

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

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1 Committee/Subcommittee hearing bill: Infrastructure Strategies  
 2 Committee

3 Representative McFarland offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 64-498 and insert:

7 Section 1. Subsections (2) through (6) of section 20.23,  
 8 Florida Statutes, are renumbered as subsections (3) through (7),  
 9 respectively, paragraph (a) of subsection (1), paragraphs (b)  
 10 and (c) of present subsection (2), and paragraph (a) of present  
 11 subsection (3) are amended, and a new subsection (2) is added to  
 12 that section, to read:

13 20.23 Department of Transportation.—There is created a  
 14 Department of Transportation which shall be a decentralized  
 15 agency.

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16 (1) (a) The head of the Department of Transportation is the  
17 Secretary of Transportation. The secretary shall be appointed by  
18 the Governor ~~from among three persons nominated by the Florida~~  
19 ~~Transportation Commission~~ and shall be subject to confirmation  
20 by the Senate. The secretary shall serve at the pleasure of the  
21 Governor.

22 (2) The secretary shall establish annual performance and  
23 production measures, establish a minimum standard for such  
24 measures, and publish a report on actual performance. Such  
25 measures shall be developed by a working group comprised of  
26 transportation industry leaders and stakeholders, including, but  
27 not limited to, Florida Transportation Commission members,  
28 members of academia, department staff, and representatives of  
29 the agencies and authorities listed in subparagraph (3) (b) 2.  
30 Such measures, at a minimum, must include the following:

31 (a) Safety of the current transportation system in this  
32 state.

33 (b) Contracts for construction and professional services  
34 procured on time and delivered on time and within budget.

35 (c) Preservation of the State Highway System.

36 (d) Financial management.

37 (e) Effectiveness of other federally and state mandated  
38 programs.

39 (3)-(2)

40 (b) The Florida Transportation Commission shall:

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41 ~~1. Recommend major transportation policies for the~~  
42 ~~Governor's approval and assure that approved policies and any~~  
43 ~~revisions are properly executed.~~

44 ~~1.2.~~ Periodically review the status of the state  
45 transportation system, including highway, transit, rail,  
46 seaport, intermodal development, and aviation components of the  
47 system, and recommend improvements to the Governor, and the  
48 Legislature, and applicable governing boards.

49 ~~3. Perform an in-depth evaluation of the annual department~~  
50 ~~budget request, the Florida Transportation Plan, and the~~  
51 ~~tentative work program for compliance with all applicable laws~~  
52 ~~and established departmental policies. Except as specifically~~  
53 ~~provided in s. 339.135(4)(c)2., (d), and (f), the commission may~~  
54 ~~not consider individual construction projects but shall consider~~  
55 ~~methods of accomplishing the goals of the department in the most~~  
56 ~~effective, efficient, and businesslike manner.~~

57 ~~4. Monitor the financial status of the department on a~~  
58 ~~regular basis to assure that the department is managing revenue~~  
59 ~~and bond proceeds responsibly and in accordance with law and~~  
60 ~~established policy.~~

61 ~~5. Monitor on at least a quarterly basis the efficiency,~~  
62 ~~productivity, and management of the department using performance~~  
63 ~~and production standards developed by the commission pursuant to~~  
64 ~~s. 334.045.~~

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65 ~~6. Perform an in-depth evaluation of the factors causing~~  
66 ~~disruption of project schedules in the adopted work program and~~  
67 ~~recommend to the Governor and the Legislature methods to~~  
68 ~~eliminate or reduce the disruptive effects of these factors.~~

69 ~~7. Recommend to the Governor and the Legislature~~  
70 ~~improvements to the department's organization in order to~~  
71 ~~streamline and optimize the efficiency of the department. In~~  
72 ~~reviewing the department's organization, the commission shall~~  
73 ~~determine if the current district organizational structure is~~  
74 ~~responsive to this state's changing economic and demographic~~  
75 ~~development patterns. The report by the commission must be~~  
76 ~~delivered to the Governor and the Legislature by December 15~~  
77 ~~each year, as appropriate. The commission may retain experts as~~  
78 ~~necessary to carry out this subparagraph, and the department~~  
79 ~~shall pay the expenses of the experts.~~

80 2.8. Monitor the efficiency, productivity, and management  
81 of the agencies and authorities created under chapters 348 and  
82 349; the Mid-Bay Bridge Authority re-created pursuant to chapter  
83 2000-411, Laws of Florida; ~~and~~ any authority formed under  
84 chapter 343; any public transit provider as defined in s.  
85 341.031(1); and any community transportation coordinator as  
86 defined in s. 427.011(5). Any performance and production  
87 measures used by the commission shall be developed by the  
88 working group described in subsection (2). The commission shall  
89 also conduct periodic reviews of each agency's and authority's

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90 operations and budget, acquisition of property, management of  
91 revenue and bond proceeds, and compliance with applicable laws  
92 and generally accepted accounting principles. For agencies and  
93 authorities that do not achieve the minimum acceptable  
94 performance standards, the commission shall make recommendations  
95 to the Governor, the President of the Senate, the Speaker of the  
96 House of Representatives, department, and the applicable  
97 governing board regarding any leadership, process, management,  
98 or legislative changes needed to improve performance.

99 (c) The commission or a member thereof may not enter into  
100 the day-to-day operation of the department or a monitored  
101 authority and is specifically prohibited from taking part in:

102 1. The awarding of contracts.

103 2. The selection of a consultant or contractor or the  
104 prequalification of any individual consultant or contractor.  
105 However, the commission may recommend to the secretary standards  
106 and policies governing the procedure for selection and  
107 prequalification of consultants and contractors.

108 3. The selection of a route for a specific project.

109 4. The specific location of a transportation facility.

110 5. The acquisition of rights-of-way.

111 6. The employment, promotion, demotion, suspension,  
112 transfer, or discharge of any department personnel.

113 7. The granting, denial, suspension, or revocation of any  
114 license or permit issued by the department.

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115        ~~(4)-(3)~~(a) The central office shall establish departmental  
116 policies, rules, procedures, and standards and shall monitor the  
117 implementation of such policies, rules, procedures, and  
118 standards in order to ensure uniform compliance and quality  
119 performance by the districts and central office units that  
120 implement transportation programs. ~~Major transportation policy~~  
121 ~~initiatives or revisions shall be submitted to the commission~~  
122 ~~for review.~~

123        Section 2. Paragraphs (j) and (m) of subsection (2) of  
124 section 110.205, Florida Statutes, are amended to read:

125        110.205 Career service; exemptions.—

126        (2) EXEMPT POSITIONS.—The exempt positions that are not  
127 covered by this part include the following:

128        (j) The appointed secretaries and the State Surgeon  
129 General, assistant secretaries, deputy secretaries, and deputy  
130 assistant secretaries of all departments; the executive  
131 directors, assistant executive directors, deputy executive  
132 directors, and deputy assistant executive directors of all  
133 departments; the directors of all divisions and those positions  
134 determined by the department to have managerial responsibilities  
135 comparable to such positions, which positions include, but are  
136 not limited to, program directors, assistant program directors,  
137 district administrators, deputy district administrators, the  
138 Director of Central Operations Services of the Department of  
139 Children and Families, the State Transportation Development

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140 Administrator, the State Public Transportation and Modal  
141 Administrator, district secretaries, district directors of  
142 transportation development, transportation operations,  
143 transportation support, and the managers of the offices of the  
144 Department of Transportation specified in s. 20.23(4)(b) ~~s.~~  
145 ~~20.23(3)(b)~~. Unless otherwise fixed by law, the department shall  
146 set the salary and benefits of these positions and the positions  
147 of county health department directors and county health  
148 department administrators of the Department of Health in  
149 accordance with the rules of the Senior Management Service.

150 (m) All assistant division director, deputy division  
151 director, and bureau chief positions in any department, and  
152 those positions determined by the department to have managerial  
153 responsibilities comparable to such positions, which include,  
154 but are not limited to:

155 1. Positions in the Department of Health and the  
156 Department of Children and Families which are assigned primary  
157 duties of serving as the superintendent or assistant  
158 superintendent of an institution.

159 2. Positions in the Department of Corrections which are  
160 assigned primary duties of serving as the warden, assistant  
161 warden, colonel, or major of an institution or that are assigned  
162 primary duties of serving as the circuit administrator or deputy  
163 circuit administrator.

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164 3. Positions in the Department of Transportation which are  
165 assigned primary duties of serving as regional toll managers and  
166 managers of offices, as specified in s. 20.23(4)(b) and (5)(c)  
167 ~~s. 20.23(3)(b) and (4)(c)~~.

168 4. Positions in the Department of Environmental Protection  
169 which are assigned the duty of an Environmental Administrator or  
170 program administrator.

171 5. Positions in the Department of Health which are  
172 assigned the duties of Environmental Administrator, Assistant  
173 County Health Department Director, and County Health Department  
174 Financial Administrator.

175 6. Positions in the Department of Highway Safety and Motor  
176 Vehicles which are assigned primary duties of serving as  
177 captains in the Florida Highway Patrol.

178  
179 Unless otherwise fixed by law, the department shall set the  
180 salary and benefits of the positions listed in this paragraph in  
181 accordance with the rules established for the Selected Exempt  
182 Service.

183 Section 3. Section 316.1575, Florida Statutes, is amended  
184 to read:

185 316.1575 Obedience to traffic control devices at railroad-  
186 highway grade crossings.—

187 (1) A ~~Any~~ person walking or driving a vehicle and  
188 approaching a railroad-highway grade crossing under any of the

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189 | circumstances stated in this section must ~~shall~~ stop within 50  
190 | feet but not less than 15 feet from the nearest rail of such  
191 | railroad and may ~~shall~~ not proceed until the railroad tracks are  
192 | clear and he or she can do so safely. This subsection applies

193 | ~~The foregoing requirements apply~~ when:

194 |       (a) A clearly visible electric or mechanical signal device  
195 | gives warning of the immediate approach of a railroad train or  
196 | railroad track equipment;

197 |       (b) A crossing gate is lowered or a law enforcement  
198 | officer or a human flagger gives or continues to give a signal  
199 | of the approach or passage of a railroad train or railroad track  
200 | equipment;

201 |       (c) An approaching railroad train or railroad track  
202 | equipment emits an audible signal or the railroad train or  
203 | railroad track equipment, by reason of its speed or nearness to  
204 | the crossing, is an immediate hazard; or

205 |       (d) An approaching railroad train or railroad track  
206 | equipment is plainly visible and is in hazardous proximity to  
207 | the railroad-highway grade crossing, regardless of the type of  
208 | traffic control devices installed at the crossing.

209 |       (2) A ~~No~~ person may not ~~shall~~ drive a ~~any~~ vehicle through,  
210 | around, or under any crossing gate or barrier at a railroad-  
211 | highway grade crossing while the gate or barrier is closed or is  
212 | being opened or closed.

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213 (3) A person who violates ~~violation of~~ this section  
214 commits ~~is~~ a noncriminal traffic infraction, punishable pursuant  
215 to chapter 318 as:

216 (a) ~~either~~ A pedestrian violation; ~~or~~

217 (b) If the infraction resulted from the operation of a  
218 vehicle, as a moving violation.

219 1. For a first violation, the person shall pay a fine of  
220 \$500 and have 6 points assessed against his or her driver  
221 license pursuant to s. 322.27(3) (d) 7.

222 2. For a second or subsequent violation, the person shall  
223 pay a fine of \$1,000 and have 6 points assessed against his or  
224 her driver license pursuant to s. 322.27(3) (d) 7.

225 Section 4. Section 316.1576, Florida Statutes, is amended  
226 to read:

227 316.1576 Insufficient clearance at a railroad-highway  
228 grade crossing.—

229 (1) A person may not drive a ~~any~~ vehicle through a  
230 railroad-highway grade crossing that does not have sufficient  
231 space to drive completely through the crossing without stopping  
232 or without obstructing the passage of other vehicles,  
233 pedestrians, railroad trains, or other railroad equipment,  
234 notwithstanding any traffic control signal indication to  
235 proceed.

236 (2) A person may not drive a ~~any~~ vehicle through a  
237 railroad-highway grade crossing that does not have sufficient

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238 undercarriage clearance to drive completely through the crossing  
239 without stopping or without obstructing the passage of a  
240 railroad train or other railroad equipment.

241 (3) A person who violates ~~violation of~~ this section  
242 commits ~~is~~ a noncriminal traffic infraction, punishable as a  
243 moving violation as provided in chapter 318.

244 (a) For a first violation, the person shall pay a fine of  
245 \$500 and have 6 points assessed against his or her driver  
246 license pursuant to s. 322.27(3) (d) 7.

247 (b) For a second or subsequent violation, the person shall  
248 pay a fine of \$1,000 and have 6 points assessed against his or  
249 her driver license pursuant to s. 322.27(3) (d) 7., and,  
250 notwithstanding s. 322.27(3) (a), (b), and (c), shall have his or  
251 her driving privilege suspended for not more than 6 months.

252 Section 5. Subsections (10) through (23) of section  
253 318.18, Florida Statutes, are renumbered as subsections (11)  
254 through (24), respectively, subsection (9) is amended, and a new  
255 subsection (10) is added to that section, to read:

256 318.18 Amount of penalties.—The penalties required for a  
257 noncriminal disposition pursuant to s. 318.14 or a criminal  
258 offense listed in s. 318.17 are as follows:

259 (9) Five ~~One~~ hundred dollars for a first violation and  
260 \$1,000 for a second or subsequent violation of s. 316.1575.

261 (10) Five hundred dollars for a first violation and \$1,000  
262 for a second or subsequent violation of s. 316.1576. In addition

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263 to this penalty, for a second or subsequent violation, the  
264 department shall suspend the driver license of the person for  
265 not more than 6 months.

266 Section 6. Subsection (26) of section 334.044, Florida  
267 Statutes, is amended to read:

268 334.044 Powers and duties of the department.—The  
269 department shall have the following general powers and duties:

270 (26) (a) To provide for the enhancement of environmental  
271 benefits, including air and water quality; to prevent roadside  
272 erosion; to conserve the natural roadside growth and scenery;  
273 and to provide for the implementation and maintenance of  
274 roadside conservation, enhancement, and stabilization programs.  
275 At least 1.5 percent of the amount contracted for construction  
276 projects shall be allocated by the department on a statewide  
277 basis for the purchase of plant materials. Department districts  
278 may not expend funds for landscaping in connection with any  
279 project that is limited to resurfacing existing lanes unless the  
280 expenditure has been approved by the department's secretary or  
281 the secretary's designee. To the greatest extent practical, at  
282 least 50 percent of the funds allocated under this subsection  
283 shall be allocated for large plant materials and the remaining  
284 funds for other plant materials. Except as prohibited by  
285 applicable federal law or regulation, all plant materials shall  
286 be purchased from Florida commercial nursery stock in this state  
287 on a uniform competitive bid basis. The department shall develop

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288 grades and standards for landscaping materials purchased through  
289 this process. To accomplish these activities, the department may  
290 contract with nonprofit organizations having the primary purpose  
291 of developing youth employment opportunities.

292 (b) In order to increase cost predictability and  
293 programming needs, a project with a total contracted  
294 construction cost greater than \$500 million shall have 0.5  
295 percent of the total construction cost expended in the fiscal  
296 year the project is planned for construction, and the remaining  
297 1 percent may be planned and expended over four fiscal years.

298 Section 7. Section 334.045, Florida Statutes, is repealed.

299 Section 8. Subsection (1) of section 334.048, Florida  
300 Statutes, is amended to read:

301 334.048 Legislative intent with respect to department  
302 management accountability and monitoring systems.—The department  
303 shall implement the following accountability and monitoring  
304 systems to evaluate whether the department's goals are being  
305 accomplished efficiently and cost-effectively, and ensure  
306 compliance with all laws, rules, policies, and procedures  
307 related to the department's operations:

308 (1) The department ~~Transportation Commission~~ shall monitor  
309 those aspects of the department's operations as assigned in s.  
310 20.23.

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312 Such systems are herein established to quickly identify and  
313 resolve problems, to hold responsible parties accountable, and  
314 to ensure that all costs to the taxpayer are recovered.

315 Section 9. Subsection (4) of section 334.065, Florida  
316 Statutes, is renumbered as subsection (5), subsection (3) is  
317 amended, and a new subsection (4) is added to that section, to  
318 read:

319 334.065 Center for Urban Transportation Research.—

320 (3) An advisory board shall be created to periodically and  
321 objectively review and advise the center concerning its research  
322 program. Except for projects mandated by law, state-funded base  
323 projects shall not be undertaken without approval of the  
324 advisory board. The membership of the board shall consist of  
325 nine experts in transportation-related areas, including  
326 electrical engineering, enterprise and infrastructure  
327 information technology, design architecture drafting, and  
328 workforce development, as follows:

329 (a) A member appointed by the President of the Senate.

330 (b) A member appointed by the Speaker of the House of  
331 Representatives.

332 (c) The Secretary of Transportation or his or her  
333 designee.

334 (d) The Secretary of Commerce or his or her designee. ~~the~~  
335 ~~secretaries of the Department of Transportation, the Department~~  
336 ~~of Environmental Protection, and the Department of Economic~~

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337 ~~Opportunity, or their designees, and~~

338 (e) A member of the Florida Transportation Commission.

339 (f) The nomination of the remaining four members of the  
340 board shall be made to the President of the University of South  
341 Florida by the College of Engineering at the University of South  
342 Florida, and the appointment of these members must be reviewed  
343 and approved by the Florida Transportation Commission and  
344 confirmed by the Board of Governors.

345 (4) By January 1, 2025, the center must deliver a report  
346 to the department on model policies and procedures or best  
347 practices for paratransit providers to complete trips within an  
348 acceptable time from pickup.

349 (5) By December 1, 2025, the center must deliver to the  
350 department, the Governor, the President of the Senate, and the  
351 Speaker of the House of Representatives a report examining  
352 alternate revenue sources for the State Transportation Trust  
353 Fund.

354 Section 10. Subsection (3) of section 334.066, Florida  
355 Statutes, is amended, and subsections (4) and (5) are added to  
356 that section, to read:

357 334.066 Implementing Solutions from Transportation  
358 Research and Evaluating Emerging Technologies Living Lab.—

359 (3) An advisory board shall be created to periodically  
360 review and advise I-STREET concerning its research program. The  
361 board shall consist of nine members with expertise in

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362 transportation-related areas, including electrical engineering,  
363 enterprise and infrastructure information technology, design  
364 architecture drafting, and workforce development, as follows:

365 (a) A member appointed by the President of the Senate.

366 (b) A member appointed by the Speaker of the House of  
367 Representatives.

368 (c) The Secretary of Transportation or his or her  
369 designee.

370 (d) The Secretary of Commerce ~~Economic Opportunity~~ or his  
371 or her designee.

372 (e) A member of the Florida Transportation Commission.

373 (f) Four members nominated by the University of Florida's  
374 College of Engineering and approved by the university's  
375 president. The College of Engineering's nominees may include  
376 representatives of the University of Florida, other academic and  
377 research institutions, or private entities.

378 (4) By January 1, 2025, I-STREET must deliver a  
379 comprehensive report on technology and training improvements to  
380 better support persons with disabilities utilizing paratransit  
381 services, including services administered by the federal, state,  
382 or local government, to the department, the Governor, the  
383 President of the Senate, and the Speaker of the House of  
384 Representatives. The report shall at a minimum include  
385 recommendations on technology improvements for paratransit  
386 providers serving persons with disabilities, including through

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387 local, state, and federal funding sources. At a minimum the  
388 report shall include a review and recommendations on:

389 (a) Technology systems to ensure the safety of  
390 individuals, including the use of in-cabin camera systems and  
391 other technologies to monitor the safety and well-being of  
392 individuals utilizing fixed routes.

393 (b) Best practices for data retention, including  
394 protection of personally identifiable information, length of  
395 retention, and location of retained files.

396 (c) State-of-the-industry on hardware and software,  
397 including camera providers, product specifications, and human-  
398 machine interfaces.

399 (d) Safety standards of professional engineering  
400 organizations on camera mounting best practices

401 (e) Costs of installation and maintenance of camera  
402 systems to paratransit providers.

403 (f) The use of internet, mobile, and application-based  
404 interfaces to book, monitor, and seek transportation services.  
405 The review must also consider accessibility needs.

406 (5) By December 1, 2025, I-STREET must deliver to the  
407 department, the Governor, the President of the Senate, and the  
408 Speaker of the House of Representatives a report examining  
409 methods of taxation or usage fees for residential charging of  
410 electric vehicles.

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411 Section 11. Paragraph (c) of subsection (4) of section  
412 339.135, Florida Statutes, is amended to read:

413 339.135 Work program; legislative budget request;  
414 definitions; preparation, adoption, execution, and amendment.—

415 (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

416 (c)1. For purposes of this section, the board of county  
417 commissioners shall serve as the metropolitan planning  
418 organization in those counties which are not located in a  
419 metropolitan planning organization and shall be involved in the  
420 development of the district work program to the same extent as a  
421 metropolitan planning organization.

422 2. The district work program shall be developed  
423 cooperatively from the outset with the various metropolitan  
424 planning organizations of the state and include, to the maximum  
425 extent feasible, the project priorities of metropolitan planning  
426 organizations which have been submitted to the district by  
427 August 1 of each year pursuant to s. 339.175(8) (b) ; ~~however, the~~  
428 ~~department and a metropolitan planning organization may, in~~  
429 ~~writing, cooperatively agree to vary this submittal date.~~ To  
430 assist the metropolitan planning organizations in developing  
431 their lists of project priorities, the district shall disclose  
432 to each metropolitan planning organization any anticipated  
433 changes in the allocation or programming of state and federal  
434 funds which may affect the inclusion of metropolitan planning  
435 organization project priorities in the district work program.

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436           3. Before submittal of the district work program to the  
437 central office, the district shall provide the affected  
438 metropolitan planning organization with written justification  
439 for any project proposed to be rescheduled or deleted from the  
440 district work program which project is part of the metropolitan  
441 planning organization's transportation improvement program and  
442 is contained in the last 4 years of the previous adopted work  
443 program. By no later than 14 days after submittal of the  
444 district work program to the central office, the affected  
445 metropolitan planning organization may file an objection to such  
446 rescheduling or deletion. When an objection is filed with the  
447 secretary, the rescheduling or deletion may not be included in  
448 the district work program unless the inclusion of such  
449 rescheduling or deletion is specifically approved by the  
450 secretary. The Florida Transportation Commission shall include  
451 such objections in its evaluation of the tentative work program  
452 only when the secretary has approved the rescheduling or  
453 deletion.

454           Section 12. Paragraphs (c), (f), (g), and (h) of  
455 subsection (4) of section 339.135, Florida Statutes, are amended  
456 to read:

457           339.135 Work program; legislative budget request;  
458 definitions; preparation, adoption, execution, and amendment.—

459           (4) FUNDING AND DEVELOPING A TENTATIVE WORK PROGRAM.—

460           (c)1. For purposes of this section, the board of county

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461 commissioners shall serve as the metropolitan planning  
462 organization in those counties which are not located in a  
463 metropolitan planning organization and shall be involved in the  
464 development of the district work program to the same extent as a  
465 metropolitan planning organization.

466 2. The district work program shall be developed  
467 cooperatively from the outset with the various metropolitan  
468 planning organizations of the state and include, to the maximum  
469 extent feasible, the project priorities of metropolitan planning  
470 organizations which have been submitted to the district by  
471 August 1 of each year pursuant to s. 339.175(8) (b); however, the  
472 department and a metropolitan planning organization may, in  
473 writing, cooperatively agree to vary this submittal date. To  
474 assist the metropolitan planning organizations in developing  
475 their lists of project priorities, the district shall disclose  
476 to each metropolitan planning organization any anticipated  
477 changes in the allocation or programming of state and federal  
478 funds which may affect the inclusion of metropolitan planning  
479 organization project priorities in the district work program.

480 3. Before submittal of the district work program to the  
481 central office, the district shall provide the affected  
482 metropolitan planning organization with written justification  
483 for any project proposed to be rescheduled or deleted from the  
484 district work program which project is part of the metropolitan  
485 planning organization's transportation improvement program and

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486 is contained in the last 4 years of the previous adopted work  
487 program. By no later than 14 days after submittal of the  
488 district work program to the central office, the affected  
489 metropolitan planning organization may file an objection to such  
490 rescheduling or deletion. When an objection is filed with the  
491 secretary, the rescheduling or deletion may not be included in  
492 the district work program unless the inclusion of such  
493 rescheduling or deletion is specifically approved by the  
494 secretary. ~~The Florida Transportation Commission shall include~~  
495 ~~such objections in its evaluation of the tentative work program~~  
496 ~~only when the secretary has approved the rescheduling or~~  
497 ~~deletion.~~

498 (f) The central office shall submit a preliminary copy of  
499 the tentative work program to the Executive Office of the  
500 Governor, the legislative appropriations committees, ~~the Florida~~  
501 ~~Transportation Commission~~, and the Department of Economic  
502 Opportunity at least 14 days prior to the convening of the  
503 regular legislative session. Prior to the statewide public  
504 hearing required by paragraph (g), the Department of Commerce  
505 ~~Economic Opportunity~~ shall transmit to the department ~~Florida~~  
506 ~~Transportation Commission~~ a list of those projects and project  
507 phases contained in the tentative work program which are  
508 identified as being inconsistent with approved local government  
509 comprehensive plans. For urbanized areas of metropolitan  
510 planning organizations, the list may not contain any project or

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511 project phase that is scheduled in a transportation improvement  
512 program unless such inconsistency has been previously reported  
513 to the affected metropolitan planning organization.

514 (g)1. The department ~~Florida Transportation Commission~~  
515 shall conduct a statewide public hearing on the tentative work  
516 program and shall advertise the time, place, and purpose of the  
517 hearing in the Florida Administrative Register at least 7 days  
518 prior to the hearing. As part of the statewide public hearing,  
519 the commission shall, at a minimum:

520 a. Conduct an in-depth evaluation of the tentative work  
521 program for compliance with applicable laws and departmental  
522 policies; and

523 b. Hear all questions, suggestions, or other comments  
524 offered by the public.

525 2. By no later than 14 days after the regular legislative  
526 session begins, the commission shall submit to the Executive  
527 Office of the Governor and the legislative appropriations  
528 committees a report that evaluates the tentative work program  
529 for:

530 a. Financial soundness;

531 b. Stability;

532 c. Production capacity;

533 d. Accomplishments, including compliance with program  
534 objectives in s. 334.046;

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535 e. Compliance with approved local government comprehensive  
536 plans;

537 f. Objections and requests by metropolitan planning  
538 organizations;

539 g. Policy changes and effects thereof;

540 h. Identification of statewide or regional projects; and

541 i. Compliance with all other applicable laws.

542 (h) ~~Following evaluation by the Florida Transportation~~  
543 ~~Commission,~~ The department shall submit the tentative work  
544 program to the Executive Office of the Governor and the  
545 legislative appropriations committees no later than 14 days  
546 after the regular legislative session begins.

547 Section 13. Subsection (10) of section 339.175, Florida  
548 Statutes, is renumbered as subsection (11), subsection (1),  
549 paragraph (a) of subsection (3), subsections (6), (7), and (8),  
550 and present subsection (11) are amended, and a new subsection  
551 (10) is added to that section, to read:

552 339.175 Metropolitan planning organization.—

553 (1) PURPOSE.—It is the intent of the Legislature to  
554 encourage and promote the safe and efficient management,  
555 operation, and development of multimodal surface transportation  
556 systems that will serve the mobility needs of people and freight  
557 and foster economic growth and development within and through  
558 urbanized areas of this state while balancing conservation of  
559 natural resources ~~minimizing transportation-related fuel~~

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560 ~~consumption, air pollution, and greenhouse gas emissions through~~  
561 ~~metropolitan transportation planning processes identified in~~  
562 ~~this section.~~ To accomplish these objectives, metropolitan  
563 planning organizations, referred to in this section as M.P.O.'s,  
564 shall develop, in cooperation with the state and public transit  
565 operators, transportation plans and programs for metropolitan  
566 areas. The plans and programs for each metropolitan area must  
567 provide for the development and integrated management and  
568 operation of transportation systems and facilities, including  
569 pedestrian walkways and bicycle transportation facilities that  
570 will function as an intermodal transportation system for the  
571 metropolitan area, based upon the prevailing principles provided  
572 in s. 334.046(1). The process for developing such plans and  
573 programs shall provide for consideration of all modes of  
574 transportation and shall be continuing, cooperative, and  
575 comprehensive, to the degree appropriate, based on the  
576 complexity of the transportation problems to be addressed. To  
577 ensure that the process is integrated with the statewide  
578 planning process, M.P.O.'s shall develop plans and programs that  
579 identify transportation facilities that should function as an  
580 integrated metropolitan transportation system, giving emphasis  
581 to facilities that serve important national, state, and regional  
582 transportation functions. For the purposes of this section,  
583 those facilities include the facilities on the Strategic  
584 Intermodal System designated under s. 339.63 and facilities for

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585 | which projects have been identified pursuant to s. 339.2819(4).  
586 |       (3) VOTING MEMBERSHIP.—  
587 |       (a) The voting membership of an M.P.O. shall consist of at  
588 | least 5 but not more than 25 apportioned members, with the exact  
589 | number determined on an equitable geographic-population ratio  
590 | basis, based on an agreement among the affected units of  
591 | general-purpose local government and the Governor, as required  
592 | by federal regulations. When two or more M.P.O.'s merge to form  
593 | a regional M.P.O., the voting membership of the resulting  
594 | regional M.P.O. may consist of up to 35 apportioned members for  
595 | equitable geographic-population representation, subject to  
596 | review by the Department of Transportation and approval by the  
597 | Governor. In accordance with 23 U.S.C. s. 134, the Governor may  
598 | also allow M.P.O. members who represent municipalities to  
599 | alternate with representatives from other municipalities within  
600 | the metropolitan planning area which do not have members on the  
601 | M.P.O. With the exception of instances in which all of the  
602 | county commissioners in a single-county M.P.O. are members of  
603 | the M.P.O. governing board, county commissioners shall compose  
604 | at least one-third of the M.P.O. governing board membership. A  
605 | multicounty M.P.O. may satisfy this requirement by any  
606 | combination of county commissioners from each of the counties  
607 | constituting the M.P.O. Voting members shall be elected  
608 | officials of general-purpose local governments, one of whom may  
609 | represent a group of general-purpose local governments through

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610 an entity created by an M.P.O. for that purpose. An M.P.O. may  
611 include, as part of its apportioned voting members, a member of  
612 a statutorily authorized planning board, an official of an  
613 agency that operates or administers a major mode of  
614 transportation, or an official of Space Florida. As used in this  
615 section, the term "elected officials of a general-purpose local  
616 government" excludes constitutional officers, including  
617 sheriffs, tax collectors, supervisors of elections, property  
618 appraisers, clerks of the court, and similar types of officials.  
619 County commissioners shall compose not less than 20 percent of  
620 the M.P.O. membership if an official of an agency that operates  
621 or administers a major mode of transportation has been appointed  
622 to an M.P.O.

623 (6) POWERS, DUTIES, AND RESPONSIBILITIES.—The powers,  
624 privileges, and authority of an M.P.O. are those specified in  
625 this section or incorporated in an interlocal agreement  
626 authorized under s. 163.01. Each M.P.O. shall perform all acts  
627 required by federal or state laws or rules, now and subsequently  
628 applicable, which are necessary to qualify for federal aid. It  
629 is the intent of this section that each M.P.O. be involved in  
630 the planning and prioritization ~~programming~~ of transportation  
631 facilities, including, but not limited to, airports, intercity  
632 and high-speed rail lines, seaports, and intermodal facilities,  
633 to the extent permitted by state or federal law. An M.P.O. may  
634 not perform project production or delivery for capital

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635 improvement projects on the State Highway System.

636 (a) Each M.P.O. shall, in cooperation with the department,  
637 develop and timely amend:

638 1. A long-range transportation plan pursuant to the  
639 requirements of subsection (7).

640 2. An annually updated transportation improvement program  
641 pursuant to the requirements of subsection (8).

642 3. An annual unified planning work program pursuant to the  
643 requirements of subsection (9).

644 (b) In developing the long-range transportation plan and  
645 the transportation improvement program required under paragraph  
646 (a), each M.P.O. shall provide for consideration of projects and  
647 strategies that will:

648 1. Support the economic vitality of the contiguous  
649 urbanized metropolitan area, especially by enabling global  
650 competitiveness, productivity, and efficiency.

651 2. Increase the safety and security of the transportation  
652 system for motorized and nonmotorized users.

653 3. Increase the accessibility and mobility options  
654 available to people and for freight.

655 4. Protect and enhance the environment, conserve natural  
656 resources ~~promote energy conservation~~, and improve quality of  
657 life.

658 5. Enhance the integration and connectivity of the  
659 transportation system, across and between modes and contiguous

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660 urbanized metropolitan areas, for people and freight.

661 6. Promote efficient system management and operation.

662 7. Emphasize the preservation of the existing  
663 transportation system.

664 8. Improve the resilience of transportation  
665 infrastructure.

666 9. Reduce traffic and congestion where feasible.

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

670 1. Prepare a congestion management system for the  
671 contiguous urbanized metropolitan area and cooperate with the  
672 department in the development of all other transportation  
673 management systems required by state or federal law.

674 2. Assist the department in mapping transportation  
675 planning boundaries required by state or federal law.

676 3. Assist the department in performing its duties relating  
677 to access management, functional classification of roads, and  
678 data collection.

679 4. Execute all agreements or certifications necessary to  
680 comply with applicable state or federal law.

681 5. Represent all the jurisdictional areas within the  
682 metropolitan area in the formulation of transportation plans and  
683 programs required by this section.

684 6. Perform all other duties required by state or federal

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685 law.

686 (d) Each M.P.O. shall appoint a technical advisory  
687 committee, the members of which shall serve at the pleasure of  
688 the M.P.O. The membership of the technical advisory committee  
689 must include, whenever possible, planners; engineers;  
690 representatives of local aviation authorities, intermodal  
691 logistics centers, port authorities, and public transit  
692 authorities or representatives of aviation departments, seaport  
693 departments, and public transit departments of municipal or  
694 county governments, as applicable; the school superintendent of  
695 each county within the jurisdiction of the M.P.O. or the  
696 superintendent's designee; and other appropriate representatives  
697 of affected local governments. For each M.P.O. the voting  
698 membership of which is governed by paragraph (3) (a), when  
699 selecting the membership of the technical advisory committee,  
700 the M.P.O. must consider the proportional representation of the  
701 area's population. In addition to any other duties assigned to  
702 it by the M.P.O. or by state or federal law, the technical  
703 advisory committee is responsible for considering safe access to  
704 schools in its review of transportation project priorities,  
705 long-range transportation plans, and transportation improvement  
706 programs, and shall advise the M.P.O. on such matters. In  
707 addition, the technical advisory committee shall coordinate its  
708 actions with local school boards and other local programs and  
709 organizations within the metropolitan area which participate in

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710 school safety activities, such as locally established community  
711 traffic safety teams. Local school boards must provide the  
712 appropriate M.P.O. with information concerning future school  
713 sites and in the coordination of transportation service.

714 (e)1. Each M.P.O. shall appoint a citizens' advisory  
715 committee, the members of which serve at the pleasure of the  
716 M.P.O. The membership on the citizens' advisory committee must  
717 reflect a ~~broad~~ cross-section of local residents with an  
718 interest in the development of an efficient, safe, and cost-  
719 effective transportation system. ~~Minorities, the elderly, and~~  
720 ~~the handicapped must be adequately represented.~~

721 2. Notwithstanding subparagraph 1., an M.P.O. may, with  
722 the approval of the department and the applicable federal  
723 governmental agency, adopt an alternative program or mechanism  
724 to ensure citizen involvement in the transportation planning  
725 process.

726 (f) The department shall allocate to each M.P.O., for the  
727 purpose of accomplishing its transportation planning ~~and~~  
728 ~~programming~~ duties, an appropriate amount of federal  
729 transportation planning funds.

730 (g) Each M.P.O. shall have an executive or staff director  
731 who reports directly to the M.P.O. governing board for all  
732 matters regarding the administration and operation of the M.P.O.  
733 and any additional personnel as deemed necessary. The executive  
734 director and any additional personnel may be employed either by

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735 an M.P.O. or by another governmental entity, such as a county,  
736 city, or regional planning council, that has a staff services  
737 agreement signed and in effect with the M.P.O. Each M.P.O. may  
738 enter into contracts with local or state agencies, private  
739 planning firms, private engineering firms, or other public or  
740 private entities to accomplish its transportation planning ~~and~~  
741 ~~programming~~ duties and administrative functions.

742 (h) In order to enhance their knowledge, effectiveness,  
743 and participation in the urbanized area transportation planning  
744 process, each M.P.O. shall provide training opportunities and  
745 training funds specifically for local elected officials and  
746 others who serve on an M.P.O. The training opportunities may be  
747 conducted by an individual M.P.O. or through statewide and  
748 federal training programs and initiatives that are specifically  
749 designed to meet the needs of M.P.O. board members.

750 (i) By February 28, 2025 ~~December 31, 2023~~, the M.P.O.'s  
751 serving Lee and Collier ~~Hillsborough, Pasco, and Pinellas~~  
752 Counties must submit a feasibility report to the Governor, the  
753 President of the Senate, and the Speaker of the House of  
754 Representatives exploring the benefits, costs, and process of  
755 consolidation into a single M.P.O. serving the contiguous  
756 urbanized area, the goal of which would be to:

757 1. Coordinate transportation projects deemed to be  
758 regionally significant.

759 2. Review the impact of regionally significant land use

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760 decisions on the region.

761 3. Review all proposed regionally significant  
762 transportation projects in the respective transportation  
763 improvement programs.

764 (j)1. To more fully accomplish the purposes for which  
765 M.P.O.'s have been mandated, the department shall, at least  
766 annually, convene M.P.O.'s of similar size, based on the size of  
767 population served, for the purpose of exchanging best practices.  
768 M.P.O.'s may ~~shall~~ develop committees or working groups as  
769 needed to accomplish such purpose. Training for new M.P.O.  
770 governing board members shall be provided by the department and  
771 by either the Florida Center for Urban Transportation Research,  
772 or by the Implementing Solutions from Transportation Research  
773 and Evaluating Emerging Technologies (I-STREET) Living Lab  
774 ~~coordination mechanisms with one another to expand and improve~~  
775 ~~transportation within the state. The appropriate method of~~  
776 ~~coordination between M.P.O.'s shall vary depending upon the~~  
777 ~~project involved and given local and regional needs.~~  
778 ~~Consequently, it is appropriate to set forth a flexible~~  
779 ~~methodology that can be used by M.P.O.'s to coordinate with~~  
780 ~~other M.P.O.'s and appropriate political subdivisions as~~  
781 ~~circumstances demand.~~

782 2. Any M.P.O. may join with any other M.P.O. or any  
783 individual political subdivision to coordinate activities or to  
784 achieve any federal or state transportation planning or

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785 development goals or purposes consistent with federal or state  
786 law. When an M.P.O. determines that it is appropriate to join  
787 with another M.P.O. or any political subdivision to coordinate  
788 activities, the M.P.O. or political subdivision shall enter into  
789 an interlocal agreement pursuant to s. 163.01, which, at a  
790 minimum, creates a separate legal or administrative entity to  
791 coordinate the transportation planning or development activities  
792 required to achieve the goal or purpose; provides the purpose  
793 for which the entity is created; provides the duration of the  
794 agreement and the entity and specifies how the agreement may be  
795 terminated, modified, or rescinded; describes the precise  
796 organization of the entity, including who has voting rights on  
797 the governing board, whether alternative voting members are  
798 provided for, how voting members are appointed, and what the  
799 relative voting strength is for each constituent M.P.O. or  
800 political subdivision; provides the manner in which the parties  
801 to the agreement will provide for the financial support of the  
802 entity and payment of costs and expenses of the entity; provides  
803 the manner in which funds may be paid to and disbursed from the  
804 entity; and provides how members of the entity will resolve  
805 disagreements regarding interpretation of the interlocal  
806 agreement or disputes relating to the operation of the entity.  
807 Such interlocal agreement shall become effective upon its  
808 recordation in the official public records of each county in  
809 which a member of the entity created by the interlocal agreement

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810 has a voting member. Multiple M.P.O.'s may merge, combine, or  
811 otherwise join together as a single M.P.O.

812 (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must  
813 develop a long-range transportation plan that addresses at least  
814 a 20-year planning horizon. The plan must include both long-  
815 range and short-range strategies and must comply with all other  
816 state and federal requirements. The prevailing principles to be  
817 considered in the long-range transportation plan are: preserving  
818 the existing transportation infrastructure; enhancing Florida's  
819 economic competitiveness; and improving travel choices to ensure  
820 mobility. The long-range transportation plan must be consistent,  
821 to the maximum extent feasible, with future land use elements  
822 and the goals, objectives, and policies of the approved local  
823 government comprehensive plans of the units of local government  
824 located within the jurisdiction of the M.P.O. Each M.P.O. is  
825 encouraged to consider strategies that integrate transportation  
826 and land use planning ~~to provide for sustainable development and~~  
827 ~~reduce greenhouse gas emissions.~~ M.P.O.'s within the same  
828 urbanized area shall develop a regional long-range  
829 transportation plan and pool resources for regionally  
830 significant transportation infrastructure projects. The approved  
831 long-range transportation plan must be considered by local  
832 governments in the development of the transportation elements in  
833 local government comprehensive plans and any amendments thereto.  
834 The long-range transportation plan must, at a minimum:

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835 (a) Identify transportation facilities, including, but not  
836 limited to, major roadways, airports, seaports, spaceports,  
837 commuter rail systems, transit systems, and intermodal or  
838 multimodal terminals that will function as an integrated  
839 metropolitan transportation system. The long-range  
840 transportation plan must give emphasis to those transportation  
841 facilities that serve national, statewide, or regional  
842 functions, and must consider the goals and objectives identified  
843 in the Florida Transportation Plan as provided in s. 339.155. If  
844 a project is located within the boundaries of more than one  
845 M.P.O., the M.P.O.'s must coordinate plans regarding the project  
846 in the long-range transportation plan. ~~Multiple M.P.O.'s within  
847 a contiguous urbanized area must coordinate the development of  
848 long-range transportation plans to be reviewed by the  
849 Metropolitan Planning Organization Advisory Council.~~

850 (b) Include a financial plan that demonstrates how the  
851 plan can be implemented, indicating resources from public and  
852 private sources which are reasonably expected to be available to  
853 carry out the plan, and recommends any additional financing  
854 strategies for needed projects and programs. The financial plan  
855 may include, for illustrative purposes, additional projects that  
856 would be included in the adopted long-range transportation plan  
857 if reasonable additional resources beyond those identified in  
858 the financial plan were available. For the purpose of developing  
859 the long-range transportation plan, the M.P.O. and the

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860 department shall cooperatively develop estimates of funds that  
861 will be available to support the plan implementation. Innovative  
862 financing techniques may be used to fund needed projects and  
863 programs. Such techniques may include the assessment of tolls,  
864 public-private partnerships, the use of value capture financing,  
865 or the use of value pricing. Multiple M.P.O.'s within a  
866 contiguous urbanized area must ensure, to the maximum extent  
867 possible, the consistency of data used in the planning process.

868 (c) Assess capital investment and other measures necessary  
869 to:

870 1. Ensure the preservation of the existing metropolitan  
871 transportation system including requirements for the operation,  
872 resurfacing, restoration, and rehabilitation of major roadways  
873 and requirements for the operation, maintenance, modernization,  
874 and rehabilitation of public transportation facilities; and

875 2. Make the most efficient use of existing transportation  
876 facilities to relieve vehicular congestion, improve safety, and  
877 maximize the mobility of people and goods. Such efforts must  
878 include, but are not limited to, consideration of infrastructure  
879 and technological improvements necessary to accommodate advances  
880 in vehicle technology, such as automated driving systems and  
881 other developments.

882 (d) Indicate, as appropriate, proposed transportation  
883 enhancement activities, including, but not limited to,  
884 pedestrian and bicycle facilities, trails or facilities that are

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885 regionally significant or critical linkages for the Florida  
886 Shared-Use Nonmotorized Trail Network, scenic easements,  
887 landscaping, integration of advanced air mobility, and  
888 integration of autonomous, electric, and alternative-fuel  
889 vehicles, electric bicycles, and motorized scooters used for  
890 freight, commuter, or micromobility purposes ~~historic~~  
891 ~~preservation, mitigation of water pollution due to highway~~  
892 ~~runoff, and control of outdoor advertising.~~

893 (e) In addition to the requirements of paragraphs (a)-(d),  
894 in metropolitan areas that are classified as nonattainment areas  
895 for ozone or carbon monoxide, the M.P.O. must coordinate the  
896 development of the long-range transportation plan with the State  
897 Implementation Plan developed pursuant to the requirements of  
898 the federal Clean Air Act.

899  
900 In the development of its long-range transportation plan, each  
901 M.P.O. must provide the public, affected public agencies,  
902 representatives of transportation agency employees, freight  
903 shippers, providers of freight transportation services, private  
904 providers of transportation, representatives of users of public  
905 transit, and other interested parties with a reasonable  
906 opportunity to comment on the long-range transportation plan.  
907 The long-range transportation plan must be approved by the  
908 M.P.O.

909 (8) TRANSPORTATION IMPROVEMENT PROGRAM.—Each M.P.O. shall,

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910 in cooperation with the state and affected public transportation  
911 operators, develop a transportation improvement program for the  
912 area within the jurisdiction of the M.P.O. It is the M.P.O.'s  
913 responsibility, in collaboration with the department, to  
914 identify, prioritize, and present to the department a complete  
915 list of multimodal transportation projects consistent with the  
916 needs of the metropolitan planning area. It is the department's  
917 responsibility to program projects in the state transportation  
918 improvement program. In the development of the transportation  
919 improvement program, each M.P.O. must provide the public,  
920 affected public agencies, representatives of transportation  
921 agency employees, freight shippers, providers of freight  
922 transportation services, private providers of transportation,  
923 representatives of users of public transit, and other interested  
924 parties with a reasonable opportunity to comment on the proposed  
925 transportation improvement program.

926 (a) Each M.P.O. is responsible for developing, annually, a  
927 list of project priorities and a transportation improvement  
928 program. The prevailing principles to be considered by each  
929 M.P.O. when developing a list of project priorities and a  
930 transportation improvement program are: preserving the existing  
931 transportation infrastructure; enhancing Florida's economic  
932 competitiveness; and improving travel choices to ensure safety  
933 and mobility. The transportation improvement program will be  
934 used to initiate federally aided transportation facilities and

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935 improvements as well as other transportation facilities and  
936 improvements including transit, rail, aviation, spaceport, and  
937 port facilities to be funded from the State Transportation Trust  
938 Fund within its metropolitan area in accordance with existing  
939 and subsequent federal and state laws and rules and regulations  
940 related thereto. The transportation improvement program shall be  
941 consistent, to the maximum extent feasible, with the approved  
942 local government comprehensive plans of the units of local  
943 government whose boundaries are within the metropolitan area of  
944 the M.P.O. and include those projects programmed pursuant to s.  
945 339.2819(4). Multiple M.P.O.'s within a contiguous urbanized  
946 area must coordinate transportation improvement programs.

947 (b) Each M.P.O. annually shall prepare a list of project  
948 priorities and shall submit the list to the appropriate district  
949 of the department by August 1 of each year; ~~however, the~~  
950 ~~department and a metropolitan planning organization may, in~~  
951 ~~writing, agree to vary this submittal date.~~ Where more than one  
952 M.P.O. exists in an urbanized area, the M.P.O.'s shall develop  
953 ~~coordinate in the development of~~ regionally significant project  
954 priorities. The list of project priorities must be formally  
955 reviewed by the technical and citizens' advisory committees, and  
956 approved by the M.P.O., before it is transmitted to the  
957 district. The approved list of project priorities must be used  
958 by the district in developing the district work program and must  
959 be used by the M.P.O. in developing its transportation

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960 improvement program. The annual list of project priorities must  
961 be based upon project selection criteria that, at a minimum,  
962 consider the following:

- 963 1. The approved M.P.O. long-range transportation plan.~~†~~
- 964 2. The Strategic Intermodal System Plan developed under s.  
965 339.64 and essential projects to update the state's  
966 transportation network, address congestion, enhance safety,  
967 ensure resiliency, and facilitate supply chain needs.
- 968 3. The priorities developed pursuant to s. 339.2819(4).
- 969 4. The results of the transportation management systems.~~†~~  
970 ~~and~~
- 971 5. The M.P.O.'s public-involvement procedures.

972 (c) The transportation improvement program must, at a  
973 minimum:

- 974 1. Include projects and project phases to be funded with  
975 state or federal funds within the time period of the  
976 transportation improvement program and which are recommended for  
977 advancement during the next fiscal year and 4 subsequent fiscal  
978 years. Such projects and project phases must be consistent, to  
979 the maximum extent feasible, with the approved local government  
980 comprehensive plans of the units of local government located  
981 within the jurisdiction of the M.P.O. and the Strategic  
982 Intermodal System Plan. For informational purposes, the  
983 transportation improvement program shall also include a list of  
984 projects to be funded from local or private revenues.

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

989           3. Provide a financial plan that demonstrates how the  
990 transportation improvement program can be implemented; indicates  
991 the resources, both public and private, that are reasonably  
992 expected to be available to accomplish the program; identifies  
993 any innovative financing techniques that may be used to fund  
994 needed projects and programs; and may include, for illustrative  
995 purposes, additional projects that would be included in the  
996 approved transportation improvement program if reasonable  
997 additional resources beyond those identified in the financial  
998 plan were available. Innovative financing techniques may include  
999 the assessment of tolls, the use of value capture financing, or  
1000 the use of value pricing. The transportation improvement program  
1001 may include a project or project phase only if full funding can  
1002 reasonably be anticipated to be available for the project or  
1003 project phase within the time period contemplated for completion  
1004 of the project or project phase.

1005           4. Group projects and project phases of similar urgency  
1006 and anticipated staging into appropriate staging periods.

1007           5. Indicate how the transportation improvement program  
1008 relates to the long-range transportation plan developed under  
1009 subsection (7), including providing examples of specific

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1010 projects or project phases that further the goals and policies  
1011 of the long-range transportation plan.

1012 6. Indicate whether any project or project phase is  
1013 inconsistent with an approved comprehensive plan of a unit of  
1014 local government located within the jurisdiction of the M.P.O.  
1015 If a project is inconsistent with an affected comprehensive  
1016 plan, the M.P.O. must provide justification for including the  
1017 project in the transportation improvement program.

1018 7. Indicate how the improvements are consistent, to the  
1019 maximum extent feasible, with affected seaport, airport, and  
1020 spaceport master plans and with public transit development plans  
1021 of the units of local government located within the jurisdiction  
1022 of the M.P.O. If a project is located within the boundaries of  
1023 more than one M.P.O., the M.P.O.'s must coordinate plans  
1024 regarding the project in the transportation improvement program.

1025 8. Indicate coordination or alignment with transportation  
1026 improvement plans of other M.P.O.'s within the contiguous  
1027 urbanized area.

1028 (d) Projects included in the transportation improvement  
1029 program and that have advanced to the design stage of  
1030 preliminary engineering may be removed from or rescheduled in a  
1031 subsequent transportation improvement program only by the joint  
1032 action of the M.P.O. and the department. Except when recommended  
1033 in writing by the district secretary for good cause, any project  
1034 removed from or rescheduled in a subsequent transportation

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1035 improvement program shall not be rescheduled by the M.P.O. in  
1036 that subsequent program earlier than the 5th year of such  
1037 program, and funding for the previously committed phases shall  
1038 be reprogrammed for other projects within the list of project  
1039 priorities.

1040 (e) During the development of the transportation  
1041 improvement program, the M.P.O. shall, in cooperation with the  
1042 department and any affected public transit operation, provide  
1043 citizens, affected public agencies, representatives of  
1044 transportation agency employees, freight shippers, providers of  
1045 freight transportation services, private providers of  
1046 transportation, representatives of users of public transit, and  
1047 other interested parties with reasonable notice of and an  
1048 opportunity to comment on the proposed program.

1049 (f) The adopted annual transportation improvement program  
1050 for M.P.O.'s in nonattainment or maintenance areas must be  
1051 submitted to the district secretary and the Department of  
1052 Economic Opportunity at least 90 days before the submission of  
1053 the state transportation improvement program by the department  
1054 to the appropriate federal agencies. The annual transportation  
1055 improvement program for M.P.O.'s in attainment areas must be  
1056 submitted to the district secretary and the Department of  
1057 Economic Opportunity at least 45 days before the department  
1058 submits the state transportation improvement program to the  
1059 appropriate federal agencies; however, the department, the

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1060 Department of Economic Opportunity, and a metropolitan planning  
1061 organization may, in writing, agree to vary this submittal date.  
1062 The Governor or the Governor's designee shall review and approve  
1063 each transportation improvement program and any amendments  
1064 thereto.

1065 (g) The Department of Economic Opportunity shall review  
1066 the annual transportation improvement program of each M.P.O. for  
1067 consistency with the approved local government comprehensive  
1068 plans of the units of local government whose boundaries are  
1069 within the metropolitan area of each M.P.O. and shall identify  
1070 those projects that are inconsistent with such comprehensive  
1071 plans. The Department of Economic Opportunity shall notify an  
1072 M.P.O. of any transportation projects contained in its  
1073 transportation improvement program which are inconsistent with  
1074 the approved local government comprehensive plans of the units  
1075 of local government whose boundaries are within the metropolitan  
1076 area of the M.P.O.

1077 (h) The M.P.O. shall annually publish or otherwise make  
1078 available for public review the annual listing of projects for  
1079 which federal funds have been obligated in the preceding year.  
1080 Project monitoring systems must be maintained by those agencies  
1081 responsible for obligating federal funds and made accessible to  
1082 the M.P.O.'s.

1083 (10) AGREEMENTS; ACCOUNTABILITY.-

1084 (a) Each M.P.O. may execute a written agreement with the

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1085 department, which shall be reviewed, and updated as necessary,  
1086 every 5 years, which clearly establishes the cooperative  
1087 relationship essential to accomplish the transportation planning  
1088 requirements of state and federal law. Roles, responsibilities,  
1089 and expectations for accomplishing consistency with federal and  
1090 state requirements and priorities must be described and  
1091 formalized in the agreement. The agreement shall describe and  
1092 formalize the M.P.O.'s responsibility, in collaboration with the  
1093 department, to identify, prioritize, and present to the  
1094 department a complete list of multimodal transportation projects  
1095 consistent with the needs of the metropolitan planning area. It  
1096 is the department's responsibility to program projects in the  
1097 state transportation improvement program.

1098 (b) The department shall establish, in collaboration with  
1099 the M.P.Os, quality performance metrics such as safety,  
1100 infrastructure condition, congestion relief, and mobility. Each  
1101 M.P.O. must, as part of its long-range transportation plan, in  
1102 direct coordination with the department, develop targets for  
1103 each performance measure within the metropolitan planning area  
1104 boundary. The performance targets must support efficient and  
1105 safe movement of people and goods both within the M.P.O.  
1106 planning area and between regions. Each M.P.O. must report  
1107 progress toward establishing performance targets for each  
1108 measure annually in its transportation improvement plan. The  
1109 Department will evaluate and post on its website whether each

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1110 M.P.O. has made significant progress toward its target for the  
1111 applicable reporting period.

1112 ~~(11) METROPOLITAN PLANNING ORGANIZATION ADVISORY COUNCIL.—~~

1113 ~~(a) A Metropolitan Planning Organization Advisory Council~~  
1114 ~~is created to augment, and not supplant, the role of the~~  
1115 ~~individual M.P.O.'s in the cooperative transportation planning~~  
1116 ~~process described in this section.~~

1117 ~~(b) The council shall consist of one representative from~~  
1118 ~~each M.P.O. and shall elect a chairperson annually from its~~  
1119 ~~number. Each M.P.O. shall also elect an alternate representative~~  
1120 ~~from each M.P.O. to vote in the absence of the representative.~~  
1121 ~~Members of the council do not receive any compensation for their~~  
1122 ~~services, but may be reimbursed from funds made available to~~  
1123 ~~council members for travel and per diem expenses incurred in the~~  
1124 ~~performance of their council duties as provided in s. 112.061.~~

1125 ~~(c) The powers and duties of the Metropolitan Planning~~  
1126 ~~Organization Advisory Council are to:~~

1127 ~~1. Establish bylaws by action of its governing board~~  
1128 ~~providing procedural rules to guide its proceedings and~~  
1129 ~~consideration of matters before the council, or, alternatively,~~  
1130 ~~adopt rules pursuant to ss. 120.536(1) and 120.54 to implement~~  
1131 ~~provisions of law conferring powers or duties upon it.~~

1132 ~~2. Assist M.P.O.'s in carrying out the urbanized area~~  
1133 ~~transportation planning process by serving as the principal~~  
1134 ~~forum for collective policy discussion pursuant to law.~~

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1135 ~~3. Serve as a clearinghouse for review and comment by~~  
1136 ~~M.P.O.'s on the Florida Transportation Plan and on other issues~~  
1137 ~~required to comply with federal or state law in carrying out the~~  
1138 ~~urbanized area transportation and systematic planning processes~~  
1139 ~~instituted pursuant to s. 339.155. The council must also report~~  
1140 ~~annually to the Florida Transportation Commission on the~~  
1141 ~~alignment of M.P.O. long-range transportation plans with the~~  
1142 ~~Florida Transportation Plan.~~

1143 ~~4. Employ an executive director and such other staff as~~  
1144 ~~necessary to perform adequately the functions of the council,~~  
1145 ~~within budgetary limitations. The executive director and staff~~  
1146 ~~are exempt from part II of chapter 110 and serve at the~~  
1147 ~~direction and control of the council. The council is assigned to~~  
1148 ~~the Office of the Secretary of the Department of Transportation~~  
1149 ~~for fiscal and accountability purposes, but it shall otherwise~~  
1150 ~~function independently of the control and direction of the~~  
1151 ~~department.~~

1152 ~~5. Deliver training on federal and state program~~  
1153 ~~requirements and procedures to M.P.O. board members and M.P.O.~~  
1154 ~~staff.~~

1155 ~~6. Adopt an agency strategic plan that prioritizes steps~~  
1156 ~~the agency will take to carry out its mission within the context~~  
1157 ~~of the state comprehensive plan and any other statutory mandates~~  
1158 ~~and directives.~~

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1159       ~~(d) The Metropolitan Planning Organization Advisory~~  
1160 ~~Council may enter into contracts in accordance with chapter 287~~  
1161 ~~to support the activities described in paragraph (c). Lobbying~~  
1162 ~~and the acceptance of funds, grants, assistance, gifts, or~~  
1163 ~~bequests from private, local, state, or federal sources are~~  
1164 ~~prohibited.~~

1165       Section 14. Subsection (6) of section 28.37, Florida  
1166 Statutes, is amended to read:

1167       28.37 Fines, fees, service charges, and costs remitted to  
1168 the state.—

1169       (6) Ten percent of all court-related fines collected by  
1170 the clerk, except for penalties or fines distributed to counties  
1171 or municipalities under s. 316.0083(1)(b)3. or s. 318.18(16)(a)  
1172 ~~s. 318.18(15)(a)~~, must be deposited into the fine and forfeiture  
1173 fund to be used exclusively for clerk court-related functions,  
1174 as provided in s. 28.35(3)(a).

1175       Section 15. Paragraph (c) of subsection (1) of section  
1176 142.01, Florida Statutes, is amended to read:

1177       142.01 Fine and forfeiture fund; disposition of revenue;  
1178 clerk of the circuit court.—

1179       (1) There shall be established by the clerk of the circuit  
1180 court in each county of this state a separate fund to be known  
1181 as the fine and forfeiture fund for use by the clerk of the  
1182 circuit court in performing court-related functions. The fund  
1183 shall consist of the following:

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1184 (c) Court costs pursuant to ss. 28.2402(1)(b),  
1185 34.045(1)(b), 318.14(10)(b), 318.18(12)(a) ~~318.18(11)(a)~~,  
1186 327.73(9)(a) and (11)(a), and 938.05(3).

1187 Section 16. Subsection (4) of section 316.1951, Florida  
1188 Statutes, is amended to read:

1189 316.1951 Parking for certain purposes prohibited; sale of  
1190 motor vehicles; prohibited acts.—

1191 (4) A local government may adopt an ordinance to allow the  
1192 towing of a motor vehicle parked in violation of this section. A  
1193 law enforcement officer, compliance officer, code enforcement  
1194 officer from any local government agency, or supervisor of the  
1195 department may issue a citation and cause to be immediately  
1196 removed at the owner's expense any motor vehicle found in  
1197 violation of subsection (1), except as provided in subsections  
1198 (2) and (3), or in violation of subsection (5), subsection (6),  
1199 subsection (7), or subsection (8), and the owner shall be  
1200 assessed a penalty as provided in s. 318.18(22) ~~s. 318.18(21)~~ by  
1201 the government agency or authority that orders immediate removal  
1202 of the motor vehicle. A motor vehicle removed under this section  
1203 shall not be released from an impound or towing and storage  
1204 facility before a release form prescribed by the department has  
1205 been completed verifying that the fine has been paid to the  
1206 government agency or authority that ordered immediate removal of  
1207 the motor vehicle. However, the owner may pay towing and storage  
1208 charges to the towing and storage facility pursuant to s. 713.78

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1209 before payment of the fine or before the release form has been  
1210 completed.

1211 Section 17. Subsection (4) of section 316.306, Florida  
1212 Statutes, is amended to read:

1213 316.306 School and work zones; prohibition on the use of a  
1214 wireless communications device in a handheld manner.—

1215 (4)(a) Any person who violates this section commits a  
1216 noncriminal traffic infraction, punishable as a moving  
1217 violation, as provided in chapter 318, and shall have 3 points  
1218 assessed against his or her driver license as set forth in s.  
1219 322.27(3)(d)8. ~~s. 322.27(3)(d)7.~~ For a first offense under this  
1220 section, in lieu of the penalty specified in s. 318.18 and the  
1221 assessment of points, a person who violates this section may  
1222 elect to participate in a wireless communications device driving  
1223 safety program approved by the Department of Highway Safety and  
1224 Motor Vehicles. Upon completion of such program, the penalty  
1225 specified in s. 318.18 and associated costs may be waived by the  
1226 clerk of the court and the assessment of points must be waived.

1227 (b) The clerk of the court may dismiss a case and assess  
1228 court costs in accordance with s. 318.18(12)(a) ~~s. 318.18(11)(a)~~  
1229 for a nonmoving traffic infraction for a person who is cited for  
1230 a first time violation of this section if the person shows the  
1231 clerk proof of purchase of equipment that enables his or her  
1232 personal wireless communications device to be used in a hands-  
1233 free manner.

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1234 Section 18. Subsection (7) of section 316.622, Florida  
1235 Statutes, is amended to read:

1236 316.622 Farm labor vehicles.—

1237 (7) A violation of this section is a noncriminal traffic  
1238 infraction, punishable as provided in s. 318.18(17) ~~s.~~  
1239 ~~318.18(16)~~.

1240 Section 19. Section 318.121, Florida Statutes, is amended  
1241 to read:

1242 318.121 Preemption of additional fees, fines, surcharges,  
1243 and costs.—Notwithstanding any general or special law, or  
1244 municipal or county ordinance, additional fees, fines,  
1245 surcharges, or costs other than the court costs and surcharges  
1246 assessed under s. 318.18(12), (14), (19), (20), and (23) ~~s.~~  
1247 ~~318.18(11), (13), (18), (19), and (22)~~ may not be added to the  
1248 civil traffic penalties assessed under this chapter.

1249 Section 20. Section 14. Subsections (13), (16) through  
1250 (19), and (21) of section 318.21, Florida Statutes, are amended  
1251 to read:

1252 318.21 Disposition of civil penalties by county courts.—  
1253 All civil penalties received by a county court pursuant to the  
1254 provisions of this chapter shall be distributed and paid monthly  
1255 as follows:

1256 (13) Of the proceeds from the fine under s. 318.18(16) ~~s.~~  
1257 ~~318.18(15)~~, \$65 shall be remitted to the Department of Revenue  
1258 for deposit into the Administrative Trust Fund of the Department

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1259 of Health and the remaining \$60 shall be distributed pursuant to  
1260 subsections (1) and (2).

1261 (16) The proceeds from the fines described in s.  
1262 318.18(17) ~~s. 318.18(16)~~ shall be remitted to the law  
1263 enforcement agency that issues the citation for a violation of  
1264 s. 316.622. The funds must be used for continued education and  
1265 enforcement of s. 316.622 and other related safety measures  
1266 contained in chapter 316.

1267 (17) Notwithstanding subsections (1) and (2), the proceeds  
1268 from the surcharge imposed under s. 318.18(18) ~~s. 318.18(17)~~  
1269 shall be distributed as provided in that subsection. This  
1270 subsection expires July 1, 2026.

1271 (18) Notwithstanding subsections (1) and (2), the proceeds  
1272 from the administrative fee imposed under s. 318.18(19) ~~s.~~  
1273 ~~318.18(18)~~ shall be distributed as provided in that subsection.

1274 (19) Notwithstanding subsections (1) and (2), the proceeds  
1275 from the Article V assessment imposed under s. 318.18(20) ~~s.~~  
1276 ~~318.18(19)~~ shall be distributed as provided in that subsection.

1277 (21) Notwithstanding subsections (1) and (2), the proceeds  
1278 from the additional penalties imposed pursuant to s.  
1279 318.18(5)(c) and (21) ~~(20)~~ shall be distributed as provided in  
1280 that section.

1281 Section 21. Paragraph (d) of subsection (3) of section  
1282 322.27, Florida Statutes, is amended to read:

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1283 322.27 Authority of department to suspend or revoke driver  
1284 license or identification card.—

1285 (3) There is established a point system for evaluation of  
1286 convictions of violations of motor vehicle laws or ordinances,  
1287 and violations of applicable provisions of s. 403.413(6) (b) when  
1288 such violations involve the use of motor vehicles, for the  
1289 determination of the continuing qualification of any person to  
1290 operate a motor vehicle. The department is authorized to suspend  
1291 the license of any person upon showing of its records or other  
1292 good and sufficient evidence that the licensee has been  
1293 convicted of violation of motor vehicle laws or ordinances, or  
1294 applicable provisions of s. 403.413(6) (b), amounting to 12 or  
1295 more points as determined by the point system. The suspension  
1296 shall be for a period of not more than 1 year.

1297 (d) The point system shall have as its basic element a  
1298 graduated scale of points assigning relative values to  
1299 convictions of the following violations:

1300 1. Reckless driving, willful and wanton—4 points.

1301 2. Leaving the scene of a crash resulting in property  
1302 damage of more than \$50—6 points.

1303 3. Unlawful speed, or unlawful use of a wireless  
1304 communications device, resulting in a crash—6 points.

1305 4. Passing a stopped school bus:

1306 a. Not causing or resulting in serious bodily injury to or  
1307 death of another—4 points.

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- 1308           b. Causing or resulting in serious bodily injury to or  
1309 death of another—6 points.
- 1310           c. Points may not be imposed for a violation of passing a  
1311 stopped school bus as provided in s. 316.172(1) (a) or (b) when  
1312 enforced by a school bus infraction detection system pursuant s.  
1313 316.173. In addition, a violation of s. 316.172(1) (a) or (b)  
1314 when enforced by a school bus infraction detection system  
1315 pursuant to s. 316.173 may not be used for purposes of setting  
1316 motor vehicle insurance rates.
- 1317           5. Unlawful speed:
- 1318           a. Not in excess of 15 miles per hour of lawful or posted  
1319 speed—3 points.
- 1320           b. In excess of 15 miles per hour of lawful or posted  
1321 speed—4 points.
- 1322           c. Points may not be imposed for a violation of unlawful  
1323 speed as provided in s. 316.1895 or s. 316.183 when enforced by  
1324 a traffic infraction enforcement officer pursuant to s.  
1325 316.1896. In addition, a violation of s. 316.1895 or s. 316.183  
1326 when enforced by a traffic infraction enforcement officer  
1327 pursuant to s. 316.1896 may not be used for purposes of setting  
1328 motor vehicle insurance rates.
- 1329           6. A violation of a traffic control signal device as  
1330 provided in s. 316.074(1) or s. 316.075(1) (c)1.—4 points.  
1331 However, points may not be imposed for a violation of s.  
1332 316.074(1) or s. 316.075(1) (c)1. when a driver has failed to

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1333 stop at a traffic signal and when enforced by a traffic  
1334 infraction enforcement officer. In addition, a violation of s.  
1335 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to  
1336 stop at a traffic signal and when enforced by a traffic  
1337 infraction enforcement officer may not be used for purposes of  
1338 setting motor vehicle insurance rates.

1339 7. Unlawfully driving a vehicle through a railroad-highway  
1340 grade crossing—6 points.

1341 8.7. All other moving violations (including parking on a  
1342 highway outside the limits of a municipality)—3 points. However,  
1343 points may not be imposed for a violation of s. 316.0741 or s.  
1344 316.2065(11); and points may be imposed for a violation of s.  
1345 316.1001 only when imposed by the court after a hearing pursuant  
1346 to s. 318.14(5).

1347 9.8. Any moving violation covered in this paragraph,  
1348 excluding unlawful speed and unlawful use of a wireless  
1349 communications device, resulting in a crash—4 points.

1350 10.9. Any conviction under s. 403.413(6)(b)—3 points.

1351 11.10. Any conviction under s. 316.0775(2)—4 points.

1352 12.11. A moving violation covered in this paragraph which  
1353 is committed in conjunction with the unlawful use of a wireless  
1354 communications device within a school safety zone—2 points, in  
1355 addition to the points assigned for the moving violation.

1356 Section 22. Subsections (15) and (16) of section 331.3051,  
1357 Florida Statutes, are renumbered as subsections (14) and (15),

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1358 respectively, and subsections (2), (3), (6), and (13) and  
1359 present subsections (14) and (15) of that section are amended to  
1360 read:

1361 331.3051 Duties of Space Florida.—Space Florida shall:

1362 (2) Enter into agreement with the Department of Education,  
1363 the Department of Transportation, the Department of Commerce  
1364 ~~Economic Opportunity~~, and CareerSource Florida, Inc., for the  
1365 purpose of implementing this act.

1366 (3) In cooperation with the Department of Commerce  
1367 ~~Economic Opportunity~~, develop a plan to retain, expand, attract,  
1368 and create aerospace industry entities, public or private, which  
1369 results in the creation of high-value-added businesses and jobs  
1370 in this state.

1371 (6) Develop, in cooperation with the Department of  
1372 Commerce ~~Economic Opportunity~~, a plan to provide financing  
1373 assistance to aerospace businesses. The plan may include the  
1374 following activities:

1375 (a) Assembling, publishing, and disseminating information  
1376 concerning financing opportunities and techniques for aerospace  
1377 projects, programs, and activities; sources of public and  
1378 private aerospace financing assistance; and sources of  
1379 aerospace-related financing.

1380 (b) Organizing, hosting, and participating in seminars and  
1381 other forums designed to disseminate information and technical  
1382 assistance regarding aerospace-related financing.

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1383 (c) Coordinating with programs and goals of the Department  
1384 of Defense, the National Aeronautics and Space Administration,  
1385 the Export-Import Bank of the United States, the International  
1386 Trade Administration of the United States Department of  
1387 Commerce, the Foreign Credit Insurance Association, and other  
1388 private and public programs and organizations, domestic and  
1389 foreign.

1390 (d) Establishing a network of contacts among those  
1391 domestic and foreign public and private organizations that  
1392 provide information, technical assistance, and financial support  
1393 to the aerospace industry.

1394 (e) Financing aerospace business development projects or  
1395 initiatives using funds provided by the Legislature.

1396 (13) Partner with the Division of Workforce Services of  
1397 the Department of Commerce ~~Economic Opportunity~~, CareerSource  
1398 Florida, Inc., and local workforce development boards to support  
1399 initiatives that address the high technology skills and staff  
1400 resources needed to better promote the state's efforts in  
1401 becoming the nation's leader in aerospace and space exploration.

1402 ~~(14) Partner with the Metropolitan Planning Organization~~  
1403 ~~Advisory Council to coordinate and specify how aerospace~~  
1404 ~~planning and programming will be part of the state's cooperative~~  
1405 ~~transportation planning process.~~

1406 ~~(14)~~(15) By October 1, 2023, and each year thereafter,  
1407 submit to the Department of Commerce ~~Economic Opportunity~~ for

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1408 inclusion in the annual report required under s. 20.60 a  
1409 complete and detailed written report setting forth:  
1410 (a) Its operations and accomplishments during the fiscal  
1411 year.  
1412 (b) Accomplishments and progress concerning the  
1413 implementation of the spaceport master plan and other measurable  
1414 goals, and any updates to such plan and measurable goals.  
1415 (c) Any other information required by the Department of  
1416 Commerce ~~Economic Opportunity~~.  
1417 Section 23. Paragraph (e) of subsection (2) of section  
1418 331.310, Florida Statutes, is amended to read:  
1419 331.310 Powers and duties of the board of directors.—  
1420 (2) The board of directors shall:  
1421 (e) Prepare an annual report of operations as a supplement  
1422 to the annual report required under s. 331.3051(15) ~~s.~~  
1423 ~~331.3051(16)~~. The report must include, but not be limited to, a  
1424 balance sheet, an income statement, a statement of changes in  
1425 financial position, a reconciliation of changes in equity  
1426 accounts, a summary of significant accounting principles, the  
1427 auditor's report, a summary of the status of existing and  
1428 proposed bonding projects, comments from management about the  
1429 year's business, and prospects for the next year.  
1430 Section 24. Subsection (1) of section 395.4036, Florida  
1431 Statutes, is amended to read:  
1432 395.4036 Trauma payments.—

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1433 (1) Recognizing the Legislature's stated intent to provide  
1434 financial support to the current verified trauma centers and to  
1435 provide incentives for the establishment of additional trauma  
1436 centers as part of a system of state-sponsored trauma centers,  
1437 the department shall utilize funds collected under s. 318.18 and  
1438 deposited into the Emergency Medical Services Trust Fund of the  
1439 department to ensure the availability and accessibility of  
1440 trauma services throughout the state as provided in this  
1441 subsection.

1442 (a) Funds collected under s. 318.18(16) ~~s. 318.18(15)~~  
1443 shall be distributed as follows:

1444 1. Twenty percent of the total funds collected during the  
1445 state fiscal year shall be distributed to verified trauma  
1446 centers that have a local funding contribution as of December  
1447 31. Distribution of funds under this subparagraph shall be based  
1448 on trauma caseload volume for the most recent calendar year  
1449 available.

1450 2. Forty percent of the total funds collected shall be  
1451 distributed to verified trauma centers based on trauma caseload  
1452 volume for the most recent calendar year available. The  
1453 determination of caseload volume for distribution of funds under  
1454 this subparagraph shall be based on the hospital discharge data  
1455 for patients who meet the criteria for classification as a  
1456 trauma patient reported by each trauma center pursuant to s.  
1457 408.061.

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1458 3. Forty percent of the total funds collected shall be  
1459 distributed to verified trauma centers based on severity of  
1460 trauma patients for the most recent calendar year available. The  
1461 determination of severity for distribution of funds under this  
1462 subparagraph shall be based on the department's International  
1463 Classification Injury Severity Scores or another statistically  
1464 valid and scientifically accepted method of stratifying a trauma  
1465 patient's severity of injury, risk of mortality, and resource  
1466 consumption as adopted by the department by rule, weighted based  
1467 on the costs associated with and incurred by the trauma center  
1468 in treating trauma patients. The weighting of scores shall be  
1469 established by the department by rule.

1470 (b) Funds collected under s. 318.18(5)(c) and (21) ~~(20)~~  
1471 shall be distributed as follows:

1472 1. Thirty percent of the total funds collected shall be  
1473 distributed to Level II trauma centers operated by a public  
1474 hospital governed by an elected board of directors as of  
1475 December 31, 2008.

1476 2. Thirty-five percent of the total funds collected shall  
1477 be distributed to verified trauma centers based on trauma  
1478 caseload volume for the most recent calendar year available. The  
1479 determination of caseload volume for distribution of funds under  
1480 this subparagraph shall be based on the hospital discharge data  
1481 for patients who meet the criteria for classification as a

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1482 trauma patient reported by each trauma center pursuant to s.  
1483 408.061.

1484 3. Thirty-five percent of the total funds collected shall  
1485 be distributed to verified trauma centers based on severity of  
1486 trauma patients for the most recent calendar year available. The  
1487 determination of severity for distribution of funds under this  
1488 subparagraph shall be based on the department's International  
1489 Classification Injury Severity Scores or another statistically  
1490 valid and scientifically accepted method of stratifying a trauma  
1491 patient's severity of injury, risk of mortality, and resource  
1492 consumption as adopted by the department by rule, weighted based  
1493 on the costs associated with and incurred by the trauma center  
1494 in treating trauma patients. The weighting of scores shall be  
1495 established by the department by rule.

1496 Section 25. By October 31, 2024, the Department of  
1497 Transportation shall submit to the Governor, the President of  
1498 the Senate, and the Speaker of the House of Representatives a  
1499 report that provides a comprehensive review of the boundaries of  
1500 each of the department's districts and whether any district's  
1501 boundaries should be redrawn as a result of population growth  
1502 and increased urban density.

1503 Section 26. By October 1, 2024, the Department of Highway  
1504 Safety and Motor Vehicles must begin implementation of a  
1505 redesigned registration license plate required by s.  
1506 320.06(3) (a), Florida Statutes. Design options must be shared

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1507 with the Speaker of the House and the Senate President for input  
1508 prior to final selection. The redesign does not apply to  
1509 specialty license plates. In redesigning the plate, the  
1510 department must replace the current graphic and remove the term  
1511 "MYFLORIDA.COM" and replace it solely with the word "FLORIDA."  
1512 The department must coordinate with the Department of  
1513 Transportation to ensure the legibility of the redesigned  
1514 registration license plate and must also consider adding an  
1515 additional character to the registration license plate due to  
1516 the state's continued economic growth.

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**T I T L E   A M E N D M E N T**

1519 Remove lines 3-60 and insert:  
1520 20.23, F.S.; revising requirements for the appointment  
1521 of the Secretary of Transportation; requiring the  
1522 secretary to establish certain annual performance and  
1523 production measures and publish a report; requiring  
1524 such measures to be developed by a working group  
1525 comprised of certain members; revising duties of the  
1526 Florida Transportation Commission; removing a  
1527 prohibition against the commission or a member thereof  
1528 from entering into certain operations of the  
1529 Department of Transportation; removing a requirement  
1530 that certain information be submitted to the  
1531

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7049 (2024)

Amendment No.

1532 commission; amending s. 110.205, F.S.; conforming  
1533 cross-references; amending s. 316.1575, F.S.; revising  
1534 provisions requiring a person approaching a railroad-  
1535 highway grade crossing to stop within a certain  
1536 distance from the nearest rail; revising penalties;  
1537 amending s. 316.1576, F.S.; revising circumstances  
1538 under which a person is prohibited from driving a  
1539 vehicle through a railroad-highway grade crossing;  
1540 revising penalties; amending s. 318.18, F.S.; revising  
1541 and providing penalties for certain violations;  
1542 amending s. 334.044, F.S.; revising the amount and use  
1543 of specified funds; repealing s. 334.045, F.S.,  
1544 relating to transportation performance and  
1545 productivity standards; development; measurement;  
1546 application; amending s. 334.048, F.S.; requiring the  
1547 department to monitor specified aspects of its  
1548 operations; amending s. 334.065, F.S.; revising  
1549 membership of the Center for Urban Transportation  
1550 Research advisory board; requiring a report to the  
1551 department; amending s. 334.066, F.S.; revising  
1552 membership of the I-STREET advisory board; requiring a  
1553 report to the department; amending s. 339.135, F.S.;  
1554 conforming provisions to changes made by the act;  
1555 amending s. 339.135, F.S.; conforming to changes made  
1556 by the act; amending s. 339.175, F.S.; revising

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1557 legislative intent; revising M.P.O. voter membership  
1558 under certain circumstances; requiring each M.P.O. to  
1559 be involved in prioritization of transportation  
1560 facilities and to timely amend certain plans and  
1561 programs; revising projects and strategies to be  
1562 considered in developing an M.P.O.'s long-range  
1563 transportation plan and transportation improvement  
1564 program; revising representation required on a  
1565 citizens' advisory committee; requiring certain  
1566 M.P.O.'s to submit a feasibility report to the  
1567 Governor and Legislature regarding consolidation;  
1568 specifying goals thereof; requiring the department to  
1569 convene M.P.O.'s of similar size to exchange best  
1570 practices; authorizing such M.P.O.'s to develop  
1571 committees or working groups; requiring training for  
1572 new M.P.O. governing board members to be provided by  
1573 the department or another specified entity; removing  
1574 provisions relating to M.P.O. coordination mechanisms;  
1575 requiring M.P.O.'s within the same urbanized area to  
1576 develop a regional long-range transportation plan and  
1577 pool resources for certain projects; deleting obsolete  
1578 provisions; conforming provisions to changes made by  
1579 the act; including public-private partnerships in  
1580 authorized financing techniques; revising proposed  
1581 transportation enhancement activities that must be

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1582 indicated by the long-range transportation plan;  
1583 providing M.P.O. and department responsibilities  
1584 regarding transportation improvement programs;  
1585 removing provisions authorizing the department and an  
1586 M.P.O. to vary the submittal date of a list of project  
1587 priorities to the department district; revising  
1588 selection criteria upon which the list of project  
1589 priorities must be based; requiring projects in the  
1590 transportation improvement program to be consistent  
1591 with the Strategic Intermodal System plan; requiring  
1592 reprogramming of funds for certain projects within the  
1593 list of project priorities; requiring each M.P.O. to  
1594 execute a written agreement with the department  
1595 regarding state and federal transportation planning  
1596 requirements; requiring the department to review  
1597 certain aspects of each M.P.O.'s long-range  
1598 transportation plan and to return such plan to the  
1599 M.P.O. for revision if deemed unsatisfactory;  
1600 requiring the department to create a quality  
1601 performance scoring mechanism to evaluate each  
1602 M.P.O.'s service to its communities and to establish a  
1603 minimum acceptable quality performance score;  
1604 requiring each M.P.O. to report its quality  
1605 performance score annually to the district secretary  
1606 and to publish the score on its website; requiring the

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1607 department to validate each M.P.O.'s score  
1608 calculation; requiring an M.P.O. that does not achieve  
1609 the minimum acceptable quality performance score  
1610 within a certain timeframe to be placed under the  
1611 temporary control of the Secretary of Transportation;  
1612 requiring the secretary to appoint a designee to  
1613 temporarily assume the role of executive director of  
1614 such M.P.O.; providing responsibilities; providing an  
1615 appropriation from the State Transportation Trust Fund  
1616 for the M.P.O. with the highest quality performance  
1617 score; providing requirements for the expenditure of  
1618 such funds; requiring such M.P.O. to represent the  
1619 state in any federal conference or membership  
1620 organization; removing provisions relating to the  
1621 Metropolitan Planning Organization Advisory Council;  
1622 amending ss. 28.37, 142.01, 316.1951, 316.306,  
1623 316.622, 318.121, 318.21, 322.27, 331.3051, 331.310,  
1624 and 395.4036, F.S.; conforming cross-references and  
1625 provisions to changes made by the act; requiring a  
1626 report to the Governor and Legislature; requiring the  
1627 Department of Highway Safety and Motor Vehicles to  
1628 begin implementation of a redesigned registration  
1629 license plate by a specified date; providing redesign  
1630 requirements; providing an effective date.