

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Abbott offered the following:

Amendment (with title amendment)

Remove lines 117-385 and insert:

Section 2. Present subsection (7) of section 311.101, Florida Statutes, is redesignated as subsection (8), and a new subsection (7) is added to that section, to read:

311.101 Intermodal Logistics Center Infrastructure Support Program.—

(7) Beginning with the 2024-2025 fiscal year through the 2029-2030 fiscal year, \$15 million in recurring funds shall be made available from the State Transportation Trust Fund for the program. The Department of Transportation shall include projects

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

14 proposed to be funded under this section in the tentative work
15 program developed pursuant to s. 339.135(4).

16 Section 3. Section 334.046, Florida statutes is amended to
17 read:

18 334.046 Department mission, goals, and objectives.-

19 (1) The Department shall consider the following ~~The~~
20 ~~prevailing principles when to be considered in~~ planning and
21 ~~developing the state's an integrated, balanced statewide~~
22 ~~multimodal~~ transportation system are: preserving Florida's the
23 ~~existing~~ transportation infrastructure; prioritizing its
24 ~~enhancing Florida's~~ economic competitiveness; promoting the
25 efficient movement of people and goods; and preserving Florida's
26 quality of life and improving travel choices to ensure mobility.

27 (2) The mission of the Department of Transportation shall
28 be to provide a safe statewide transportation system that
29 promotes the efficient movement ~~ensures the mobility~~ of people
30 and goods, supports Florida's enhances economic competitiveness
31 prioritizes Florida's environment and natural resources, and
32 ~~prosperity,~~ and preserves the quality of life and connectedness
33 of the state's communities ~~our environment and communities.~~

34 (3) ~~The department shall document in the Florida~~
35 ~~Transportation Plan, in accordance with s. 339.155 and based~~
36 ~~upon~~ The prevailing principles outlined in this section ~~of~~
37 ~~preserving the existing transportation infrastructure, enhancing~~
38 ~~Florida's economic competitiveness, and improving travel choices~~

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

39 ~~to ensure mobility,~~ shall be incorporated into all the goals and
40 objectives that provide statewide policy guidance for
41 accomplishing the department's mission, including the Florida
42 Transportation Plan outlined in s. 339.155.

43 (4) At a minimum, the department's goals shall address the
44 following prevailing principles.

45 (a) Maintaining Investments Preservation.—Protecting the
46 state's transportation infrastructure investment. Preservation
47 includes:

48 1. Ensuring that 80 percent of the pavement on the State
49 Highway System meets department standards;

50 2. Ensuring that 90 percent of department-maintained
51 bridges meet department standards; and

52 3. Ensuring that the department achieves 100 percent of
53 the acceptable maintenance standard on the state highway system.

54 (b) Economic competitiveness.—Ensuring that the state has
55 a clear understanding of the return on investment and economic
56 impacts of transportation infrastructure investments and
57 ~~economic consequences of transportation investments,~~ and how
58 such investments affect the state's economic competitiveness.
59 The department must develop a macroeconomic analysis of the
60 linkages between transportation investment and economic
61 performance, as well as a method to quantifiably measure the
62 economic benefits of the district-work-program investments. Such
63 an analysis must analyze:

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

64 1. The state's and district's economic performance
65 relative to the competition.

66 2. The business environment as viewed from the perspective
67 of companies evaluating the state as a place in which to do
68 business.

69 3. The state's capacity to sustain long-term growth.

70 (c) Connected transportation system Mobility.—Ensuring a
71 cost-effective, statewide, interconnected transportation system
72 that provides for the most efficient and effective multimodality
73 and mobility.

74 (d) Preserving Florida's natural resources and quality of
75 life—Prioritize Florida's natural resources and the quality of
76 life of its communities.

77 Section 3. Section 334.61, Florida Statutes, is created to
78 read:

79 334.61 Traffic lane repurposing.—

80 (1) Whenever a governmental entity proposes any project
81 that will repurpose one or more existing traffic lanes, the
82 governmental entity shall include a traffic study to address any
83 potential adverse impacts of the project, including, but not
84 limited to, changes in traffic congestion and impacts on safety.

85 (2) If, following the study required by subsection (1),
86 the governmental entity elects to continue with the design of
87 the project, it must notify all affected property owners,
88 impacted municipalities, and the counties in which the project

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

89 is located at least 180 days before the design phase of the
90 project is completed. The notice must provide a written
91 explanation regarding the need for the project, information on
92 how to review the traffic study required by subsection (1), and
93 indicate that all affected parties will be given an opportunity
94 to provide comments to the proposing entity regarding potential
95 impacts of the change.

96 (3) The governmental entity shall hold at least one public
97 meeting, with at least 30 days prior notice, before completing
98 the design phase of the project in the jurisdiction where the
99 project is located. At the public meeting, the governmental
100 entity shall explain the purpose of the project and receive
101 public input, including possible alternatives, to determine the
102 manner in which the project will affect the community.

103 (4) The governmental entity shall review all comments from
104 the public meeting and take the comments and any alternatives
105 presented during the meeting into consideration in the final
106 design of the project.

107 Section 4. Paragraph (c) of subsection (3) of section
108 338.231, Florida Statutes, is amended to read:

109 338.231 Turnpike tolls, fixing; pledge of tolls and other
110 revenues.—The department shall at all times fix, adjust, charge,
111 and collect such tolls and amounts for the use of the turnpike
112 system as are required in order to provide a fund sufficient
113 with other revenues of the turnpike system to pay the cost of

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

114 maintaining, improving, repairing, and operating such turnpike
115 system; to pay the principal of and interest on all bonds issued
116 to finance or refinance any portion of the turnpike system as
117 the same become due and payable; and to create reserves for all
118 such purposes.

119 (3)

120 (c) Notwithstanding any other ~~provision of~~ law to the
121 contrary, any prepaid toll account of any kind which has
122 remained inactive for 10 ~~3~~ years is ~~shall be~~ presumed unclaimed,
123 and its disposition shall be handled by the Department of
124 Financial Services in accordance with all applicable provisions
125 of chapter 717 relating to the disposition of unclaimed
126 property, and the prepaid toll account shall be closed by the
127 department.

128 Section 5. Subsection (5) is added to section 339.08,
129 Florida Statutes, to read:

130 339.08 Use of moneys in State Transportation Trust Fund.—

131 (5) The department may not expend any state funds as
132 described in s. 215.31 to support a project or program of:

133 (a) A public transit provider as defined in s. 341.031(1);

134 (b) An authority created pursuant to chapter 343, chapter
135 348, or chapter 349;

136 (c) A public-use airport as defined in s. 332.004; or

137 (d) A port enumerated in s. 311.09(1)
138

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

139 which is found in violation of s. 381.00316. The department
140 shall withhold state funds until the public transit provider,
141 authority, public-use airport, or port is found in compliance
142 with s. 381.00316.

143 Section 6. Section 339.0803, Florida Statutes, is amended
144 to read:

145 339.0803 Allocation of increased revenues derived from
146 amendments to s. 320.08 by ch. 2019-43.—

147 (1) Beginning in the 2021-2022 fiscal year and each fiscal
148 year thereafter, funds that result from increased revenues to
149 the State Transportation Trust Fund derived from the amendments
150 to s. 320.08 made by chapter 2019-43, Laws of Florida, and
151 deposited into the fund pursuant to s. 320.20(5)(a) must be used
152 to fund arterial highway projects identified by the department
153 in accordance with s. 339.65 and may be used for projects as
154 specified in ss. 339.66 and 339.67. For purposes of the funding
155 provided in this section, the department shall prioritize use of
156 existing facilities or portions thereof when upgrading arterial
157 highways to limited or controlled access facilities. However,
158 this section does not preclude use of the funding for projects
159 that enhance the capacity of an arterial highway. The funds
160 allocated as provided in this section shall be in addition to
161 any other statutory funding allocations provided by law.

162 (2) Revenues deposited into the State Transportation Trust
163 Fund pursuant to s. 320.20(5)(a) shall first be available for

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

164 appropriation for payments under a service contract entered into
165 with the Florida Department of Transportation Financing
166 Corporation pursuant to s. 339.0809(4) to fund arterial highway
167 projects. For the corporation's bonding purposes, two or more of
168 such projects in the department's approved work program may be
169 treated as a single project.

170 Section 7. Subsection (13) of section 339.0809, Florida
171 Statutes, is amended, and subsection (14) is added to that
172 section, to read:

173 339.0809 Florida Department of Transportation Financing
174 Corporation.—

175 (13) (a) The department may enter into a service contract
176 in conjunction with the issuance of debt obligations as provided
177 in this section which provides for periodic payments for debt
178 service or other amounts payable with respect to debt
179 obligations, plus any administrative expenses of the Florida
180 Department of Transportation Financing Corporation. Funds
181 appropriated for payments under a service contract shall be
182 available after funds pledged to payment on bonds but before
183 other statutorily required distributions.

184 (b) For the purposes of this subsection, the department
185 may enter into a service contract to finance those 20 projects
186 identified in the Moving Florida Forward Infrastructure
187 Initiative in the work program. Service contract payments may
188 not exceed 7 percent of the funds deposited in the State

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

189 Transportation Trust Fund in each fiscal year. The annual
190 payments under such service contract shall be included in the
191 department's tentative work program and legislative budget
192 request developed under s. 339.135. The department shall ensure
193 that the annual payments are programmed for the life of the
194 service contract before execution of the service contract and
195 shall remain programmed until fully paid.

196 (14) The department may enter into a service contract to
197 finance the projects authorized in Section 215 of chapter 2023-
198 239, Laws of Florida and in EOG# 2024-B0112, and subsequently
199 adopted into the Five-Year Work Program. Service contract
200 payments may not exceed 7 percent of the funds deposited in the
201 State Transportation trust Fund in each fiscal year. The annual
202 payments under such service contract shall be included in the
203 department's work program and legislative budget request
204 developed pursuant to s. 339135. The department shall ensure
205 that the annual payments are programmed for the life of the
206 service contract before execution of the service contract and
207 shall remain programmed until fully paid.

208 Section 8. Subsection (8) is added to section 339.2818,
209 Florida Statutes, to read:

210 339.2818 Small County Outreach Program.—

211 (8) Subject to specific appropriation in addition to funds
212 appropriated for projects under this section, a local government
213 either wholly or partially within the Everglades Agricultural

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

214 Area as defined in s. 373.4592(15), the Peace River Basin, or
215 the Suwannee River Basin may compete for additional funding
216 using the criteria listed in paragraph (4)(c) at up to 100
217 percent of project costs on state or county roads used primarily
218 as farm to market connections between rural agricultural areas
219 and market distribution centers, excluding capacity improvement
220 projects.

221 Section 9. Subsection (6) of section 341.051, Florida
222 Statutes, is amended, paragraphs (c) and (d) are added to
223 subsection (2) of that section, and subsection (8) is added to
224 that section, to read:

225 341.051 Administration and financing of public transit and
226 intercity bus service programs and projects.—

227 (2) PUBLIC TRANSIT PLAN.—

228 (c) Any lane elimination or lane repurposing,
229 recommendation, or application relating to public transit
230 projects must be approved by a two-thirds vote of the transit
231 authority board in a public meeting with a 30-day public notice.

232 (d) Any action of eminent domain for acquisition of public
233 transit facilities carried out by a public transit provider must
234 be discussed by the public transit provider at a public meeting
235 with a 30-day public notice.

236 (6) ANNUAL APPROPRIATION.—Funds paid into the State
237 Transportation Trust Fund pursuant to s. 201.15 for the New
238 Starts Transit Program are hereby annually appropriated for

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

239 expenditure to support the New Starts Transit Program. The
240 remaining unallocated New Starts Transit Program funds as of
241 June 30 of each fiscal year shall be reallocated for the purpose
242 of the Strategic Intermodal System within the State
243 Transportation Trust Fund.

244
245 For purposes of this section, the term "net operating costs"
246 means all operating costs of a project less any federal funds,
247 fares, or other sources of income to the project.

248 (8) EXTERIOR VEHICLE WRAP, TINTING, PAINT, MARKETING AND
249 ADVERTISING.-

250 (a) As a condition of receiving funds from the department,
251 any wrap, tinting, paint, or other medium displayed, attached,
252 or affixed on a bus, commercial motor vehicle, or motor vehicle
253 which is owned, leased, or operated by a public transit provider
254 are limited to displaying a brand or logo of the public transit
255 provider, the official seal of the jurisdictional government
256 entity, or a state agency public service announcement.

257 1. For all marketing and advertising activities, including
258 activities in which the public transit provider receives
259 revenue, the department, followed by any state agency, shall
260 have priority to contract with the provider for any wrap,
261 tinting, paint, or other medium displayed, attached, or affixed
262 on a bus, commercial motor vehicle, or motor vehicle which is
263 owned, leased, or operated by a public transit provider.

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

264 2. The terms bus, commercial motor vehicle, and motor
265 vehicle have the same meaning as defined in s. 316.003.

266 3. The changes in this section apply to all expenditures,
267 contracts, and agreements entered into or renewed by a public
268 transit provider or any affiliated entity thereof, on or after
269 August 1, 2024.

270 (b) The department shall incorporate guidelines for the
271 activities allowed under this section in the public
272 transportation grant agreement entered into with each public
273 transit provider.

274 (c) Any new wrap, tinting, paint, medium, or advertisement
275 on the passenger windows of a vehicle used by a public transit
276 provider may not be darker than the legally allowed window
277 tinting requirements as provided in s. 316.2954.

278 Section 10. Subsection (4) is added to section 341.071,
279 Florida Statutes, to read:

280 341.071 Transit productivity and performance measures;
281 reports.—

282 (4)(a) As used in this subsection, the term:

283 1. "General administration costs" includes, but is not
284 limited to, costs related to transit service development,
285 injuries and damages, safety, personnel administration, legal
286 services, data processing, finance and accounting, purchasing
287 and stores, engineering, real estate management, office
288 management and services, customer service, promotion, market

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

289 research, and planning. The term does not include insurance
290 costs.

291 2. "Public transit provider" means a public agency
292 providing public transit service, including an authority created
293 pursuant to part II of chapter 343 or chapter 349. The term does
294 not include the Central Florida Commuter Rail or the authority
295 created pursuant to part I of chapter 343.

296 3. "Tier I provider" has the same meaning as in 49 C.F.R.
297 part 625.

298 4. "Tier II provider" has the same meaning as in 49 C.F.R.
299 part 625.

300 (b) Beginning November 1, 2024, and annually thereafter,
301 each public transit provider, during a publicly noticed meeting,
302 shall:

303 1. Certify that its budgeted and general administration
304 costs are not greater than 20 percent above the annual state
305 average of administrative costs for its respective tier.

306 2. Present a line-item budget report of its budgeted and
307 actual general administration costs.

308 3. Disclose all salaried executive and management level
309 employees' total compensation packages, ridership performance
310 and metrics, and any gift as defined in s. 112.312 accepted in
311 exchange for contracts. This disclosure shall be posted annually
312 on the public transit provider's website.

313 (c) To support compliance with paragraph (b), the

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

314 department shall determine, by tier, the annual state average of
315 administrative costs by determining the percentage of the total
316 operating budget that is expended on general administration
317 costs in this state annually by March 31 to inform the public
318 transit provider's budget for the following fiscal year.

319 (d) Upon review and certification by the department, costs
320 budgeted and expended in association with non-transit related
321 engineering and construction services may be excluded.

322 (e) A year-over-year cumulative increase of 3 percent or
323 more in general administration costs must be reviewed before the
324 start of the next fiscal year and must be reviewed and approved
325 by the department before approval by the public transportation
326 provider's governing board.

327 Section 11. Section 341.072, Florida Statutes, is created
328 to read:

329 341.072 Public transit provider marketing and advertising
330 standards.—

331 (1) (a) As a condition of receiving state funds, a public
332 transit provider may not expend state funds directly,
333 indirectly, or through a grant or agreement for marketing or
334 advertising activities, including any wrap, tinting, or paint on
335 a bus, commercial motor vehicle, or motor vehicle, as those
336 terms are defined in s. 316.003, except those that are limited
337 to displaying a brand or logo of the public transit provider,
338 the official seal of the jurisdictional government entity, or a

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

339 state agency public service announcement.

340 (b) The department shall have priority placement for
341 marketing or advertising activities, including any wrap,
342 tinting, or paint on a bus, commercial motor vehicle, or motor
343 vehicle, as those terms are defined in s. 316.003.

344 (2) The department shall incorporate guidelines for the
345 activities allowed under subsection (1) in the public
346 transportation grant agreement entered into with each public
347 transit provider.

348 (3) Any new wrap, tinting, paint, medium, or advertisement
349 on the passenger windows of a vehicle used by a public transit
350 provider may not be darker than the legally allowed window
351 tinting requirements as provided in s. 316.2954.

352 Section 12. Paragraph (a) of subsection (2) of section
353 341.822, Florida Statutes, is amended to read:

354 341.822 Powers and duties.—

355 (2)(a) In addition to the powers granted to the
356 department, the enterprise has full authority to exercise all
357 powers granted to it under this chapter. Powers shall include,
358 but are not limited to, the ability to plan, construct,
359 maintain, repair, and operate a high-speed rail system, ~~to~~
360 ~~acquire corridors, and~~ to coordinate the development and
361 operation of publicly funded passenger rail systems in the
362 state, and to preserve and acquire future rail corridors and

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

363 rights-of-way in coordination with the department's planning of
364 the State Highway System.

365
366 -----

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

368 Remove lines 7-73 and insert:
369 general; amending s. 338.231, F.S.; revising the time
370 period for which a prepaid toll account must remain
371 inactive in order to be presumed unclaimed; amending
372 s. 339.08, F.S.; prohibiting the department from
373 expending certain state funds to support certain
374 projects or programs; amending s. 339.0803, F.S.;
375 prioritizing availability of certain revenues
376 deposited into the State Transportation Trust Fund for
377 payments under service contracts with the Florida
378 Department of Transportation Financing Corporation to
379 fund arterial highway projects; authorizing two or
380 more of such projects to be treated as a single
381 project for certain purposes; amending s. 339.0809,
382 F.S.; specifying priority of availability of funds
383 appropriated for payments under a service contract
384 with the corporation; authorizing the department to
385 enter into service contracts to finance projects
386 identified in the Moving Florida Forward
387 Infrastructure Initiative; providing requirements for

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

388 annual service contract payments; amending s. 339.155,
389 F.S.; defining the term "nonpecuniary factor";
390 prohibiting the department from considering
391 nonpecuniary factors when developing transportation
392 plans; requiring consideration of certain pecuniary
393 factors; providing applicability; creating s. 339.652,
394 F.S.; creating the Supply Chain Innovation Grant
395 Program within the Department of Commerce; providing
396 the purpose of the program; requiring the Department
397 of Commerce and the Department of Transportation to
398 consider applications and select grant awardees;
399 requiring each award made to be matched by nonstate
400 funds; providing selection criteria; requiring each
401 award made for vertiport development to be matched by
402 nonstate funds; defining the term "vertiport";
403 authorizing the departments to adopt rules; requiring
404 a biennial report to the Governor and Legislature;
405 amending s. 341.051, F.S.; providing voting and
406 meeting notice requirements for specified public
407 transit projects; providing meeting notice
408 requirements for discussion of specified actions by a
409 public transit provider; requiring certain unallocated
410 funds for the New Starts Transit Program to be
411 reallocated for the purpose of the Strategic
412 Intermodal System; amending s. 341.071, F.S.;

921611

Approved For Filing: 2/23/2024 3:56:37 PM

Amendment No.

413 providing definitions; requiring each public transit
414 provider to annually certify that its budgeted and
415 general administration costs do not exceed the annual
416 state average of administrative costs by more than a
417 certain percentage, to annually present a specified
418 budget report, and to annually post a specified
419 disclosure on its website; specifying the method by
420 which the Department of Transportation is required to
421 determine a certain annual state average; requiring a
422 specified increase in general administration costs to
423 be reviewed and approved by certain entities; creating
424 s. 341.072, F.S.; prohibiting a public transit
425 provider, as a condition of receiving state funds,
426 from expending state funds for certain marketing or
427 advertising activities; providing the department
428 priority placement for certain marketing or
429 advertising activities; requiring the department to
430 incorporate guidelines therefor in the public
431 transportation grant agreement entered into with each
432 public transit provider; prohibiting certain media on
433 passenger windows of public transit provider vehicles
434 from being darker than certain window tinting
435 requirements; providing an effective date.

921611

Approved For Filing: 2/23/2024 3:56:37 PM