

1    A bill to be entitled  
2            An act relating to the Florida Shared-Use Nonmotorized  
3            Trail Network; amending s. 260.014, F.S.; authorizing  
4            the Department of Environmental Protection to  
5            establish a program to recognize specified local  
6            communities as trail towns; amending s. 260.0142,  
7            F.S.; increasing the membership of the Florida  
8            Greenways and Trails Council; revising the duties of  
9            the council; defining the term "regionally significant  
10           trails"; amending s. 260.016, F.S.; revising the  
11           general powers of the department to include  
12           development and dissemination of criteria for  
13           prioritization of regionally significant trails within  
14           or connected to the Florida wildlife corridor;  
15           amending s. 288.1226, F.S.; revising the composition  
16           of the board of directors of the Florida Tourism  
17           Industry Marketing Corporation; amending s. 288.923,  
18           F.S.; specifying additional requirements for the  
19           marketing plan of the Division of Tourism Marketing;  
20           amending s. 320.072, F.S.; increasing the amount of  
21           funding the Department of Transportation is required  
22           to use for the Florida Shared-Use Nonmotorized Trail  
23           Network; amending s. 335.065, F.S.; revising the  
24           funding priorities for the Department of  
25           Transportation's trail projects; amending s. 339.175,

26 F.S.; revising required components of long-range  
 27 transportation plans developed by metropolitan  
 28 planning organizations; amending s. 339.81, F.S.;  
 29 revising legislative findings and intent; clarifying  
 30 the components that make up Florida Shared-Use  
 31 Nonmotorized Trail Network; extending the Florida  
 32 Shared-Use Nonmotorized Trail Network to lands of the  
 33 Florida wildlife corridor; including certain  
 34 connecting components as parts of the statewide  
 35 network; increasing the amount the Department of  
 36 Transportation is required to allocate for purposes of  
 37 funding and maintaining projects within the Florida  
 38 Shared-Use Nonmotorized Trail Network; requiring the  
 39 department to give funding priority to specified trail  
 40 projects; requiring the department to construct  
 41 projects within the Florida wildlife corridor or on  
 42 other specified lands using previously disturbed  
 43 lands; requiring the department to coordinate with  
 44 other state agencies to ensure recreation and public  
 45 access in developing the planning and design of  
 46 trails; requiring the department to program projects  
 47 in the work program for development of the entire  
 48 trail and to minimize creation of gaps between trail  
 49 segments; requiring the department to ensure that  
 50 local support exists for projects and trail segments;

51 requiring metropolitan planning organizations or  
52 boards of county commissioners to include trails in  
53 project priorities; requiring the department to create  
54 and erect certain signage; authorizing the department  
55 and local governments to enter into a sponsorship  
56 agreement with certain entities for commercial  
57 sponsorship displays on multiuse trails and related  
58 facilities; requiring the department or local  
59 government to administer a sponsorship agreement and  
60 ensure that a sponsorship agreement complies with  
61 specified requirements; subjecting sponsorship  
62 agreements to specified federal laws and agreements;  
63 providing that no proprietary or compensable interest  
64 in any sign, display site, or location is created;  
65 requiring the Department of Transportation, in  
66 coordination with the Department of Environmental  
67 Protection, to submit a report by a certain date, and  
68 at specified intervals thereafter, to the Governor and  
69 the Legislature summarizing the status of the Florida  
70 Shared-Use Nonmotorized Trail Network; authorizing the  
71 Department of Transportation to include in the report  
72 its recommendations for legislative revisions that  
73 would facilitate connectivity of the statewide  
74 network; requiring that specified items be included in  
75 the report; requiring the department to coordinate

76 with certain entities regarding certain items in the  
 77 report; providing an appropriation; providing for  
 78 construction; authorizing the department to take  
 79 certain action regarding funding for the trail network  
 80 projects in response to appropriations made by the  
 81 act; providing an effective date.

82

83 Be It Enacted by the Legislature of the State of Florida:

84

85 Section 1. Section 260.014, Florida Statutes, is amended  
 86 to read:

87 260.014 Florida Greenways and Trails System.—The Florida  
 88 Greenways and Trails System shall be a statewide system of  
 89 greenways and trails which shall consist of individual greenways  
 90 and trails and networks of greenways and trails which may be  
 91 designated as a part of the statewide system by the department.  
 92 The department may establish a program to recognize local  
 93 communities located along or in proximity to one or more long-  
 94 distance nonmotorized recreational trails as trail towns.

95 Mapping or other forms of identification of lands and waterways  
 96 as suitable for inclusion in the system of greenways and trails,  
 97 mapping of ecological characteristics for any purpose, or  
 98 development of information for planning purposes shall not  
 99 constitute designation. No lands or waterways may be designated  
 100 as a part of the statewide system of greenways and trails

101 without the specific written consent of the landowner.

102 Section 2. Subsections (1) and (4) of section 260.0142,  
 103 Florida Statutes, are amended to read:

104 260.0142 Florida Greenways and Trails Council;  
 105 composition; powers and duties.—

106 (1) There is created within the department the Florida  
 107 Greenways and Trails Council which shall advise the department  
 108 in the execution of the department's powers and duties under  
 109 this chapter. The council shall be composed of 21 ~~20~~ members,  
 110 consisting of:

111 (a)1. Six ~~Five~~ members appointed by the Governor, with two  
 112 members representing the trail user community, two members  
 113 representing the greenway user community, one member from the  
 114 board of the Florida Wildlife Corridor Foundation, and one  
 115 member representing private landowners.

116 2. Three members appointed by the President of the Senate,  
 117 with one member representing the trail user community and two  
 118 members representing the greenway user community.

119 3. Three members appointed by the Speaker of the House of  
 120 Representatives, with two members representing the trail user  
 121 community and one member representing the greenway user  
 122 community.

123  
 124 Those eligible to represent the trail user community shall be  
 125 chosen from, but not be limited to, paved trail users, hikers,

126 off-road bicyclists, users of off-highway vehicles, paddlers,  
 127 equestrians, disabled outdoor recreational users, and commercial  
 128 recreational interests. Those eligible to represent the greenway  
 129 user community must ~~shall~~ be chosen from, but not be limited to,  
 130 conservation organizations, nature study organizations, and  
 131 scientists and university experts.

132 (b) The 9 remaining members ~~shall~~ include:

133 1. The Secretary of Environmental Protection or a  
 134 designee.

135 2. The executive director of the Fish and Wildlife  
 136 Conservation Commission or a designee.

137 3. The Secretary of Transportation or a designee.

138 4. The Director of the Florida Forest Service of the  
 139 Department of Agriculture and Consumer Services or a designee.

140 5. The director of the Division of Historical Resources of  
 141 the Department of State or a designee.

142 6. A representative of the water management districts.  
 143 Membership on the council must ~~shall~~ rotate among the five  
 144 districts. The districts shall determine the order of rotation.

145 7. A representative of a federal land management agency.  
 146 The Secretary of Environmental Protection shall identify the  
 147 appropriate federal agency and request designation of a  
 148 representative from the agency to serve on the council.

149 8. A representative of the regional planning councils to  
 150 be appointed by the Secretary of Environmental Protection.

151 Membership on the council must ~~shall~~ rotate among the seven  
 152 regional planning councils. The regional planning councils shall  
 153 determine the order of rotation.

154 9. A representative of local governments to be appointed  
 155 by the Secretary of Environmental Protection. Membership must  
 156 ~~shall~~ alternate between a county representative and a municipal  
 157 representative.

158 (4) The duties of the council ~~shall~~ include the following:

159 (a) Facilitate a statewide system of interconnected  
 160 landscape linkages, conservation corridors, lands and waters of  
 161 the Florida wildlife corridor, greenbelts, recreational  
 162 corridors and trails, scenic corridors, utilitarian corridors,  
 163 reserves, regional parks and preserves, ecological sites, and  
 164 cultural/historic/recreational sites using land-based trails  
 165 that connect urban, suburban, and rural areas of the state and  
 166 facilitate expansion of the statewide system of freshwater and  
 167 saltwater paddling trails.

168 (b) Recommend priorities for critical links in the Florida  
 169 Greenways and Trails System.

170 (c) Recommend priorities for regionally significant trails  
 171 within the Florida Greenways and Trails System for inclusion by  
 172 the Department of Transportation in the Florida Shared-Use  
 173 Nonmotorized Trail Network as defined by s. 339.81. For purposes  
 174 of this section, the term "regionally significant trails" means  
 175 trails that cross multiple counties, attract national and

176 international visitors, and serve as an opportunity for economic  
 177 and ecotourism development; showcase the natural value of this  
 178 state's wildlife areas, ecology, and natural resources; and  
 179 serve as main corridors for critical links and trail  
 180 connectedness across this state.

181 (d) Review recommendations of the office for acquisition  
 182 funding under the Florida Greenways and Trails Program and  
 183 recommend to the Secretary of Environmental Protection which  
 184 projects should be acquired.

185 (e)~~(d)~~ Review designation proposals for inclusion in the  
 186 Florida Greenways and Trails System.

187 (f)~~(e)~~ Encourage public-private partnerships to develop  
 188 and manage greenways and trails.

189 (g)~~(f)~~ Review progress toward meeting established  
 190 benchmarks and recommend appropriate action.

191 (h)~~(g)~~ Make recommendations for updating and revising the  
 192 implementation plan for the Florida Greenways and Trails System,  
 193 including, but not limited to, recommendations for  
 194 prioritization of regionally significant trails within the  
 195 Florida Shared-Use Nonmotorized Trail Network.

196 (i) Coordinate and facilitate land acquisition efforts for  
 197 lands to be used, in whole or in part, for regionally  
 198 significant trails on the Florida Shared-Use Nonmotorized Trail  
 199 Network with the Department of Transportation, the Florida  
 200 Forest Service of the Department of Agriculture and Consumer



201 Services, and other appropriate entities.

202 (j)~~(h)~~ Promote greenways and trails support organizations.

203 (k)~~(i)~~ Support the Florida Greenways and Trails System

204 through intergovernmental coordination, budget recommendations,

205 advocacy, education, and any other appropriate way.

206 Section 3. Paragraph (d) of subsection (2) of section

207 260.016, Florida Statutes, is amended to read:

208 260.016 General powers of the department.—

209 (2) The department shall:

210 (d) Develop and implement a process for designation of

211 lands and waterways as a part of the statewide system of

212 greenways and trails, which shall include:

213 1. Development and dissemination of criteria for

214 designation, including, but not limited to, criteria for

215 prioritization of regionally significant trails within or

216 connected to the Florida wildlife corridor as described in s.

217 259.1055.

218 2. Development and dissemination of criteria for changes

219 in the terms or conditions of designation, including withdrawal

220 or termination of designation. A landowner may have his or her

221 lands removed from designation by providing the department with

222 a written request that contains an adequate description of such

223 lands to be removed. Provisions shall be made in the designation

224 agreement for disposition of any future improvements made to the

225 land by the department.

226 3. Public notice pursuant to s. 120.525 in all phases of  
 227 the process.

228 4. Written authorization from the landowner in the form of  
 229 a lease or other instrument for the designation and granting of  
 230 public access, if appropriate, to a landowner's property.

231 5. A greenway or trail use plan as a part of the  
 232 designation agreement which shall, at a minimum, describe the  
 233 types and intensities of uses of the property.

234 Section 4. Subsection (4) of section 288.1226, Florida  
 235 Statutes, is amended to read:

236 288.1226 Florida Tourism Industry Marketing Corporation;  
 237 use of property; board of directors; duties; audit.—

238 (4) BOARD OF DIRECTORS.—The board of directors of the  
 239 corporation shall be composed of 32 ~~31~~ tourism-industry-related  
 240 members, appointed by Enterprise Florida, Inc., in conjunction  
 241 with the department. Board members shall serve without  
 242 compensation, but are entitled to receive reimbursement for per  
 243 diem and travel expenses pursuant to s. 112.061. Such expenses  
 244 must be paid out of funds of the corporation. The board shall be  
 245 composed of all of the following members:

246 (a) Sixteen members ~~The board shall consist of 16 members,~~  
 247 appointed in such a manner as to equitably represent all  
 248 geographic areas of this ~~the~~ state, with no fewer than two  
 249 members from any of the following regions:

250 1. Region 1, composed of Bay, Calhoun, Escambia, Franklin,

251 Gadsden, Gulf, Holmes, Jackson, Jefferson, Leon, Liberty,  
 252 Okaloosa, Santa Rosa, Wakulla, Walton, and Washington Counties.

253 2. Region 2, composed of Alachua, Baker, Bradford, Clay,  
 254 Columbia, Dixie, Duval, Flagler, Gilchrist, Hamilton, Lafayette,  
 255 Levy, Madison, Marion, Nassau, Putnam, St. Johns, Suwannee,  
 256 Taylor, and Union Counties.

257 3. Region 3, composed of Brevard, Indian River, Lake,  
 258 Okeechobee, Orange, Osceola, St. Lucie, Seminole, Sumter, and  
 259 Volusia Counties.

260 4. Region 4, composed of Citrus, Hernando, Hillsborough,  
 261 Manatee, Pasco, Pinellas, Polk, and Sarasota Counties.

262 5. Region 5, composed of Charlotte, Collier, DeSoto,  
 263 Glades, Hardee, Hendry, Highlands, and Lee Counties.

264 6. Region 6, composed of Broward, Martin, Miami-Dade,  
 265 Monroe, and Palm Beach Counties.

266 (b) The following industry and organization  
 267 representatives: ~~15 additional tourism-industry-related members~~  
 268 ~~shall include~~ 1 representative from the statewide rental car  
 269 industry; 7 representatives from tourist-related statewide  
 270 associations, including those that represent hotels,  
 271 campgrounds, county destination marketing organizations,  
 272 museums, restaurants, retail, and attractions; 3 representatives  
 273 from county destination marketing organizations; 1  
 274 representative from the cruise industry; 1 representative from  
 275 an automobile and travel services membership organization that

276 has at least 2.8 million members in Florida; 1 representative  
 277 from the airline industry; 1 representative from the nature-  
 278 based tourism industry; and 1 representative from the space  
 279 tourism industry, who will each serve for a term of 2 years.

280 Section 5. Paragraph (c) of subsection (4) of section  
 281 288.923, Florida Statutes, is amended to read:

282 288.923 Division of Tourism Marketing; definitions;  
 283 responsibilities.—

284 (4) The division's responsibilities and duties include,  
 285 but are not limited to:

286 (c) Developing a 4-year marketing plan.

287 1. At a minimum, the marketing plan shall discuss the  
 288 following:

289 a. Continuation of overall tourism growth in this state.

290 b. Expansion to new or under-represented tourist markets.

291 c. Maintenance of traditional and loyal tourist markets.

292 d. Coordination of efforts with county destination  
 293 marketing organizations, other local government marketing  
 294 groups, privately owned attractions and destinations, and other  
 295 private sector partners to create a seamless, four-season  
 296 advertising campaign for the state and its regions.

297 e. Development of innovative techniques or promotions to  
 298 build repeat visitation by targeted segments of the tourist  
 299 population.

300 f. Consideration of innovative sources of state funding

301 for tourism marketing.

302 g. Promotion of nature-based tourism, including, but not  
 303 limited to, promotion of the Florida Greenways and Trails System  
 304 as described under s. 260.014 and the Florida Shared-Use  
 305 Nonmotorized Trail Network as described under s. 339.81 ~~and~~  
 306 ~~heritage tourism.~~

307 h. Coordination of efforts with the Office of Greenways  
 308 and Trails of the Department of Environmental Protection and the  
 309 department to promote and assist local communities, including,  
 310 but not limited to, communities designated as trail towns by the  
 311 Office of Greenways and Trails, to maximize use of nearby trails  
 312 as economic assets, including specific promotion of trail-based  
 313 tourism.

314 i. Promotion of heritage tourism.

315 j. Development of a component to address emergency  
 316 response to natural and manmade disasters from a marketing  
 317 standpoint.

318 2. The plan must ~~shall~~ be annual in construction and  
 319 ongoing in nature. Any annual revisions of the plan must ~~shall~~  
 320 carry forward the concepts of the remaining 3-year portion of  
 321 the plan and consider a continuum portion to preserve the 4-year  
 322 timeframe of the plan. The plan also must ~~shall~~ include  
 323 recommendations for specific performance standards and  
 324 measurable outcomes for the division and direct-support  
 325 organization. The department, in consultation with the board of

326 | directors of Enterprise Florida, Inc., shall base the actual  
 327 | performance metrics on these recommendations.

328 |         3. The 4-year marketing plan must ~~shall~~ be developed in  
 329 | collaboration with the Florida Tourism Industry Marketing  
 330 | Corporation. The plan must ~~shall~~ be annually reviewed and  
 331 | approved by the board of directors of Enterprise Florida, Inc.

332 |         Section 6. Paragraph (a) of subsection (4) of section  
 333 | 320.072, Florida Statutes, is amended to read:

334 |             320.072 Additional fee imposed on certain motor vehicle  
 335 | registration transactions.—

336 |             (4) A tax collector or other authorized agent of the  
 337 | department shall promptly remit all moneys collected pursuant to  
 338 | this section, less any refunds granted pursuant to subsection  
 339 | (3), to the department. The department shall deposit 85.7  
 340 | percent of such moneys into the State Transportation Trust Fund  
 341 | and 14.3 percent into the Highway Safety Operating Trust Fund.  
 342 | Notwithstanding any other law, the moneys deposited into the  
 343 | State Transportation Trust Fund pursuant to this subsection  
 344 | shall be used by the Department of Transportation for the  
 345 | following:

346 |             (a) The Florida Shared-Use Nonmotorized Trail Network  
 347 | established in s. 339.81, \$50 million ~~\$25 million~~.

348 |         Section 7. Paragraph (a) of subsection (4) of section  
 349 | 335.065, Florida Statutes, is amended to read:

350 |             335.065 Bicycle and pedestrian ways along state roads and

351 transportation facilities.—

352 (4) (a) The department may use appropriated funds to  
 353 support the establishment of a statewide system of  
 354 interconnected multiuse trails and to pay the costs of planning,  
 355 land acquisition, design, and construction of such trails and  
 356 related facilities. The department shall give funding priority  
 357 to projects that:

358 1. Are recommended priorities by the Florida Greenways and  
 359 Trails Council as regionally significant trails pursuant to s.  
 360 260.0142(4)(c).

361 3. Are otherwise identified by the Florida Greenways and  
 362 Trails Council as a priority for critical linkage and trail  
 363 connectedness within the Florida Greenways and Trails System  
 364 under chapter 260.

365 ~~5.2.~~ Support the transportation needs of bicyclists and  
 366 pedestrians.

367 ~~2.3.~~ Have national, statewide, or regional importance.

368 4. Facilitate an interconnected system of trails by  
 369 completing gaps between existing trails.

370 Section 8. Paragraph (d) of subsection (7) of section  
 371 339.175, Florida Statutes, is amended to read:

372 339.175 Metropolitan planning organization.—

373 (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must  
 374 develop a long-range transportation plan that addresses at least  
 375 a 20-year planning horizon. The plan must include both long-

376 range and short-range strategies and must comply with all other  
377 state and federal requirements. The prevailing principles to be  
378 considered in the long-range transportation plan are: preserving  
379 the existing transportation infrastructure; enhancing Florida's  
380 economic competitiveness; and improving travel choices to ensure  
381 mobility. The long-range transportation plan must be consistent,  
382 to the maximum extent feasible, with future land use elements  
383 and the goals, objectives, and policies of the approved local  
384 government comprehensive plans of the units of local government  
385 located within the jurisdiction of the M.P.O. Each M.P.O. is  
386 encouraged to consider strategies that integrate transportation  
387 and land use planning to provide for sustainable development and  
388 reduce greenhouse gas emissions. The approved long-range  
389 transportation plan must be considered by local governments in  
390 the development of the transportation elements in local  
391 government comprehensive plans and any amendments thereto. The  
392 long-range transportation plan must, at a minimum:

393 (d) Indicate, as appropriate, proposed transportation  
394 enhancement activities, including, but not limited to,  
395 pedestrian and bicycle facilities, trails or facilities that are  
396 regionally significant or critical linkages for the Florida  
397 Shared-Use Nonmotorized Trail Network, scenic easements,  
398 landscaping, historic preservation, mitigation of water  
399 pollution due to highway runoff, and control of outdoor  
400 advertising.



401  
 402 In the development of its long-range transportation plan, each  
 403 M.P.O. must provide the public, affected public agencies,  
 404 representatives of transportation agency employees, freight  
 405 shippers, providers of freight transportation services, private  
 406 providers of transportation, representatives of users of public  
 407 transit, and other interested parties with a reasonable  
 408 opportunity to comment on the long-range transportation plan.  
 409 The long-range transportation plan must be approved by the  
 410 M.P.O.

411 Section 9. Section 339.81, Florida Statutes, is amended to  
 412 read:

413 339.81 Florida Shared-Use Nonmotorized Trail Network.—

414 (1) The Legislature finds that increasing demands continue  
 415 to be placed on the state's transportation system by a growing  
 416 economy, continued population growth, and increasing tourism.  
 417 The Legislature also finds that accommodating significant  
 418 ~~challenges to providing additional capacity to the conventional~~  
 419 ~~transportation system exist and will require enhanced~~  
 420 ~~accommodation of~~ alternative travel modes to meet the needs of  
 421 residents and visitors and providing trails for bicyclist and  
 422 pedestrian travel that allows for the appreciation of the  
 423 conservation and stewardship of environmentally important lands  
 424 in Florida are of significant importance. The Legislature finds  
 425 that the investment of the state in the Florida wildlife

426 corridor as defined in s. 259.1055 is of significant interest to  
427 the public and that the provision of paved multiuse trails  
428 within or between areas of the Florida wildlife corridor would  
429 provide the public the ability to enjoy Florida's natural  
430 resources and bring ecotourism and economic opportunities to  
431 local trail town communities. The Legislature further finds that  
432 improving bicyclist and pedestrian safety for both residents and  
433 visitors ~~is remains~~ a high priority. Therefore, the Legislature  
434 declares that the development of a nonmotorized trail network  
435 will increase mobility and recreational alternatives for  
436 Florida's residents and visitors;; enhance economic prosperity;;  
437 enrich quality of life;; enhance safety;; ~~and~~ reflect  
438 responsible environmental stewardship; and facilitate support  
439 for the protection, preservation, and enhancement of the natural  
440 and recreational value of the Florida wildlife corridor by  
441 providing minimally invasive public access to it when feasible  
442 and compatible with the lands. To that end, it is the intent of  
443 the Legislature that the department make use of its expertise in  
444 efficiently providing transportation projects to develop and  
445 construct the Florida Shared-Use Nonmotorized Trail Network,~~;~~  
446 ~~consisting of a statewide network of nonmotorized trails which~~  
447 ~~allows nonmotorized vehicles and pedestrians to access a variety~~  
448 ~~of origins and destinations with limited exposure to motorized~~  
449 ~~vehicles.~~

450 (2) (a) The Florida Shared-Use Nonmotorized Trail Network

451 is created as a component of the Florida Greenways and Trails  
 452 System established in chapter 260. The Florida Shared-Use  
 453 Nonmotorized Trail Network consists of a statewide network of  
 454 nonmotorized trails that allow bicyclists and pedestrians to  
 455 access a variety of points of origin and destinations with  
 456 limited exposure to motorized vehicles.

457 (b) The multiuse trails or shared-use paths of the  
 458 statewide network must be ~~consists of multiuse trails or shared-~~  
 459 ~~use paths~~ physically separated from motor vehicle traffic and  
 460 constructed with asphalt, concrete, or another hard surface.

461 (c) The statewide network ~~which, by virtue of design,~~  
 462 ~~location, extent of connectivity or potential connectivity, and~~  
 463 ~~allowable uses,~~ provides nonmotorized transportation  
 464 opportunities for bicyclists and pedestrians statewide between  
 465 and within a wide range of points of origin and destinations,  
 466 including, but not limited to, communities, conservation areas,  
 467 lands of the Florida wildlife corridor, state parks, beaches,  
 468 and other natural or cultural attractions for a variety of trip  
 469 purposes, including work, school, shopping, and other personal  
 470 business, as well as social, recreational, and personal fitness  
 471 purposes.

472 (3) Network components do not include sidewalks, nature  
 473 trails, loop trails wholly within a single park or natural area,  
 474 or on-road facilities, such as bicycle lanes or routes. However,  
 475 components that connect to nature trails, loop trails, or other

476 points of public access wholly within a single park or natural  
 477 area may be included in the network, as well as any of the  
 478 following ~~other than:~~

479 (a) On-road facilities that are no longer than one-half  
 480 mile connecting two or more nonmotorized trails, if the  
 481 provision of non-road facilities is infeasible and if such on-  
 482 road facilities are signed and marked for nonmotorized use. ~~;~~ ~~or~~

483 (b) On-road components of the Florida Keys Overseas  
 484 Heritage Trail.

485 (4) The planning, development, operation, and maintenance  
 486 of the Florida Shared-Use Nonmotorized Trail Network is declared  
 487 to be a public purpose, and the department, together with other  
 488 agencies of this state and all counties, municipalities, and  
 489 special districts of this state, may spend public funds for such  
 490 purposes and accept gifts and grants of funds, property, or  
 491 property rights from public or private sources to be used for  
 492 such purposes.

493 (5) (a) The department shall include the Florida Shared-Use  
 494 Nonmotorized Trail Network in its work program developed  
 495 pursuant to s. 339.135. For purposes of funding and maintaining  
 496 projects within the network, the department shall allocate in  
 497 its program and resource plan a minimum of \$50 million ~~\$25~~  
 498 ~~million~~ annually, beginning with ~~in~~ the 2023-2024 ~~2015-2016~~  
 499 fiscal year.

500 (b) The department shall give funding priority to projects

501 that:

502 1. Are recommended priorities by the Florida Greenways and

503 Trails Council as regionally significant trails pursuant to s.

504 260.0142(4)(c).

505 2. Have national, statewide, or regional importance.

506 3. Are otherwise identified by the Florida Greenways and

507 Trails Council as a priority for critical linkage and trail

508 connectedness within the Florida Greenways and Trails System

509 under chapter 260.

510 4. Facilitate an interconnected system of trails by

511 completing gaps between existing trails.

512 5. Support the transportation needs of bicyclists and

513 pedestrians.

514 (c) For trail projects to be constructed within the

515 Florida wildlife corridor as defined in s. 259.1055 or on

516 conservation lands or other lands subject to conservation

517 easements, land management plans, or agreements, to the greatest

518 extent possible, the department shall ensure projects are

519 constructed using previously disturbed lands, such as abandoned

520 roads and railroads, utility rights-of-way, canal corridors and

521 drainage berms, permanent fire lines, and other lands having

522 appropriate potential to serve the purposes specified by law of

523 both the trail network and the Florida wildlife corridor. In

524 developing the planning and design of trails, the department

525 shall coordinate with other state agencies to ensure that

526 appropriate recreation or public access is available for such  
527 projects.

528 (d) To the greatest extent practicable, the department  
529 shall program projects in the work program to plan for  
530 development of the entire trail and to minimize the creation of  
531 gaps between trail segments. The department shall, at a minimum,  
532 ensure that local support exists for projects and trail  
533 segments, including the availability or dedication of local  
534 funding sources and of contributions by private landowners who  
535 agree to make their land, or property interests in such land,  
536 available for public use as a trail.

537 (e) Each metropolitan planning organization or board of  
538 county commissioners, as appropriate, shall include in its list  
539 of project priorities required under ss. 339.135(4)(c)1. and  
540 339.175(8) one or more projects that are a priority under  
541 paragraph (b) and meet the requirements of this section. When  
542 developing the district work program under s. 339.135(4), each  
543 district must ensure that projects are included in the work  
544 program which are a priority under paragraph (b) and meet the  
545 requirements of this section.

546 (6)(a) The department shall create uniform signage to  
547 identify trails that are part of the statewide network and  
548 shall, when feasible and permissible, erect signage on all such  
549 trails open to public use, regardless of when the trail was  
550 first opened. The department is not otherwise obligated to

551 provide funds for the operation and maintenance of any trail on  
552 the statewide network.

553 (b) The department may enter into a memorandum of  
554 agreement with a local government or other agency of the state  
555 to transfer maintenance responsibilities of an individual  
556 network component. The department may contract with a not-for-  
557 profit entity or private sector business or entity to provide  
558 maintenance services on an individual network component.

559 (7)(a) The department may enter into a sponsorship  
560 agreement with a not-for-profit entity or private sector  
561 business or entity for commercial sponsorship displays on  
562 multiuse trails and related facilities. The department shall  
563 deposit any sponsorship agreement revenues into the State  
564 Transportation Trust Fund to be used for maintenance, signage,  
565 and provision of amenities on the multiuse trails and related  
566 facilities. Local governments may also enter into sponsorship  
567 agreements and likewise use the revenues for maintenance,  
568 signage, and provision of amenities on the multiuse trails and  
569 related facilities. A sponsorship agreement shall be  
570 administered by the department or the local government, as  
571 appropriate, and the department or the local government shall  
572 ensure that the sponsorship agreement complies with the  
573 requirements of s. 335.065(3)(b) and (c).

574 (b) Commercial sponsorship displays are subject to the  
575 requirements of the Highway Beautification Act of 1965 and all

576 federal laws and agreements, when applicable. This subsection  
577 does not create a proprietary or compensable interest in any  
578 sign, display site, or location.

579 (8) By June 30, 2026, and every third year on June 30  
580 thereafter, the department, in coordination with the Department  
581 of Environmental Protection, shall submit a report to the  
582 Governor, the President of the Senate, and the Speaker of the  
583 House of Representatives summarizing the status of the Florida  
584 Shared-Use Nonmotorized Trail Network. The report may include  
585 recommendations for any legislative revisions deemed appropriate  
586 to facilitate connectivity of the statewide network.

587 (a) At a minimum, the report must include all of the  
588 following:

589 1. The total number of completed miles of nonmotorized  
590 trails on the network.

591 2. The total number of completed miles of nonmotorized  
592 trails on the network not adjacent to a roadway facility.

593 3. The total number of completed miles of nonmotorized  
594 trails on the network adjacent to a roadway facility.

595 4. The total number of completed miles of nonmotorized  
596 trails on the network which are within or between areas of the  
597 Florida wildlife corridor as defined in s. 259.1055.

598 5. The total remaining miles of nonmotorized trails on the  
599 network which are planned for acquisition and construction.

600 6. The total expenditures, by funding source, associated



601 with implementing the network.

602 7. The total expenditures, by project phase, including  
603 preliminary and environmental planning, design, acquisition of  
604 right-of-way, and new construction of trail surfaces and bridges  
605 on the network.

606 (b) The department shall also coordinate with the Florida  
607 Tourism Industry Marketing Corporation, local governments, or  
608 other entities who have related information to include in the  
609 report. For each existing trail on the network which is open to  
610 public use, identified by the department's railway  
611 identification number, segment name, segment length, and county  
612 of location, the department's report must provide nonmotorized  
613 trail operational and performance measures that include, but are  
614 not limited to:

- 615 1. The total number of trail visits.
- 616 2. The primary travel modes used on the trail.
- 617 3. The frequency of trail usage.
- 618 4. The average duration of trail usage.
- 619 5. The distance traveled during a trail visit.
- 620 6. The average amount spent by a user during a typical  
621 trail visit.
- 622 7. The total amount of user expenditures.
- 623 8. Any other measure deemed appropriate.

624 Section 10. For the 2023-2024 fiscal year, the sum of \$200  
625 million in nonrecurring funds from the General Revenue Fund is

626 appropriated to the Department of Transportation as fixed  
627 capital outlay to plan, design, and construct projects on the  
628 Florida Shared-Use Nonmotorized Trail Network as provided by  
629 this act.

630       Section 11. The amendments made to s. 339.81, Florida  
631 Statutes, by this act, are not intended to delete, defer, delay,  
632 or otherwise revise Florida Shared-Use Nonmotorized Trail  
633 Network projects programmed in the Department of  
634 Transportation's tentative 5-Year work program for Fiscal Year  
635 2023-2024 through 2027-2028. The department may maintain such  
636 projects in development of the adopted work program. For  
637 additional funding allocated to the network in section 9 of this  
638 act or appropriated in section 10 of this act, the department  
639 shall work with the metropolitan planning organizations, boards  
640 of county commissioners, and districts, as appropriate, to  
641 revise any year of the 5-year work program pursuant to s.  
642 339.135(5), Florida Statutes, to identify new Florida Shared-Use  
643 Nonmotorized Trail Network projects to be added or projects or  
644 phases thereof that may be moved up from the portion of the  
645 tentative work program for the following 4 fiscal years.

646       Section 12. This act shall take effect July 1, 2023.