 4. Subsection (2) of section 333.03, Florida  
80 Statutes, is amended to read:

81 333.03 Requirement to adopt airport zoning regulations.—

82 (2) In the manner provided in subsection (1), political  
83 subdivisions shall adopt, administer, and enforce airport land  
84 use compatibility zoning regulations. Airport land use  
85 compatibility zoning regulations shall, at a minimum, consider  
86 ~~address~~ the following:

87 (a) The prohibition of new landfills and the restriction  
88 of existing landfills within the following areas:

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89 1. Within 10,000 feet from the nearest point of any runway  
90 used or planned to be used by turbine aircraft.

91 2. Within 5,000 feet from the nearest point of any runway  
92 used by only nonturbine aircraft.

93 3. Outside the perimeters defined in subparagraphs 1. and  
94 2., but still within the lateral limits of the civil airport  
95 imaginary surfaces defined in 14 C.F.R. s. 77.19. Case-by-case  
96 review of such landfills is advised.

97 (b) Where any landfill is located and constructed in a  
98 manner that attracts or sustains hazardous bird movements from  
99 feeding, water, or roosting areas into, or across, the runways  
100 or approach and departure patterns of aircraft. The landfill  
101 operator must incorporate bird management techniques or other  
102 practices to minimize bird hazards to airborne aircraft.

103 (c) Where an airport authority or other governing body  
104 operating a public-use airport has conducted a noise study in  
105 accordance with 14 C.F.R. part 150, or where a public-use  
106 airport owner has established noise contours pursuant to another  
107 public study accepted ~~approved~~ by the Federal Aviation  
108 Administration, the prohibition of incompatible uses, as  
109 established in the noise study in 14 C.F.R. part 150, Appendix A  
110 or as a part of an alternative Federal Aviation Administration-  
111 accepted ~~Administration-approved~~ public study, within the noise  
112 contours established by any of these studies, except if such  
113 uses are specifically contemplated by such study with

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114 appropriate mitigation or similar techniques described in the  
115 study.

116 (d) Where an airport authority or other governing body  
117 operating a public-use airport has not conducted a noise study,  
118 the mitigation ~~prohibition~~ of potential incompatible uses  
119 associated with residential construction and any educational  
120 facility, with the exception of aviation school facilities,  
121 within an area contiguous to the airport measuring one-half the  
122 length of the longest runway on either side of and at the end of  
123 each runway centerline.

124 (e) The restriction of new incompatible uses, activities,  
125 or substantial modifications to existing incompatible uses  
126 within runway protection zones.

127 Section 5. Subsection (35) of section 334.044, Florida  
128 Statutes, is amended to read:

129 334.044 Powers and duties of the department.—The  
130 department shall have the following general powers and duties:

131 (35) To provide a ~~road and bridge~~ construction workforce  
132 development program, in consultation with affected stakeholders,  
133 for delivery ~~construction~~ of projects designated in the  
134 department's work program.

135 Section 6. Section 334.066, Florida Statutes, is created  
136 to read:

137 334.066 Implementing Solutions from Transportation  
138 Research and Evaluating Emerging Technologies Living Lab.—

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139       (1) The Implementing Solutions from Transportation  
140 Research and Evaluating Emerging Technologies Living Lab (I-  
141 STREET) is established within the University of Florida.

142       (2) At a minimum, I-STREET shall:

143       (a) Conduct and facilitate research on issues related to  
144 innovative transportation mobility and safety technology  
145 development and deployment in this state and serve as an  
146 information exchange and depository for the most current  
147 information pertaining to transportation research, education,  
148 workforce development, and related issues.

149       (b) Be a continuing resource for the Legislature, the  
150 department, local governments, the nation's metropolitan  
151 regions, and the private sector in the area of transportation  
152 and related research.

153       (c) Promote intercampus transportation and related  
154 research activities among Florida universities to enhance the  
155 ability of these universities to attract federal and private  
156 sector funding for transportation and related research.

157       (d) Provide by July 1, 2024, and each July 1 thereafter,  
158 to the Governor, the President of the Senate, and the Speaker of  
159 the House of Representatives a comprehensive report that  
160 outlines its clearly defined goals and its efforts and progress  
161 on reaching those goals.

162       (3) An advisory board shall be created to periodically  
163 review and advise I-STREET concerning its research program. The

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- 164 board shall consist of nine members with expertise in  
165 transportation-related areas, as follows:
- 166 (a) A member appointed by the President of the Senate.
  - 167 (b) A member appointed by the Speaker of the House of  
168 Representatives.
  - 169 (c) The Secretary of Transportation or his or her  
170 designee.
  - 171 (d) The Secretary of Economic Opportunity or his or her  
172 designee.
  - 173 (e) A member of the Florida Transportation Commission.
  - 174 (f) Four members nominated by the University of Florida's  
175 College of Engineering and approved by the university's  
176 president. The College of Engineering's nominees may include  
177 representatives of the University of Florida, other academic and  
178 research institutions, or private entities.

179 Section 7. Section 334.179, Florida Statutes, is amended  
180 to read:

181 334.179 Department standards or specifications for  
182 permissible use of aggregates; misrepresentation of  
183 certification.—

184 (1) Notwithstanding any law, rule, or ordinance to the  
185 contrary, a local government may not adopt standards or  
186 specifications that are contrary to the department standards or  
187 specifications for permissible use of aggregates that have been  
188 certified for use. For purposes of this section, the term

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189 "certified for use" means that the aggregates have been  
190 certified by the producer in compliance ~~accordance~~ with  
191 department rules adopted pursuant to s. 334.044(10)(d). This  
192 section does not apply to a multicounty independent special  
193 district created by a special act of the Legislature.

194 (2) A producer may not represent that an aggregate is  
195 certified for use unless such aggregate is in compliance with  
196 department rules adopted pursuant to s. 334.044(10)(d).

197 Section 8. Section 334.181, Florida Statutes, is created  
198 to read:

199 334.181 Electronic proof of delivery.—Notwithstanding any  
200 law, rule, or ordinance to the contrary, a local governmental  
201 entity must accept an electronic proof of delivery as an  
202 official record for a material delivery on the local  
203 governmental entity's transportation project.

204 Section 9. Subsections (15) and (16) of section 337.11,  
205 Florida Statutes, are renumbered as subsections (18) and (19),  
206 respectively, and new subsections (15), (16), and (17) are added  
207 to that section to read:

208 337.11 Contracting authority of department; bids;  
209 emergency repairs, supplemental agreements, and change orders;  
210 combined design and construction contracts; progress payments;  
211 records; requirements of vehicle registration.—

212 (15) Each contract let by the department for performance  
213 of bridge construction or maintenance over navigable waters must

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214 contain a provision requiring marine general liability  
215 insurance, in an amount to be determined by the department,  
216 which covers third-party personal injury and property damage  
217 caused by vessels used by the contractor in the performance of  
218 the work.

219 (16) The department shall implement strategies to reduce  
220 the cost of all project phases, including design, construction,  
221 and inspection, while ensuring that the design and construction  
222 of projects meet applicable federal and state standards. The  
223 department shall make a record of such strategies and the  
224 projected savings related thereto.

225 (17) The department may share a portion of the  
226 construction cost savings realized due to a change in the  
227 construction contract design and scope, initiated after  
228 execution of the contract, with a design services consultant or  
229 a construction engineering and inspection services consultant to  
230 the extent that the consultant's input and involvement  
231 contributed to such savings. The amount paid to a consultant  
232 pursuant to this subsection may not exceed 10 percent of the  
233 construction cost savings realized.

234 Section 10. Subsection (1) of section 337.1101, Florida  
235 Statutes, is amended to read:

236 337.1101 Contracting and procurement authority of the  
237 department; settlements; notification required.—

238 (1) When the department, or any entity or enterprise

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239 within the department, determines that it is in the best  
240 interest of the public to resolve a protest filed in accordance  
241 with s. 120.57(3) of the award of a contract being procured  
242 pursuant to s. 337.11 or related to the purchase of personal  
243 property or contractual services being procured pursuant to s.  
244 287.057, through a settlement that requires the department to  
245 pay a nonselected responsive bidder a total sum of \$1 million or  
246 more, including any amount paid pursuant to s. 334.049, any  
247 amount paid pursuant to s. 337.11(8) which is not included in  
248 the department's work program approved by the Legislature as  
249 part of the General Appropriations Act, or any amount paid  
250 pursuant to any other law, the department must:

251 (a) Document in a written memorandum by the secretary the  
252 specific reasons that such settlement and payment to a  
253 nonselected responsive bidder is in the best interest of the  
254 state. The written memorandum must be included and maintained in  
255 the department's permanent files concerning the procurement and  
256 must include:

257 1. A description of the property rights, patent rights,  
258 copyrights, trademarks, or the engineering design or other  
259 design work that the department will acquire or retain as a  
260 result of such settlement; and

261 2. The specific appropriation in the existing General  
262 Appropriations Act which the department intends to use to  
263 provide such payment.

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264 (b) Provide prior written notification to the President of  
265 the Senate, the Speaker of the House of Representatives, the  
266 Senate and House of Representatives minority leaders, the chair  
267 and vice chair of the Legislative Budget Commission, and the  
268 Attorney General at least 5 business days, or as soon thereafter  
269 as practicable, before the department makes the settlement  
270 agreement final. Such written notification must include the  
271 written memorandum required pursuant to paragraph (a).

272 (c) Provide, at the time settlement discussions regarding  
273 any such payment have begun in earnest, written notification of  
274 such discussions to the President of the Senate, the Speaker of  
275 the House of Representatives, the Senate and House of  
276 Representatives minority leaders, the chair and vice chair of  
277 the Legislative Budget Commission, and the Attorney General.

278 Section 11. Subsections (1) and (4) of section 337.14,  
279 Florida Statutes, are amended to read:

280 337.14 Application for qualification; certificate of  
281 qualification; restrictions; request for hearing.—

282 (1) Any contractor desiring to bid for the performance of  
283 any construction contract in excess of \$250,000 which the  
284 department proposes to let must first be certified by the  
285 department as qualified pursuant to this section and rules of  
286 the department. The rules of the department must address the  
287 qualification of contractors to bid on construction contracts in  
288 excess of \$250,000 and must include requirements with respect to

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289 the equipment, past record, experience, financial resources, and  
290 organizational personnel of the applying contractor which are  
291 necessary to perform the specific class of work for which the  
292 contractor seeks certification. Any contractor who desires to  
293 bid on contracts in excess of \$50 million and who is not  
294 qualified and in good standing with the department as of January  
295 1, 2019, must first be certified by the department as qualified  
296 and must have satisfactorily completed two projects, each in  
297 excess of \$15 million, for the department or for any other state  
298 department of transportation. The department may limit the  
299 dollar amount of any contract upon which a contractor is  
300 qualified to bid or the aggregate total dollar volume of  
301 contracts such contractor is allowed to have under contract at  
302 any one time. Each applying contractor seeking qualification to  
303 bid on construction contracts in excess of \$250,000 shall  
304 furnish the department a statement under oath, on such forms as  
305 the department may prescribe, setting forth detailed information  
306 as required on the application. Each application for  
307 certification must be accompanied by audited, certified  
308 financial statements prepared in accordance with generally  
309 accepted accounting principles and auditing standards by a  
310 certified public accountant licensed in this state or another  
311 state. The audited, certified financial statements must be for  
312 the applying contractor and must have been prepared within the  
313 immediately preceding 12 months. The department may not consider

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314 any financial information of the parent entity of the applying  
315 contractor, if any. The department may not certify as qualified  
316 any applying contractor who fails to submit the audited,  
317 certified financial statements required by this subsection. If  
318 the application or the annual financial statement shows the  
319 financial condition of the applying contractor more than 4  
320 months before the date on which the application is received by  
321 the department, the applicant must also submit interim audited,  
322 certified financial statements prepared in accordance with  
323 generally accepted accounting principles and auditing standards  
324 by a certified public accountant licensed in this state or  
325 another state. The interim financial statements must cover the  
326 period from the end date of the annual statement and must show  
327 the financial condition of the applying contractor no more than  
328 4 months before the date that the interim financial statements  
329 are received by the department. However, upon the request of the  
330 applying contractor, an application and accompanying annual or  
331 interim financial statement received by the department within 15  
332 days after either 4-month period under this subsection shall be  
333 considered timely. An applying contractor desiring to bid  
334 exclusively for the performance of construction contracts with  
335 proposed budget estimates of less than \$2 ~~\$1~~ million may submit  
336 reviewed annual or reviewed interim financial statements  
337 prepared by a certified public accountant. The information  
338 required by this subsection is confidential and exempt from s.

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339 119.07(1). The department shall act upon the application for  
340 qualification within 30 days after the department determines  
341 that the application is complete. The department may waive the  
342 requirements of this subsection for projects having a contract  
343 price of \$500,000 or less if the department determines that the  
344 project is of a noncritical nature and the waiver will not  
345 endanger public health, safety, or property.

346 (4) If the applicant is found to possess the prescribed  
347 qualifications, the department shall issue to him or her a  
348 certificate of qualification that, unless thereafter revoked by  
349 the department for good cause, will be valid for a period of 18  
350 months after the date of the applicant's financial statement or  
351 such shorter period as the department prescribes. Submission of  
352 an application does ~~and subsequent approval do~~ not affect  
353 expiration of the certificate of qualification, ~~the ability~~  
354 ~~factor of the applicant, or the maximum capacity rating of the~~  
355 ~~applicant.~~ An applicant may submit a written request with a  
356 timely submitted application to keep an existing certificate of  
357 qualification in place until the expiration date. If the request  
358 is approved by the department, the current maximum capacity  
359 rating of the applicant must remain in place until expiration of  
360 the current certificate of qualification. If the department  
361 finds that an application is incomplete or contains inadequate  
362 information or information that cannot be verified, the  
363 department may request in writing that the applicant provide the

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364 necessary information to complete the application or provide the  
365 source from which any information in the application may be  
366 verified. If the applicant fails to comply with the initial  
367 written request within a reasonable period of time as specified  
368 therein, the department shall request the information a second  
369 time. If the applicant fails to comply with the second request  
370 within a reasonable period of time as specified therein, the  
371 application shall be denied.

372 Section 12. Subsection (2) of section 337.168, Florida  
373 Statutes, is amended to read:

374 337.168 Confidentiality of official estimates, ~~identities~~  
375 ~~of potential bidders,~~ and bid analysis and monitoring system.-

376 ~~(2) A document that reveals the identity of a person who~~  
377 ~~has requested or obtained a bid package, plan, or specifications~~  
378 ~~pertaining to any project to be let by the department is~~  
379 ~~confidential and exempt from the provisions of s. 119.07(1) for~~  
380 ~~the period that begins 2 working days before the deadline for~~  
381 ~~obtaining bid packages, plans, or specifications and ends with~~  
382 ~~the letting of the bid. A document that reveals the identity of~~  
383 ~~a person who has requested or obtained a bid package, plan, or~~  
384 ~~specifications pertaining to any project to be let by the~~  
385 ~~department before the 2 working days before the deadline for~~  
386 ~~obtaining bid packages, plans, or specifications remains a~~  
387 ~~public record subject to s. 119.07(1).~~

388 Section 13. Subsection (3) of section 337.408, Florida

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389 Statutes, is amended to read:

390 337.408 Regulation of bus stops, benches, transit  
391 shelters, street light poles, waste disposal receptacles, and  
392 modular news racks within rights-of-way.-

393 (3) Modular news racks, including advertising thereon, may  
394 be located within the right-of-way limits of any municipal,  
395 county, or state road, except a limited access highway, if  
396 ~~provided~~ the municipal government within whose incorporated  
397 limits such racks are installed or the county government within  
398 whose unincorporated limits such racks are installed has passed  
399 an ordinance regulating the placement of modular news racks  
400 within the right-of-way and has authorized a qualified private  
401 supplier of modular news racks to provide such service. The  
402 modular news rack or advertising thereon may ~~shall~~ not exceed a  
403 height of 105 ~~56~~ inches or a total advertising space of 56  
404 square feet. No later than 45 days before ~~prior to~~ installation  
405 of modular news racks, the private supplier must ~~shall~~ provide a  
406 map of proposed locations and typical installation plans to the  
407 department for approval. If the department does not respond  
408 within 45 days after receipt of the submitted plans,  
409 installation may proceed.

410 Section 14. Paragraph (a) of subsection (1) of section  
411 338.223, Florida Statutes, is amended to read:

412 338.223 Proposed turnpike projects.-

413 (1) (a) Any proposed project to be constructed or acquired

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414 as part of the turnpike system and any turnpike improvement  
415 shall be included in the tentative work program. A proposed  
416 project or group of proposed projects may not be added to the  
417 turnpike system unless such project or projects are determined  
418 to be economically feasible and a statement of environmental  
419 feasibility has been completed for such project or projects and  
420 such projects are determined to be consistent, to the maximum  
421 extent feasible, with approved local government comprehensive  
422 plans of the local governments in which such projects are  
423 located. The department may authorize engineering studies,  
424 traffic studies, environmental studies, and other expert studies  
425 of the location, costs, economic feasibility, and practicality  
426 of proposed turnpike projects throughout the state and may  
427 proceed with the design phase of such projects. ~~The department~~  
428 ~~may not request legislative approval of a proposed turnpike~~  
429 ~~project until the design phase of that project is at least 30~~  
430 ~~percent complete.~~ If a proposed project or group of proposed  
431 projects is found to be economically feasible, consistent, to  
432 the maximum extent feasible, with approved local government  
433 comprehensive plans of the local governments in which such  
434 projects are located, and a favorable statement of environmental  
435 feasibility has been completed, the department, with the  
436 approval of the Legislature, shall, after the receipt of all  
437 necessary permits, construct, maintain, and operate such  
438 turnpike projects.

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439 Section 15. Paragraph (a) of subsection (2), subsection  
440 (6), paragraphs (a) and (b) of subsection (7), paragraphs (a)  
441 and (c) of subsection (8), and paragraph (c) of subsection (11)  
442 of section 339.175, Florida Statutes, are amended, and paragraph  
443 (d) is added to subsection (11) of that section, to read:

444 339.175 Metropolitan planning organization.—

445 (2) DESIGNATION.—

446 (a)1. An M.P.O. shall be designated for each urbanized  
447 area of the state; however, this does not require that an  
448 individual M.P.O. be designated for each such area. Such  
449 designation shall be accomplished by agreement between the  
450 Governor and units of general-purpose local government  
451 representing at least 75 percent of the population of the  
452 urbanized area; however, the unit of general-purpose local  
453 government that represents the central city or cities within the  
454 M.P.O. jurisdiction, as defined by the United States Bureau of  
455 the Census, must be a party to such agreement.

456 2. To the extent possible, only one M.P.O. shall be  
457 designated for each urbanized area or group of contiguous  
458 urbanized areas. More than one M.P.O. may be designated within  
459 an existing urbanized area only if the Governor and the existing  
460 M.P.O. determine that the size and complexity of the existing  
461 urbanized area makes the designation of more than one M.P.O. for  
462 the area appropriate, in which case each M.P.O. designated for  
463 the area must:

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464 a. Consult with every other M.P.O. designated for the  
465 urbanized area and the state to coordinate plans and  
466 transportation improvement programs.

467 b. Ensure, to the maximum extent practicable, the  
468 consistency of data used in the planning process, including data  
469 used in forecasting travel demand within the urbanized area.

470  
471 Each M.P.O. required under this section must be fully operative  
472 no later than 6 months following its designation.

473 (6) POWERS, DUTIES, AND RESPONSIBILITIES.—The powers,  
474 privileges, and authority of an M.P.O. are those specified in  
475 this section or incorporated in an interlocal agreement  
476 authorized under s. 163.01. Each M.P.O. shall perform all acts  
477 required by federal or state laws or rules, now and subsequently  
478 applicable, which are necessary to qualify for federal aid. It  
479 is the intent of this section that each M.P.O. ~~shall~~ be involved  
480 in the planning and programming of transportation facilities,  
481 including, but not limited to, airports, intercity and high-  
482 speed rail lines, seaports, and intermodal facilities, to the  
483 extent permitted by state or federal law. An M.P.O. may not  
484 perform project production or delivery for capital improvement  
485 projects on the State Highway System.

486 (a) Each M.P.O. shall, in cooperation with the department,  
487 develop:

488 1. A long-range transportation plan pursuant to the

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- 489 requirements of subsection (7) ~~.†~~
- 490 2. An annually updated transportation improvement program  
491 pursuant to the requirements of subsection (8) ~~.†~~ ~~and~~
- 492 3. An annual unified planning work program pursuant to the  
493 requirements of subsection (9).
- 494 (b) In developing the long-range transportation plan and  
495 the transportation improvement program required under paragraph  
496 (a), each M.P.O. shall provide for consideration of projects and  
497 strategies that will:
- 498 1. Support the economic vitality of the contiguous  
499 urbanized metropolitan area, especially by enabling global  
500 competitiveness, productivity, and efficiency. ~~.†~~
- 501 2. Increase the safety and security of the transportation  
502 system for motorized and nonmotorized users. ~~.†~~
- 503 3. Increase the accessibility and mobility options  
504 available to people and for freight. ~~.†~~
- 505 4. Protect and enhance the environment, promote energy  
506 conservation, and improve quality of life. ~~.†~~
- 507 5. Enhance the integration and connectivity of the  
508 transportation system, across and between modes and contiguous  
509 urbanized metropolitan areas, for people and freight. ~~.†~~
- 510 6. Promote efficient system management and operation. ~~.†~~ ~~and~~
- 511 7. Emphasize the preservation of the existing  
512 transportation system.
- 513 8. Improve the resilience of transportation

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514 infrastructure.

515 (c) In order to provide recommendations to the department  
516 and local governmental entities regarding transportation plans  
517 and programs, each M.P.O. shall:

518 1. Prepare a congestion management system for the  
519 contiguous urbanized metropolitan area and cooperate with the  
520 department in the development of all other transportation  
521 management systems required by state or federal law.~~†~~

522 2. Assist the department in mapping transportation  
523 planning boundaries required by state or federal law.~~†~~

524 3. Assist the department in performing its duties relating  
525 to access management, functional classification of roads, and  
526 data collection.~~†~~

527 4. Execute all agreements or certifications necessary to  
528 comply with applicable state or federal law.~~†~~

529 5. Represent all the jurisdictional areas within the  
530 metropolitan area in the formulation of transportation plans and  
531 programs required by this section.~~†~~ ~~and~~

532 6. Perform all other duties required by state or federal  
533 law.

534 (d) Each M.P.O. shall appoint a technical advisory  
535 committee, the members of which shall serve at the pleasure of  
536 the M.P.O. The membership of the technical advisory committee  
537 must include, whenever possible, planners; engineers;  
538 representatives of local aviation authorities, intermodal

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539 logistics centers, port authorities, and public transit  
540 authorities or representatives of aviation departments, seaport  
541 departments, and public transit departments of municipal or  
542 county governments, as applicable; the school superintendent of  
543 each county within the jurisdiction of the M.P.O. or the  
544 superintendent's designee; and other appropriate representatives  
545 of affected local governments. For each M.P.O. the voting  
546 membership of which is governed by paragraph (3) (a), when  
547 selecting the membership of the technical advisory committee,  
548 the M.P.O. must consider the proportional representation of the  
549 area's population. In addition to any other duties assigned to  
550 it by the M.P.O. or by state or federal law, the technical  
551 advisory committee is responsible for considering safe access to  
552 schools in its review of transportation project priorities,  
553 long-range transportation plans, and transportation improvement  
554 programs, and shall advise the M.P.O. on such matters. In  
555 addition, the technical advisory committee shall coordinate its  
556 actions with local school boards and other local programs and  
557 organizations within the metropolitan area which participate in  
558 school safety activities, such as locally established community  
559 traffic safety teams. Local school boards must provide the  
560 appropriate M.P.O. with information concerning future school  
561 sites and in the coordination of transportation service.

562 (e)1. Each M.P.O. shall appoint a citizens' advisory  
563 committee, the members of which serve at the pleasure of the

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564 M.P.O. The membership on the citizens' advisory committee must  
565 reflect a broad cross-section of local residents with an  
566 interest in the development of an efficient, safe, and cost-  
567 effective transportation system. Minorities, the elderly, and  
568 the handicapped must be adequately represented.

569 2. Notwithstanding ~~the provisions of~~ subparagraph 1., an  
570 M.P.O. may, with the approval of the department and the  
571 applicable federal governmental agency, adopt an alternative  
572 program or mechanism to ensure citizen involvement in the  
573 transportation planning process.

574 (f) The department shall allocate to each M.P.O., for the  
575 purpose of accomplishing its transportation planning and  
576 programming duties, an appropriate amount of federal  
577 transportation planning funds.

578 (g) Each M.P.O. shall have an executive or staff director  
579 who reports directly to the M.P.O. governing board for all  
580 matters regarding the administration and operation of the M.P.O.  
581 and any additional personnel as deemed necessary. The executive  
582 director and any additional personnel may be employed either by  
583 an M.P.O. or by another governmental entity, such as a county,  
584 city, or regional planning council, that has a staff services  
585 agreement signed and in effect with the M.P.O. Each M.P.O. may  
586 enter into contracts with local or state agencies, private  
587 planning firms, private engineering firms, or other public or  
588 private entities to accomplish its transportation planning and

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589 programming duties and administrative functions.

590 (h) In order to enhance their knowledge, effectiveness,  
591 and participation in the urbanized area transportation planning  
592 process, each M.P.O. shall provide training opportunities and  
593 training funds specifically for local elected officials and  
594 others who serve on an M.P.O. The training opportunities may be  
595 conducted by an individual M.P.O. or through statewide and  
596 federal training programs and initiatives that are specifically  
597 designed to meet the needs of M.P.O. board members.

598 (i) By December 31, 2023, There is created the Chairs  
599 Coordinating Committee, composed of the M.P.O.'s serving Citrus,  
600 Hernando, Hillsborough, Manatee, Pasco, and Pinellas, Polk, and  
601 Sarasota Counties must submit a feasibility report to the  
602 Governor, the President of the Senate, and the Speaker of the  
603 House of Representatives exploring the benefits, costs, and  
604 process of consolidation into a single M.P.O. serving the  
605 contiguous urbanized area, the goal of which would be to. ~~The~~  
606 ~~committee must, at a minimum:~~

607 1. Coordinate transportation projects deemed to be  
608 regionally significant ~~by the committee.~~

609 2. Review the impact of regionally significant land use  
610 decisions on the region.

611 3. Review all proposed regionally significant  
612 transportation projects in the ~~respective~~ transportation  
613 improvement programs ~~which affect more than one of the M.P.O.'s~~

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614 ~~represented on the committee.~~

615 ~~4. Institute a conflict resolution process to address any~~  
616 ~~conflict that may arise in the planning and programming of such~~  
617 ~~regionally significant projects.~~

618 (j)1. ~~The Legislature finds that the state's rapid growth~~  
619 ~~in recent decades has caused many urbanized areas subject to~~  
620 ~~M.P.O. jurisdiction to become contiguous to each other. As a~~  
621 ~~result, various transportation projects may cross from the~~  
622 ~~jurisdiction of one M.P.O. into the jurisdiction of another~~  
623 ~~M.P.O.~~ To more fully accomplish the purposes for which M.P.O.'s  
624 have been mandated, M.P.O.'s shall develop coordination  
625 mechanisms with one another to expand and improve transportation  
626 within the state. The appropriate method of coordination between  
627 M.P.O.'s shall vary depending upon the project involved and  
628 given local and regional needs. Consequently, it is appropriate  
629 to set forth a flexible methodology that can be used by M.P.O.'s  
630 to coordinate with other M.P.O.'s and appropriate political  
631 subdivisions as circumstances demand.

632 2. Any M.P.O. may join with any other M.P.O. or any  
633 individual political subdivision to coordinate activities or to  
634 achieve any federal or state transportation planning or  
635 development goals or purposes consistent with federal or state  
636 law. When an M.P.O. determines that it is appropriate to join  
637 with another M.P.O. or any political subdivision to coordinate  
638 activities, the M.P.O. or political subdivision shall enter into

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639 an interlocal agreement pursuant to s. 163.01, which, at a  
640 minimum, creates a separate legal or administrative entity to  
641 coordinate the transportation planning or development activities  
642 required to achieve the goal or purpose; provides the purpose  
643 for which the entity is created; provides the duration of the  
644 agreement and the entity and specifies how the agreement may be  
645 terminated, modified, or rescinded; describes the precise  
646 organization of the entity, including who has voting rights on  
647 the governing board, whether alternative voting members are  
648 provided for, how voting members are appointed, and what the  
649 relative voting strength is for each constituent M.P.O. or  
650 political subdivision; provides the manner in which the parties  
651 to the agreement will provide for the financial support of the  
652 entity and payment of costs and expenses of the entity; provides  
653 the manner in which funds may be paid to and disbursed from the  
654 entity; and provides how members of the entity will resolve  
655 disagreements regarding interpretation of the interlocal  
656 agreement or disputes relating to the operation of the entity.  
657 Such interlocal agreement shall become effective upon its  
658 recordation in the official public records of each county in  
659 which a member of the entity created by the interlocal agreement  
660 has a voting member. Multiple ~~This paragraph does not require~~  
661 ~~any~~ M.P.O.'s may ~~to~~ merge, combine, or otherwise join together  
662 as a single M.P.O.

663 (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must

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664 develop a long-range transportation plan that addresses at least  
665 a 20-year planning horizon. The plan must include both long-  
666 range and short-range strategies and must comply with all other  
667 state and federal requirements. The prevailing principles to be  
668 considered in the long-range transportation plan are: preserving  
669 the existing transportation infrastructure; enhancing Florida's  
670 economic competitiveness; and improving travel choices to ensure  
671 mobility. The long-range transportation plan must be consistent,  
672 to the maximum extent feasible, with future land use elements  
673 and the goals, objectives, and policies of the approved local  
674 government comprehensive plans of the units of local government  
675 located within the jurisdiction of the M.P.O. Each M.P.O. is  
676 encouraged to consider strategies that integrate transportation  
677 and land use planning to provide for sustainable development and  
678 reduce greenhouse gas emissions. The approved long-range  
679 transportation plan must be considered by local governments in  
680 the development of the transportation elements in local  
681 government comprehensive plans and any amendments thereto. The  
682 long-range transportation plan must, at a minimum:

683 (a) Identify transportation facilities, including, but not  
684 limited to, major roadways, airports, seaports, spaceports,  
685 commuter rail systems, transit systems, and intermodal or  
686 multimodal terminals that will function as an integrated  
687 metropolitan transportation system. The long-range  
688 transportation plan must give emphasis to those transportation

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689 facilities that serve national, statewide, or regional  
690 functions, and must consider the goals and objectives identified  
691 in the Florida Transportation Plan as provided in s. 339.155. If  
692 a project is located within the boundaries of more than one  
693 M.P.O., the M.P.O.'s must coordinate plans regarding the project  
694 in the long-range transportation plan. Multiple M.P.O.'s within  
695 a contiguous urbanized area must coordinate the development of  
696 long-range transportation plans to be reviewed by the  
697 Metropolitan Planning Organization Advisory Council.

698 (b) Include a financial plan that demonstrates how the  
699 plan can be implemented, indicating resources from public and  
700 private sources which are reasonably expected to be available to  
701 carry out the plan, and recommends any additional financing  
702 strategies for needed projects and programs. The financial plan  
703 may include, for illustrative purposes, additional projects that  
704 would be included in the adopted long-range transportation plan  
705 if reasonable additional resources beyond those identified in  
706 the financial plan were available. For the purpose of developing  
707 the long-range transportation plan, the M.P.O. and the  
708 department shall cooperatively develop estimates of funds that  
709 will be available to support the plan implementation. Innovative  
710 financing techniques may be used to fund needed projects and  
711 programs. Such techniques may include the assessment of tolls,  
712 the use of value capture financing, or the use of value pricing.  
713 Multiple M.P.O.'s within a contiguous urbanized area must

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714 ensure, to the maximum extent possible, the consistency of data  
715 used in the planning process.

716  
717 In the development of its long-range transportation plan, each  
718 M.P.O. must provide the public, affected public agencies,  
719 representatives of transportation agency employees, freight  
720 shippers, providers of freight transportation services, private  
721 providers of transportation, representatives of users of public  
722 transit, and other interested parties with a reasonable  
723 opportunity to comment on the long-range transportation plan.  
724 The long-range transportation plan must be approved by the  
725 M.P.O.

726 (8) TRANSPORTATION IMPROVEMENT PROGRAM.—Each M.P.O. shall,  
727 in cooperation with the state and affected public transportation  
728 operators, develop a transportation improvement program for the  
729 area within the jurisdiction of the M.P.O. In the development of  
730 the transportation improvement program, each M.P.O. must provide  
731 the public, affected public agencies, representatives of  
732 transportation agency employees, freight shippers, providers of  
733 freight transportation services, private providers of  
734 transportation, representatives of users of public transit, and  
735 other interested parties with a reasonable opportunity to  
736 comment on the proposed transportation improvement program.

737 (a) Each M.P.O. is responsible for developing, annually, a  
738 list of project priorities and a transportation improvement

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739 program. The prevailing principles to be considered by each  
740 M.P.O. when developing a list of project priorities and a  
741 transportation improvement program are: preserving the existing  
742 transportation infrastructure; enhancing Florida's economic  
743 competitiveness; and improving travel choices to ensure safety  
744 and mobility. The transportation improvement program will be  
745 used to initiate federally aided transportation facilities and  
746 improvements as well as other transportation facilities and  
747 improvements including transit, rail, aviation, spaceport, and  
748 port facilities to be funded from the State Transportation Trust  
749 Fund within its metropolitan area in accordance with existing  
750 and subsequent federal and state laws and rules and regulations  
751 related thereto. The transportation improvement program shall be  
752 consistent, to the maximum extent feasible, with the approved  
753 local government comprehensive plans of the units of local  
754 government whose boundaries are within the metropolitan area of  
755 the M.P.O. and include those projects programmed pursuant to s.  
756 339.2819(4). Multiple M.P.O.'s within a contiguous urbanized  
757 area must coordinate transportation improvement programs.

758 (c) The transportation improvement program must, at a  
759 minimum:

760 1. Include projects and project phases to be funded with  
761 state or federal funds within the time period of the  
762 transportation improvement program and which are recommended for  
763 advancement during the next fiscal year and 4 subsequent fiscal

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764 years. Such projects and project phases must be consistent, to  
765 the maximum extent feasible, with the approved local government  
766 comprehensive plans of the units of local government located  
767 within the jurisdiction of the M.P.O. For informational  
768 purposes, the transportation improvement program shall also  
769 include a list of projects to be funded from local or private  
770 revenues.

771 2. Include projects within the metropolitan area which are  
772 proposed for funding under 23 U.S.C. s. 134 of the Federal  
773 Transit Act and which are consistent with the long-range  
774 transportation plan developed under subsection (7).

775 3. Provide a financial plan that demonstrates how the  
776 transportation improvement program can be implemented; indicates  
777 the resources, both public and private, that are reasonably  
778 expected to be available to accomplish the program; identifies  
779 any innovative financing techniques that may be used to fund  
780 needed projects and programs; and may include, for illustrative  
781 purposes, additional projects that would be included in the  
782 approved transportation improvement program if reasonable  
783 additional resources beyond those identified in the financial  
784 plan were available. Innovative financing techniques may include  
785 the assessment of tolls, the use of value capture financing, or  
786 the use of value pricing. The transportation improvement program  
787 may include a project or project phase only if full funding can  
788 reasonably be anticipated to be available for the project or

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789 project phase within the time period contemplated for completion  
790 of the project or project phase.

791 4. Group projects and project phases of similar urgency  
792 and anticipated staging into appropriate staging periods.

793 5. Indicate how the transportation improvement program  
794 relates to the long-range transportation plan developed under  
795 subsection (7), including providing examples of specific  
796 projects or project phases that further the goals and policies  
797 of the long-range transportation plan.

798 6. Indicate whether any project or project phase is  
799 inconsistent with an approved comprehensive plan of a unit of  
800 local government located within the jurisdiction of the M.P.O.  
801 If a project is inconsistent with an affected comprehensive  
802 plan, the M.P.O. must provide justification for including the  
803 project in the transportation improvement program.

804 7. Indicate how the improvements are consistent, to the  
805 maximum extent feasible, with affected seaport, airport, and  
806 spaceport master plans and with public transit development plans  
807 of the units of local government located within the jurisdiction  
808 of the M.P.O. If a project is located within the boundaries of  
809 more than one M.P.O., the M.P.O.'s must coordinate plans  
810 regarding the project in the transportation improvement program.

811 8. Indicate coordination or alignment with transportation  
812 improvement plans of other M.P.O.'s within the contiguous  
813 urbanized area.

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814 (11) METROPOLITAN PLANNING ORGANIZATION ADVISORY COUNCIL.—

815 (c) The powers and duties of the Metropolitan Planning  
816 Organization Advisory Council are to:

817 ~~1. Enter into contracts with individuals, private~~  
818 ~~corporations, and public agencies.~~

819 ~~2. Acquire, own, operate, maintain, sell, or lease~~  
820 ~~personal property essential for the conduct of business.~~

821 ~~3. Accept funds, grants, assistance, gifts, or bequests~~  
822 ~~from private, local, state, or federal sources.~~

823 ~~1.4.~~ Establish bylaws by action of its governing board  
824 providing procedural rules to guide its proceedings and  
825 consideration of matters before the council, or, alternatively,  
826 adopt rules pursuant to ss. 120.536(1) and 120.54 to implement  
827 provisions of law conferring powers or duties upon it.

828 ~~2.5.~~ Assist M.P.O.'s in carrying out the urbanized area  
829 transportation planning process by serving as the principal  
830 forum for collective policy discussion pursuant to law.

831 ~~3.6.~~ Serve as a clearinghouse for review and comment by  
832 M.P.O.'s on the Florida Transportation Plan and on other issues  
833 required to comply with federal or state law in carrying out the  
834 urbanized area transportation and systematic planning processes  
835 instituted pursuant to s. 339.155. The council must also report  
836 annually to the Florida Transportation Commission on the  
837 alignment of M.P.O. long-range transportation plans with the  
838 Florida Transportation Plan.

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839 ~~4.7.~~ Employ an executive director and such other staff as  
840 necessary to perform adequately the functions of the council,  
841 within budgetary limitations. The executive director and staff  
842 are exempt from part II of chapter 110 and serve at the  
843 direction and control of the council. The council is assigned to  
844 the Office of the Secretary of the Department of Transportation  
845 for fiscal and accountability purposes, but it shall otherwise  
846 function independently of the control and direction of the  
847 department.

848 5. Deliver training on federal and state program  
849 requirements and procedures to M.P.O. board members and staff.

850 ~~6.8.~~ Adopt an agency strategic plan that prioritizes steps  
851 the agency will take to carry out its mission within the context  
852 of the state comprehensive plan and any other statutory mandates  
853 and directives.

854 (d) The Metropolitan Planning Organization Advisory  
855 Council may enter into contracts in accordance with chapter 287  
856 to support the activities described in paragraph (c). Lobbying  
857 and the acceptance of funds, grants, assistance, gifts, or  
858 bequests from private, local, state, or federal sources are  
859 prohibited.

860 Section 16. Section 339.651, Florida Statutes, is created  
861 to read:

862 339.651 Strategic Intermodal System emerging supply chain  
863 demands.-

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864       (1) The Legislature finds that Strategic Intermodal System  
865 components defined in s. 339.62 ensure a multimodal  
866 transportation system; that the Strategic Intermodal System is a  
867 critical network supporting economic activities and the  
868 transport of people and goods; and that the Strategic Intermodal  
869 System is instrumental in the movement of road building  
870 materials for infrastructure investments. The Legislature  
871 further finds that this state's rapid economic and population  
872 growth can compound supply-chain demands on the transportation  
873 system, and the demand for construction aggregate continues to  
874 outpace supply.

875       (2) The department shall specifically address in its  
876 transportation plans, including the Florida Transportation Plan  
877 and the Strategic Intermodal System Plan, movement and storage  
878 of construction aggregate essential for building roadways.

879       (3) The department shall make up to \$20 million available  
880 each year for fiscal years 2024-2029, from existing work program  
881 revenues, to fund projects that meet the public purpose of  
882 providing increased capacity and enhanced capabilities to move  
883 and store construction aggregate. Applicants eligible for  
884 project funding under this section include seaports listed in s.  
885 311.09 and rail lines and rail facilities.

886       (4) When evaluating projects for assistance under this  
887 section, the department must consider criteria including, but  
888 not limited to:

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889 (a) The ability of the project to serve the strategic  
890 state interest of mitigating supply-chain demands for  
891 construction aggregate sufficient to ensure ongoing improvement  
892 of the Strategic Intermodal System and the state's entire  
893 transportation network.

894 (b) The ability of the project to facilitate the cost-  
895 effective and efficient movement and storage of construction  
896 aggregate.

897 (c) The extent to which the project supports the  
898 transportation network.

899 (d) A commitment of a funding match. Projects with such a  
900 commitment shall be prioritized based on the amount of the  
901 commitment and shall be prioritized over projects having no such  
902 commitment.

903 (e) The amount of investment or commitments made by the  
904 owner or developer of the existing or proposed facility that  
905 facilitates or will facilitate the movement and storage of  
906 construction aggregate. Projects shall be prioritized based on  
907 the amount of the investment or commitment and shall be  
908 prioritized over projects having no such commitment.

909 (f) Demonstrated local financial support for or commitment  
910 to the project.

911 (5) The department must give funding priority to projects  
912 creating new supply chains or closing existing supply chain  
913 gaps. The State Transportation Trust Fund may fund up to 100

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914 percent of the cost of a project selected based on the criteria  
915 specified in subsection (4).

916 (6) The department may adopt rules to implement this  
917 section.

918 (7) This section is repealed on July 1, 2029.

919 Section 17. Section 339.84, Florida Statutes, is created  
920 to read:

921 339.84 Workforce development.—Beginning in the 2023-2024  
922 fiscal year and annually thereafter for 5 years, \$5 million  
923 shall be allocated from the State Transportation Trust Fund to  
924 the workforce development program as provided in s. 334.044(35)  
925 to promote career paths in Florida's road and bridge industry.

926 Section 18. Section 354.01, Florida Statutes, is amended  
927 to read:

928 354.01 ~~Appointment of Special officers.—A railroad police~~  
929 ~~officer Upon the application of any railroad or other common~~  
930 ~~carrier doing business in this state, the Governor shall appoint~~  
931 ~~one or more persons who has have met the law enforcement officer~~  
932 ~~qualifications and training requirements of ss. 943.13 and~~  
933 ~~943.135(1) shall be recognized as a special officer s. 943.13 as~~  
934 ~~special officers for the protection and safety of any railroad~~  
935 ~~or other common carrier doing business in this state such~~  
936 ~~carriers; its their~~ passengers and employees; and the property  
937 of such ~~carrier carriers~~, passengers, and employees. A special  
938 officer is not considered a law enforcement officer except for

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939 purposes of ss. 943.085-943.255. ~~However, until the Governor~~  
940 ~~either appoints or rejects the application for appointment of a~~  
941 ~~person as a special officer, the railroad or common carrier may~~  
942 ~~temporarily employ the person as a special officer if he or she~~  
943 ~~complies with the qualifications for employment as a law~~  
944 ~~enforcement officer in s. 943.13. Notwithstanding any other~~  
945 ~~provision of law, a special officer must have the same training~~  
946 ~~as a law enforcement officer in accordance with ss. 943.13 and~~  
947 ~~943.135(1).~~ A Class I, Class II, or Class III railroad shall be  
948 considered an employing agency for purposes of ss. 943.10,  
949 943.13, and 943.135(1), and shall pay all costs associated with  
950 the training and continuing education of employed special  
951 officers.

952 Section 19. Section 354.02, Florida Statutes, is amended  
953 to read:

954 354.02 Powers. ~~Each special officer shall have and~~  
955 ~~exercise~~ Throughout every county in which the common carrier for  
956 which he or she is employed does business, operates, or owns  
957 property, a special officer may arrest a person who has violated  
958 ~~was appointed, shall do business, operate, or own property, the~~  
959 ~~power to make arrests for violation of law on the property of~~  
960 ~~such common carrier, and to arrest persons, whether on or off~~  
961 ~~such carrier's property, violating any law on such carrier's~~  
962 ~~property, whether the arrest occurs on or off such carrier's~~  
963 property, under the same conditions under which a deputy sheriff

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964 ~~sheriffs~~ may by law make arrests, and may ~~shall have authority~~  
965 ~~to~~ carry weapons for the reasonable purpose of his or her office  
966 ~~their offices.~~

967 Section 20. Section 354.05, Florida Statutes, is amended  
968 to read:

969 354.05 Term of office; removal.—The commission of a  
970 special officer ~~officers provided for herein shall be~~  
971 ~~commissioned by the Governor, and their commissions~~ shall  
972 continue so long as he or she is ~~they are~~ employed in such  
973 capacity by the railroad or other common carrier. However, a  
974 special officer may; ~~but they shall be removed by the Governor~~  
975 at any time, in the manner and for the causes provided by law.

976 Section 21. Paragraph (f) of subsection (1) of section  
977 784.07, Florida Statutes, is amended to read:

978 784.07 Assault or battery of law enforcement officers,  
979 firefighters, emergency medical care providers, public transit  
980 employees or agents, or other specified officers;  
981 reclassification of offenses; minimum sentences.—

982 (1) As used in this section, the term:

983 (f) "Railroad special officer" means a person employed by  
984 a Class I, Class II, or Class III railroad ~~and appointed or~~  
985 ~~pending appointment by the Governor~~ pursuant to s. 354.01.

986 Section 22. Subsections (1) and (4) of section 943.10,  
987 Florida Statutes, are amended to read:

988 943.10 Definitions; ss. 943.085-943.255.—The following

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989 words and phrases as used in ss. 943.085-943.255 are defined as  
990 follows:

991 (1) "Law enforcement officer" means any person who is  
992 elected, appointed, or employed full time by any municipality or  
993 the state or any political subdivision thereof; who is vested  
994 with authority to bear arms and make arrests; and whose primary  
995 responsibility is the prevention and detection of crime or the  
996 enforcement of the penal, criminal, traffic, or highway laws of  
997 the state. The term ~~This definition~~ includes all certified  
998 supervisory and command personnel whose duties include, in whole  
999 or in part, the supervision, training, guidance, and management  
1000 responsibilities of full-time law enforcement officers, part-  
1001 time law enforcement officers, or auxiliary law enforcement  
1002 officers but does not include support personnel employed by the  
1003 employing agency. The term also includes a special officer  
1004 employed by a Class I, Class II, or Class III railroad pursuant  
1005 to s. 354.01.

1006 (4) "Employing agency" means any agency or unit of  
1007 government or any municipality or the state or any political  
1008 subdivision thereof, or any agent thereof, which has  
1009 constitutional or statutory authority to employ or appoint  
1010 persons as officers. The term ~~also~~ includes any private entity  
1011 that ~~which~~ has contracted with the state or county for the  
1012 operation and maintenance of a nonjuvenile detention facility.  
1013 The term also includes a Class I, Class II, or Class III

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1014 railroad that employs special officers pursuant to s. 354.01.

1015 Section 23. Except as otherwise expressly provided in this  
1016 act, this act shall take effect July 1, 2023.

1017  
1018 -----

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

1020 Remove everything before the enacting clause and insert:

1021 A bill to be entitled

1022 An act relating to transportation; amending s.  
1023 316.126, F.S.; requiring the driver of a vehicle to  
1024 perform certain actions in the presence of a disabled  
1025 motor vehicle; providing penalties; reenacting s.  
1026 318.18(2)(d), F.S., relating to the amount of certain  
1027 penalties, to incorporate the amendment made to s.  
1028 316.126, F.S., in a reference thereto; creating s.  
1029 316.83, F.S.; requiring the Department of  
1030 Transportation to coordinate with certain entities to  
1031 establish standards by which roads on the State  
1032 Highway System shall be graded according to their  
1033 compatibility with the operation of autonomous  
1034 vehicles; providing factors to be considered by the  
1035 department in establishing such standards; requiring  
1036 established standards to be incorporated into  
1037 standards for certain transportation projects;  
1038 amending s. 333.03, F.S.; requiring political

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1039 subdivisions to consider certain factors in airport  
1040 land use compatibility zoning regulations; authorizing  
1041 certain airport owners to establish noise contours  
1042 pursuant to a specified study accepted by the Federal  
1043 Aviation Administration; authorizing mitigation of  
1044 potential incompatible uses if a noise study has not  
1045 been conducted; amending s. 334.044, F.S.; revising  
1046 the department's powers and duties regarding a  
1047 workforce development program; creating s. 334.066,  
1048 F.S.; establishing the Implementing Solutions from  
1049 Transportation Research and Evaluating Emerging  
1050 Technologies Living Lab (I-STREET) within the  
1051 University of Florida; specifying the duties of I-  
1052 STREET; requiring I-STREET to submit an annual report  
1053 to the Governor and Legislature; requiring the  
1054 creation of a certain advisory board; specifying the  
1055 composition of the board; amending s. 334.179, F.S.;  
1056 limiting certification of aggregate shipments to those  
1057 in compliance with specified rules of the department;  
1058 prohibiting a producer of aggregates from  
1059 misrepresenting certification of aggregates; creating  
1060 s. 334.181, F.S.; requiring a local governmental  
1061 entity to accept an electronic proof of delivery as an  
1062 official record for a material delivery on the local  
1063 governmental entity's transportation project; amending

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1064 s. 337.11, F.S.; requiring certain bridge construction  
1065 or maintenance contracts to require certain marine  
1066 general liability insurance; requiring the department  
1067 to implement strategies to reduce certain costs and to  
1068 make a record of such strategies and projected savings  
1069 related thereto; authorizing the department to share a  
1070 certain portion of construction cost savings with  
1071 certain consultants; amending s. 337.1101, F.S.;  
1072 revising procedures for resolving certain protests  
1073 through settlements requiring the payment of certain  
1074 amounts; amending s. 337.14, F.S.; revising a  
1075 limitation on the amount of a construction contract  
1076 for which a bidder may submit annual or interim  
1077 financial statements prepared by a certified public  
1078 accountant; revising the effect of submission and  
1079 approval of an application for a certificate of  
1080 qualification; authorizing submission of a written  
1081 request to maintain an existing certificate; amending  
1082 s. 337.168, F.S.; deleting an exemption from public  
1083 records requirements for identities of potential  
1084 transportation project bidders; amending s. 337.408,  
1085 F.S.; revising the maximum height of modular news  
1086 racks or advertising thereon; amending s. 338.223,  
1087 F.S.; deleting provisions prohibiting the department  
1088 from requesting legislative approval of a proposed

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1089 | turnpike project until the design phase is partially  
1090 | completed; amending s. 339.175, F.S.; providing  
1091 | requirements for multiple M.P.O.'s designated for a  
1092 | single urbanized area; prohibiting an M.P.O. from  
1093 | performing project production or delivery for certain  
1094 | projects; revising duties of an M.P.O.; revising  
1095 | membership of an M.P.O.'s technical advisory  
1096 | committee; requiring the M.P.O.'s serving certain  
1097 | counties to submit a report to the Governor and  
1098 | Legislature by a specified date; removing obsolete  
1099 | provisions; authorizing multiple M.P.O.'s to merge  
1100 | into a single M.P.O.; requiring multiple M.P.O.'s  
1101 | within a contiguous urbanized area to coordinate plans  
1102 | and transportation improvement programs and ensure  
1103 | consistency of certain data; requiring an M.P.O.'s  
1104 | transportation improvement program to indicate  
1105 | coordination with transportation improvement plans of  
1106 | other M.P.O.'s within a contiguous urbanized area;  
1107 | revising powers and duties of the Metropolitan  
1108 | Planning Organization Advisory Council; authorizing  
1109 | the council to enter into certain contracts; providing  
1110 | prohibitions; creating s. 339.651, F.S.; providing  
1111 | legislative findings; requiring the department to  
1112 | specifically address movement and storage of  
1113 | construction aggregate in transportation plans;

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1114 requiring specified funding for certain projects;  
1115 providing considerations for funding; requiring  
1116 priority to be given to certain projects; specifying  
1117 the funding level authorized from the State  
1118 Transportation Trust Fund; authorizing the department  
1119 to adopt rules; providing for future repeal; creating  
1120 s. 339.84, F.S.; requiring specified funds to be  
1121 allocated to the department's workforce development  
1122 program for certain purposes; amending s. 354.01,  
1123 F.S.; requiring certain railroad police officers to be  
1124 recognized as special officers for certain purposes;  
1125 providing construction; removing provisions requiring  
1126 the Governor to appoint special officers; amending ss.  
1127 354.02, 354.05, and 784.07, F.S.; conforming  
1128 provisions to changes made by the act; amending s.  
1129 943.10, F.S.; revising definitions; providing  
1130 effective dates.

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