

Tab 1	SB 64 by Gibson (CO-INTRODUCERS) Bean; (Identical to H 00043) Transportation Facility Designations/Officer Lance Christian Whitaker Highway
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~~558230~~—D S WD ATD, Hutson Delete everything after 03/06 10:54 AM

Tab 2	SB 72 by Passidomo (CO-INTRODUCERS) Hooper; (Identical to H 06011) Alligator Alley Toll Road
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Tab 3	CS/SB 252 by IS, Flores; (Similar to CS/H 00415) Motor Vehicle Registration Applications
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331876 A S RCS ATD, Flores btw L.43 - 44: 03/07 01:36 PM

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

**APPROPRIATIONS SUBCOMMITTEE ON
TRANSPORTATION, TOURISM, AND ECONOMIC
DEVELOPMENT**

Senator Hutson, Chair
Senator Thurston, Vice Chair

MEETING DATE: Wednesday, March 6, 2019
TIME: 4:15—6:00 p.m.
PLACE: *Toni Jennings Committee Room, 110 Senate Building*

MEMBERS: Senator Hutson, Chair; Senator Thurston, Vice Chair; Senators Brandes, Lee, Perry, Simpson, Taddeo, and Torres

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	SB 64 Gibson (Identical H 43)	Transportation Facility Designations/Officer Lance Christian Whitaker Highway; Providing an honorary designation of a certain transportation facility in a specified county, etc. IS 02/19/2019 Favorable ATD 03/06/2019 Favorable AP	Favorable Yeas 6 Nays 0
2	SB 72 Passidomo (Identical H 6011)	Alligator Alley Toll Road; Requiring specified fees to be used indefinitely, instead of temporarily, to reimburse a local governmental entity for the direct actual costs of operating a specified fire station, etc. IS 02/19/2019 Favorable ATD 03/06/2019 Favorable AP	Favorable Yeas 5 Nays 0
3	CS/SB 252 Infrastructure and Security / Flores (Similar H 415)	Motor Vehicle Registration Applications; Deleting a requirement that the application form for motor vehicle registration and renewal of registration include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; requiring that such application form include language permitting a voluntary contribution to the Live Like Bella Childhood Cancer Foundation, etc. IS 02/19/2019 Fav/CS ATD 03/06/2019 Fav/CS AP	Fav/CS Yeas 5 Nays 0
4	Presentation by the Florida Department of Transportation and Florida Polytechnic University on SunTrax		Presented
5	Senator Presentations of the Transportation, Tourism, and Economic Development Local Funding Initiative Requests for Fiscal Year 2019-2020		Presented

Other Related Meeting Documents

COMMITTEE MEETING EXPANDED AGENDA

Appropriations Subcommittee on Transportation, Tourism, and Economic Development
Wednesday, March 6, 2019, 4:15—6:00 p.m.

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development

BILL: SB 64

INTRODUCER: Senators Gibson and Bean

SUBJECT: Transportation Facility Designations/Officer Lance Christian Whitaker Highway

DATE: March 5, 2019

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Price	Miller	IS	Favorable
2.	McAuliffe	Hrdlicka	ATD	Recommend: Favorable
3.			AP	

I. Summary:

SB 64 designates the portion of I-295/E. Beltway 295 between Alta Drive and Pulaski Road in Duval County as “Officer Lance Christian Whitaker Highway” and directs the Florida Department of Transportation (FDOT) to erect suitable markers.

The estimated cost to the FDOT to install the designation markers is insignificant.

The bill takes effect July 1, 2019.

II. Present Situation:

Section 334.071, F.S., provides that legislative designations of transportation facilities are for honorary or memorial purposes or to distinguish a particular facility. Such designations are not to be construed as requiring any action by local governments or private parties regarding the changing of any street signs, mailing addresses, or 911 emergency telephone number system listings, unless the legislation specifically provides for such changes.¹

When the Legislature establishes road or bridge designations, the FDOT is required to place markers only at the termini specified for each highway segment or bridge designated by the law creating the designation and to erect any other markers it deems appropriate for the transportation facility.²

The FDOT may not erect the markers for honorary road or bridge designations unless the affected city or county commission enacts a resolution supporting the designation. When the

¹ Section 334.071(1), F.S.

² Section 334.071(2), F.S.

designated road or bridge segment is located in more than one city or county, each affected local government must pass resolutions supporting the designations before installation of the markers.³

Officer Lance Christian Whitaker⁴

Officer Lance Christian Whitaker was born on February 4, 1970, in High Point, North Carolina, and moved to Jacksonville, Florida, in 1982. Officer Whitaker attended DuPont Middle School, graduated from Wolfson High School in 1988, and was a member of the wrestling and football teams. He later graduated with a degree in Business from Gardner Webb College, where he was a member of the Division 2 Bulldog Football Team.

Officer Whitaker began his law enforcement career with the Atlantic Beach Police Department, followed by 17 years with the Jacksonville Sheriff's Office. On May 15, 2018, Officer Whitaker was on duty responding to help others when an accident ended his watch.

III. Effect of Proposed Changes:

The bill designates the portion of I-295/E. Beltway 295 between Alta Drive and Pulaski Road in Duval County as "Officer Lance Christian Whitaker Highway" and directs the FDOT to erect suitable markers for the described designation.

The bill is effective on July 1, 2019.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

³ Section 334.071(3), F.S.

⁴ Dignity Memorial, Obituary, *Officer Lance Christian Whitaker*, available at <https://www.dignitymemorial.com/obituaries/jacksonville-fl/lance-whitaker-7853918> (last visited February 25, 2019).

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

Existing resources can be used for the estimated cost to erect the designation markers required under this bill. The estimated cost is \$1,000, based on the assumption that two markers are required at a cost to the FDOT of no less than \$500 each.⁵ The estimate includes sign fabrication, installation, and maintenance over time but does not include any additional expenses related to maintenance of traffic, dedication event costs, or replacement necessitated by damage, vandalism, or storm events.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates an undesignated section of Florida Law.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

⁵ E-mail from Jay Ferrin, Legislative Affairs Director, FDOT, February 26, 2019 (on file with the Senate Transportation, Tourism, and Economic Development Appropriations Subcommittee).



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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/06/2019	.	
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Appropriations Subcommittee on Transportation, Tourism, and
Economic Development (Hutson) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Transportation facility designations; Department
of Transportation to erect suitable markers.-

(1) That portion of I-295/E. Beltway 295 between Alta Drive
and Pulaski Road in Duval County is designated as "Officer Lance
Christian Whitaker Highway."



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10 (2) That portion of South Street between U.S. 1 and S.R. 50
11 in Brevard County is designated as "Martin Luther King, Jr.,
12 Boulevard."

13 (3) The Department of Transportation is directed to erect
14 suitable markers designating the transportation facilities as
15 described in this section.

16
17 ===== T I T L E A M E N D M E N T =====

18 And the title is amended as follows:

19 Delete everything before the enacting clause
20 and insert:

21 A bill to be entitled
22 An act relating to transportation facility
23 designations; providing honorary designations of
24 certain transportation facilities in specified
25 counties; directing the Department of Transportation
26 to erect suitable markers; providing an effective
27 date.

By Senator Gibson

6-00125A-19

201964__

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A bill to be entitled

An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

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

Section 1. Officer Lance Christian Whitaker Highway designated; Department of Transportation to erect suitable markers.-

(1) That portion of I-295/E. Beltway 295 between Alta Drive and Pulaski Road in Duval County is designated as "Officer Lance Christian Whitaker Highway."

(2) The Department of Transportation is directed to erect suitable markers designating Officer Lance Christian Whitaker Highway as described in subsection (1).

Section 2. This act shall take effect July 1, 2019.

Hrdlicka, Jennifer

From: Ferrin, Jay <Jay.Ferrin@dot.state.fl.us>
Sent: Tuesday, February 26, 2019 10:05 AM
To: Hrdlicka, Jennifer
Subject: Re: Transportation Facility Designations

Confirmed that is correct.

Get [Outlook for iOS](#)

From: Hrdlicka, Jennifer <jennifer.hrdlicka@laspbs.state.fl.us>
Sent: Tuesday, February 26, 2019 9:02 AM
To: Ferrin, Jay
Subject: RE: Transportation Facility Designations

Thanks! I'm pretty certain that's correct – but I expect that we'll need something to cite to in the bill analysis for these designations.

From: Ferrin, Jay <Jay.Ferrin@dot.state.fl.us>
Sent: Tuesday, February 26, 2019 9:01 AM
To: Hrdlicka, Jennifer <Jennifer.Hrdlicka@LASPBS.STATE.FL.US>
Subject: RE: Transportation Facility Designations

Double-checking that for you.

From: Hrdlicka, Jennifer [<mailto:Jennifer.Hrdlicka@LASPBS.STATE.FL.US>]
Sent: Monday, February 25, 2019 6:24 PM
To: Ferrin, Jay <Jay.Ferrin@dot.state.fl.us>; Farrill, Cody <Cody.Farrill@dot.state.fl.us>
Subject: Transportation Facility Designations

EXTERNAL SENDER: Use caution with links and attachments.

Hi guys!

Just confirming for the year – the cost to erect a road designation marker is \$500 per marker, and two are placed per designation for a cost of \$1,000 per transportation facility designation, right?

Thanks!

Jennifer

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development

BILL: SB 72

INTRODUCER: Senators Passidomo and Hooper

SUBJECT: Alligator Alley Toll Road

DATE: March 5, 2019

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Price	Miller	IS	Favorable
2.	McAuliffe	Hrdlicka	ATD	Recommend: Favorable
3.			AP	

I. Summary:

SB 72 makes permanent the existing statutory obligation of the Florida Department of Transportation (FDOT) to reimburse a local governmental entity for the direct actual costs of operating the fire station at mile marker 63 on I-75/Alligator Alley, currently set to expire no later than June 30, 2019.

The fiscal impact of this bill is indeterminate, but any FDOT expenditures will be based on an agreed-upon estimated schedule of operational expenses incorporated into the required interlocal agreement. See Section V, "Fiscal Impact Statement," for details.

The bill takes effect July 1, 2019.

II. Present Situation:

Fire Station 63 on I-75/Alligator Alley

The Greater Naples Fire Rescue District currently provides fire, rescue, and emergency management services along I-75/Alligator Alley (the Alley).¹ These services are provided at a facility located at the FDOT's rest area on the Alley at mile marker 63 (MM63).

Use of Alley Tolls to Fund Fire Station 63

Section 338.26, F.S., establishes the Alley as a toll road because construction of the road between the east and west coasts of Florida, "has contributed to the alteration of water flows in the Everglades and affected ecological patterns of the historical southern Everglades." The

¹ These services were originally provided by Collier County through its dependent fire district, the Ochopee Fire Control and Rescue District, and the county's emergency medical services. The county subsequently assigned, and the Greater Naples Fire Rescue District assumed, responsibility for management of the Ochopee Fire Control Rescue District. *Infra* note 9.

statute sets forth the required uses of the fees generated from tolls for use of the Alley, which are deposited into the State Transportation Trust Fund. Fees must be used to reimburse outstanding contractual obligations and to operate and maintain the highway and toll facilities, including reconstruction and restoration.

Currently, the statute requires the fees to be used to reimburse a county or another local governmental entity for the direct actual costs of operating the MM63 fire station, which may be used to provide fire, rescue, and emergency management services to the public on the Alley. Reimbursement must be accomplished through an interlocal agreement, effective July 1, 2014, through no later than June 30, 2019.

The statute also authorizes fees to be transferred to the Everglades Fund for certain environmental projects or be pledged for revenue bonds or notes issued to pay for environmental projects in the area. Upon termination of the interlocal agreement for the fire station, the FDOT will be authorized to use the fees for the other required or authorized uses described above.

Toll Revenues and Expenses

According to the FDOT's 2017 Annual Report for its Enterprise Toll Operations,² for Fiscal Year 2017-2018 through 2021-2022 the Alley will average \$36 million in gross toll revenue each year,³ with annual operating and maintenance expenses averaging \$10.2 million.⁴ The FDOT advises, as of December 31, 2018, outstanding bonds totaled \$17 million, with Fiscal Year 2019 debt service of \$8.4 million.⁵ The maintenance expenses include funding for rest area, safety, and lighting projects.⁶

The Interlocal Agreement for Fire Station 63

On May 9, 2014, the FDOT and the Board of Commissioners of Collier County entered into an interlocal agreement to provide the terms and conditions under which the FDOT will "provide funding to the County for the County's expenses in purchasing equipment, compensating County employees, and otherwise providing fire, rescue, and emergency services utilizing the Fire Station."⁷

The FDOT included the fire station in its construction project when it rebuilt the rest area at MM63, and the fire station opened in early 2015. The fire station was built "for the exclusive use

² The 2017 report is the latest located on the FDOT's Turnpike Enterprise webpage and is available at http://www.floridasturnpike.com/documents/reports/Toll%20Operations%20Annual%20Report/3_Department%20Owned.pdf (Last visited February 26, 2019.).

³ *Id.* at p. 23, Table 2.8.

⁴ *Id.* at p. 24, Table 2.9.

⁵ See the FDOT email to the Senate Infrastructure and Security Committee staff dated February 6, 2019 (On file in the Senate Infrastructure and Security Committee.).

⁶ *Supra* note 4 at p. 24.

⁷ FDOT-Collier County Interlocal Agreement (Interlocal Agreement), CSFA No. 55.036, May 9, 2014, at pp. 2-3 (On file in the Senate Infrastructure and Security Committee.). Effective June 20, 2017, Collier County assigned, and the Greater Naples Fire Rescue District assumed, all the rights and responsibilities of the Interlocal Agreement, with certain exceptions specified in Sections 8.D. and 8.F of the Interlocal Agreement. See also Partial Assignment and Amendment of the Interlocal Agreement between the Florida Department of Transportation and Collier County and Second Amendment of Interlocal Agreement between the Florida Department of Transportation and Greater Naples Fire Rescue District (On file in the Senate Infrastructure and Security Committee.).

of the County for the duration of this Agreement.”⁸ The FDOT owns the fire station and leases it to the County.⁹ However, under the agreement, “all equipment, personal property, vehicles, apparatus and supplies acquired by County with funding provided by DEPARTMENT...shall remain the property of County, notwithstanding any termination of this Agreement.”¹⁰

Funding in the Interlocal Agreement

For the term of the agreement, the FDOT agreed to provide a maximum of \$1,761,235 for direct actual capital costs and a maximum of \$1,498,100 for the county’s direct actual costs of operating the fire station.¹¹ The County agreed to bear all expenses in excess of the FDOT’s specified participation.¹² The agreed-upon funding includes various annual operating items such as hired paramedics and fire fighters; expenses for administrative and building maintenance; and expenses for bulk fuel and various types of search and rescue equipment. Capital costs include items such as vehicles, radios, and breathing air compressors.¹³

Information regarding the FDOT’s Adopted Five-Year Work Program reflects the following funding by specified fiscal year for the MM63 fire station.¹⁴

Fiscal Year	Amount
2014-2015	\$1,761,235
2015-2016	\$1,498,100
2016-2017	\$1,522,070
2017-2018	\$1,522,070
2018-2019	\$1,498,100

III. Effect of Proposed Changes:

The bill amends s. 338.26(3)(a), F.S., to repeal the reference to the term of the interlocal agreement. This makes permanent the FDOT’s obligation to use Alligator Alley toll revenues to reimburse a local governmental entity for the direct actual costs of operating the fire station at MM63 on the Alley.

⁸ Interlocal Agreement at p. 3.

⁹ Interlocal Agreement at p. 12.

¹⁰ Interlocal Agreement at p. 13.

¹¹ Interlocal Agreement at p. 10. The Interlocal Agreement also authorizes the Greater Naples Fire Rescue District to request a Consumer Price Index adjustment of the total operating amount 30 days prior to July 1 for each year after the first covered by the Interlocal Agreement.

¹² Interlocal Agreement at p. 11.

¹³ Interlocal Agreement, Exhibit B.

¹⁴ FDOT, Web Application, Office of Work Program and Budget, Five Year Work Program – Project Summary for Transportation System: Intrastate Interstate, Description: Alligator Alley Fire Station @ MM63, updated January 6, 2019, available at

<https://fdotwp1.dot.state.fl.us/FMSupportApps/WorkProgram/Support/WPItemRept.ASPX?RF=HIS&IT=435389&IS=1&FY=> and FDOT, Web Application, Office of Work Program and Budget, *Five Year Work Program – Project Summary for Transportation System: Intrastate Interstate, Description: Alligator Alley Fire Station @ MM63*, updated January 6, 2019, available at

<https://fdotwp1.dot.state.fl.us/FMSupportApps/WorkProgram/Support/WPItemRept.ASPX?RF=WP&IT=435389&IS=1&FY=> (Last visited February 26, 2019).

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The FDOT will be permanently obligated to continue funding the Greater Naples Fire Rescue District's direct actual costs of operating the MM63 fire station from the fees generated from tolls collected on the Alley. Under current law, the FDOT is authorized to use the fees for the other required or authorized uses described in the statute.

The Greater Naples Fire District will continue to receive funding, indefinitely, for direct actual operating and capital costs of operating the fire station, and thus will only have to expend funds for expenses above the costs agreed to in the interlocal agreement. The exact amount of such funding is unknown but will likely be based on an agreed-upon estimated schedule of expenses incorporated into a new interlocal agreement or extension of the current interlocal agreement, which expires on June 30, 2019.

VI. Technical Deficiencies:

None.

VII. Related Issues:

The FDOT provided the following bond-related comments:¹⁵

- “The bill restricts the resources which would be used for other statutorily established purposes, one of which is Everglades restoration. Should the department need to issue bonds supported by Alligator Alley toll proceeds, the provisions of this bill would restrict the amount which could be available to reimburse the bonds. In the worst case, there could be insufficient resources to maintain or improve the roadway facilities.”
- “The continued open flow of funds can be expected to continue to be a negative from the rating agencies credit analysis perspective.”

National rating agencies have given the most recent Alligator Alley bonds A+ or Aa3 ratings, with the outlook for the bonds being stable.¹⁶

VIII. Statutes Affected:

This bill amends section 338.26 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.

¹⁵ FDOT, *2019 Agency Legislative Bill Analysis - SB 72*, January 02, 2019 (on file with the Appropriations Subcommittee on Transportation, Tourism, and Economic Development).

¹⁶ See *Fitch Affirms Alligator Alley Toll Road, FL’s Rev Refunding Bonds at ‘A+’; Outlook Stable*, July 27, 2018, and Moody’s Investors Service, *Florida Department of Transportation – Alligator Alley, New Issue: Moody’s assigns Aa3 to Florida Department of Transportation Alligator Alley, Series 2017A; outlook stable* (On file in the Senate Transportation Committee.).

By Senator Passidomo

28-00095A-19

201972__

1 A bill to be entitled
 2 An act relating to the Alligator Alley toll road;
 3 amending s. 338.26, F.S.; requiring specified fees to
 4 be used indefinitely, instead of temporarily, to
 5 reimburse a local governmental entity for the direct
 6 actual costs of operating a specified fire station;
 7 providing an effective date.
 8
 9 Be It Enacted by the Legislature of the State of Florida:
 10
 11 Section 1. Paragraph (a) of subsection (3) of section
 12 338.26, Florida Statutes, is amended to read:
 13 338.26 Alligator Alley toll road.—
 14 (3) (a) Fees generated from tolls shall be deposited in the
 15 State Transportation Trust Fund and shall be used:
 16 1. To reimburse outstanding contractual obligations;
 17 2. To operate and maintain the highway and toll facilities,
 18 including reconstruction and restoration;
 19 3. To pay for those projects that are funded with Alligator
 20 Alley toll revenues and that are contained in the 1993-1994
 21 adopted work program or the 1994-1995 tentative work program
 22 submitted to the Legislature on February 22, 1994; and
 23 4. By interlocal agreement ~~effective July 1, 2014, through~~
 24 ~~no later than June 30, 2019~~, to reimburse a ~~county or another~~
 25 local governmental entity for the direct actual costs of
 26 operating the fire station at mile marker 63 on Alligator Alley,
 27 which may be used by a ~~county or another~~ local governmental
 28 entity to provide fire, rescue, and emergency management
 29 services to the public on Alligator Alley.

Page 1 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

28-00095A-19

201972__

30 Section 2. This act shall take effect July 1, 2019.

Page 2 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



The Florida Senate

Committee Agenda Request

To: Senator Travis Hutson, Chair
Appropriations Subcommittee on Transportation, Tourism, and Economic
Development

Subject: Committee Agenda Request

Date: February 19, 2019

I respectfully request that **Senate Bill #72**, relating to Alligator Alley Toll Road, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in black ink, appearing to read "K. Passidomo", with a horizontal line extending to the right.

Senator Kathleen Passidomo
Florida Senate, District 28



2017 AGENCY LEGISLATIVE BILL ANALYSIS

AGENCY: Department of Transportation

<u>BILL INFORMATION</u>	
BILL NUMBER:	SB0072
BILL TITLE:	Alligator Alley Toll Road
BILL SPONSOR:	Sen. Passidomo
EFFECTIVE DATE:	July 1, 2019

<u>COMMITTEES OF REFERENCE</u>
1) Infrastructure and Security
2) Appropriations Subcommittee on Transportation, Tourism, and Economic Development
3) Appropriations
4)
5)

<u>CURRENT COMMITTEE</u>
Infrastructure and Security

<u>SIMILAR BILLS</u>	
BILL NUMBER:	
SPONSOR:	

<u>PREVIOUS LEGISLATION</u>	
BILL NUMBER:	SB1012
SPONSOR:	Passidomo
YEAR:	2018
LAST ACTION:	Laid on Table, Refer to HB0141 (approved by Governor)

<u>IDENTICAL BILLS</u>	
BILL NUMBER:	
SPONSOR:	

Is this bill part of an agency package?
No

<u>BILL ANALYSIS INFORMATION</u>	
DATE OF ANALYSIS:	01/02/2019
LEAD AGENCY ANALYST:	Amanda Marsh, LPO, 850-414-5207
ADDITIONAL ANALYST(S):	
LEGAL ANALYST:	Erik Fenniman
FISCAL ANALYST:	Lisa Saliba & Robin Naitove

POLICY ANALYSIS

1. EXECUTIVE SUMMARY

The bill would remove the time limit in current law that requires the Department of Transportation to use Alligator Alley toll revenues through June 30, 2019 to pay the costs of operation of a locally run fire station at mile marker 63 to provide fire, rescue, and emergency management services to the public on Alligator Alley.

2. SUBSTANTIVE BILL ANALYSIS

1. PRESENT SITUATION:

Section 338.26, Florida Statutes, requires the Department to use toll revenues generated by travel on Alligator Alley for specific purposes. Toll revenues must be used:

- 1. To reimburse outstanding contractual obligations;
- 2. To operate and maintain the highway and toll facilities, including reconstruction and restoration; and
- 3. Through June 30, 2019, to reimburse a county or another local governmental entity for the direct actual costs of operating a fire station at mile marker 63 to provide fire, rescue, and emergency management services to the public on Alligator Alley.

Any toll revenues remaining after payment of these items may be transferred to the Everglades Trust Fund and used for certain environmental projects.

The Department currently provides funding for operation of the fire station to Collier County under a 2014 interlocal agreement. After June 30, 2019, the fire station operation support provided to the County from Alligator Alley toll revenues will cease.

2. EFFECT OF THE BILL:

The bill would remove the June 30, 2019 expiration date and would require the Department to permanently use Alligator Alley toll revenues to reimburse a local governmental entity (not necessarily Collier County) for the direct actual costs of operating the fire station at mile marker 63 on Alligator Alley, to provide fire, rescue, and emergency management services to the public on Alligator Alley. In eliminating the end date, this extends indefinitely financial responsibility for operating expenses with no restriction.

The bill would permanently reduce the amount of Alligator Alley toll revenues available for transfer to the Everglades Trust Fund for environmental projects.

The bill makes permanent use of toll revenues for a non-transportation purpose. Redirecting toll revenues for purposes other than the facility affects the credit rating. This includes statutory redirects such as Everglades Restoration or the fire station operating costs.

3. DOES THE BILL DIRECT OR ALLOW THE AGENCY/BOARD/COMMISSION/DEPARTMENT TO DEVELOP, ADOPT, OR ELIMINATE RULES, REGULATIONS, POLICIES, OR PROCEDURES? Y N

If yes, explain:	n/a
Is the change consistent with the agency's core mission?	Y <input type="checkbox"/> N <input checked="" type="checkbox"/>
Rule(s) impacted (provide references to F.A.C., etc.):	n/a

4. WHAT IS THE POSITION OF AFFECTED CITIZENS OR STAKEHOLDER GROUPS?

Proponents and summary of position:	Unknown
Opponents and summary of position:	Unknown

5. ARE THERE ANY REPORTS OR STUDIES REQUIRED BY THIS BILL? Y N

If yes, provide a description:	n/a
Date Due:	n/a
Bill Section Number(s):	n/a

6. ARE THERE ANY NEW GUBERNATORIAL APPOINTMENTS OR CHANGES TO EXISTING BOARDS, TASK FORCES, COUNCILS, COMMISSIONS, ETC. REQUIRED BY THIS BILL? Y N

Board:	n/a
Board Purpose:	n/a
Who Appoints:	n/a
Changes:	n/a
Bill Section Number(s):	n/a

FISCAL ANALYSIS

1. DOES THE BILL HAVE A FISCAL IMPACT TO LOCAL GOVERNMENT? Y N

Revenues:	None known
Expenditures:	None known
Does the legislation increase local taxes or fees? If yes, explain.	No
If yes, does the legislation provide for a local referendum or local governing body public vote prior to implementation of the tax or fee increase?	n/a

2. DOES THE BILL HAVE A FISCAL IMPACT TO STATE GOVERNMENT? Y N

Revenues:	None known
Expenditures:	The Department currently funds \$1.5 million per year for fire station operating costs based on a signed agreement outlining eligible expenses. The bill continues the subsidy indefinitely and does not establish a cap on expenses which could be reimbursed.

Does the legislation contain a State Government appropriation?	No
If yes, was this appropriated last year?	n/a

3. DOES THE BILL HAVE A FISCAL IMPACT TO THE PRIVATE SECTOR?

Y N

Revenues:	None known
Expenditures:	None known
Other:	n/a

4. DOES THE BILL INCREASE OR DECREASE TAXES, FEES, OR FINES?

Y N

If yes, explain impact.	n/a
Bill Section Number:	n/a

TECHNOLOGY IMPACT

1. DOES THE BILL IMPACT THE AGENCY'S TECHNOLOGY SYSTEMS (I.E. IT SUPPORT, LICENSING SOFTWARE, DATA STORAGE, ETC.)? Y N

If yes, describe the anticipated impact to the agency including any fiscal impact.	n/a
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FEDERAL IMPACT

1. DOES THE BILL HAVE A FEDERAL IMPACT (I.E. FEDERAL COMPLIANCE, FEDERAL FUNDING, FEDERAL AGENCY INVOLVEMENT, ETC.)? Y N

If yes, describe the anticipated impact including any fiscal impact.	None known
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ADDITIONAL COMMENTS

There are four general concerns with this bill:

1. The bill makes permanent the use of toll revenues for a non-transportation purpose.
2. There is no restriction on the operating costs which could be incurred.
3. The bill restricts the resources which would be used for other statutorily established purposes, one of which is Everglades restoration. Should the department need to issue bonds supported by Alligator Alley toll proceeds, the provisions of this bill would restrict the amount which could be available to reimburse the bonds. In the worst case, there could be insufficient resources to maintain or improve the roadway facilities.
4. The continued open flow of funds can be expected to continue to be a negative from the rating agencies credit analysis perspective.

LEGAL - GENERAL COUNSEL'S OFFICE REVIEW

Issues/concerns/comments:	None
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THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/6/19

Meeting Date

SB 72

Bill Number (if applicable)

Topic Alligator Alley

Amendment Barcode (if applicable)

Name Kingman Schuldt

Job Title Fire Chief

Address 14575 Collier Blvd
Street

Phone 239 348 7543

Naples FL
City State Zip

Email KSchuldt@GNFire.org

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Greater Naples Fire Rescue District

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development

BILL: PCS/CS/SB 252 (933842)

INTRODUCER: Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Infrastructure and Security Committee; and Senator Flores

SUBJECT: Driver License, Identification Card, and Motor Vehicle Registration Applications

DATE: March 6, 2019

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Proctor</u>	<u>Miller</u>	<u>IS</u>	<u>Fav/CS</u>
2.	<u>Wells</u>	<u>Hrdlicka</u>	<u>ATD</u>	<u>Recommend: Fav/CS</u>
3.	_____	_____	<u>AP</u>	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

PCS/CS/SB 252 requires the Department of Highway Safety and Motor Vehicles (DHSMV) to include an option on the motor vehicle registration application to make a voluntary contribution of \$1 or more to the Live Like Bella Childhood Cancer Foundation. Such contributions will be distributed by the DHSMV to the foundation.

The bill repeals the requirement that the DHSMV include an option on the motor vehicle registration application and on the driver license and identification card application to make a voluntary contribution of \$1 or more to the Auto Club Group Traffic Safety Foundation, Inc.

The bill has an insignificant fiscal impact on the DHSMV.

This bill takes effect on July 1, 2019.

II. Present Situation:

Voluntary Contributions

The application form for motor vehicle registration and renewal of registration¹ and for an original, renewal, or replacement driver's license or identification card provides a voluntary contributions section that allows applicants to make a donation by checking a box on the form.²

The Florida Statutes specifically authorize which organizations can receive a voluntary contribution. Sections 320.023 and 322.081, F.S., establish the requirements for organizations seeking to establish a voluntary contribution on the applications. Requirements include:

- A request for the particular voluntary contribution being sought, describing the proposed voluntary contribution in general terms;
- An application fee,³ not to exceed \$10,000 to defray the DHSMV's cost for reviewing the application and developing the voluntary contribution checkoff, if authorized;⁴
- A marketing strategy outlining short-term and long-term marketing plans for the requested voluntary contribution; and
- A financial analysis outlining the anticipated revenues and the planned expenditures of the revenues to be derived from the voluntary contribution.

This information must be submitted to the DHSMV at least 90 days before the next regular session of the Legislature convenes.

Sections 320.023 and 322.081, F.S., also establish a threshold for discontinuation of the voluntary contribution and oversight for organizations approved for a voluntary contribution on the motor vehicle registration application. These statutes require:

- The DHSMV to include any voluntary contributions approved by the Legislature on the application;
- The DHSMV to discontinue the voluntary contribution if:
 - Less than \$25,000 has been contributed by the end of the 5th year; or
 - Less than \$25,000 is contributed during any subsequent five-year period.
- Any voluntary contribution, or any interest earned from those contributions, not to be used for commercial or for-profit activities or for general or administrative expenses;
- An organization to submit its audit to the DHSMV for review to determine if any voluntary contribution, or any interest earned from those contributions, was used for commercial or for-profit activities or for general or administrative expenses; and
- All organizations required to operate under the Solicitation of Contributions Act, as provided in ch. 496, F.S., to meet the requirements of that act before funds may be distributed.

The DHSMV is authorized to examine all records pertaining to the use of funds from the voluntary contributions by the organizations.

¹ As used in this document, the phrase "motor vehicle registration application" refers to the application form for motor vehicle registration and renewal of registration.

² Sections 320.02(16) and 322.08(8), F.S., provide applicants with 21 options for voluntary contributions.

³ State funds may not be used to pay the application fee. See ss. 320.023(1)(b) and 322.081(1)(b), F.S.

⁴ If the voluntary contribution is not approved by the Legislature, the application fee must be refunded to the requesting organization. Sections 320.03(2) and 322.081(2), F.S.

Live Like Bella Childhood Cancer Foundation

The Live Like Bella Childhood Cancer Foundation was founded in 2013⁵ “to promote and increase community awareness of childhood cancers and diseases and the need for research and development of medical treatments for children through the dissemination of information to the general public; to use funds to support such activities; and to make grants, loans, or other distributions...”⁶ The Live Like Bella Childhood Cancer Foundation is named after Bella Rodriguez-Torres, who passed away at the age of 10 from pediatric cancer. The foundation’s mission is to help children with cancer maintain a love for life. As of September 2017, the Live Like Bella Childhood Cancer Foundation has served families in 44 states and 11 countries, having surpassed \$4 million in donations. To date, donations have been used for on-going research, memorial support, compassionate use, and in-treatment support.⁷

Pediatric Cancer Research

According to the National Cancer Institute, cancer remains the leading cause of death from disease among children. The most common types of cancer diagnosed in children ages 0 to 14 years, are:

- Leukemia;
- Brain and other central nervous system (CNS) tumors; and
- Lymphoma.⁸

Pediatric cancer death rates have declined by 65 percent from 1970 to 2016;⁹ however, even when long-term survival is achieved, many survivors of childhood cancer may experience long-term adverse effects from the disease or its treatment. Research is needed to develop treatments for childhood cancer that are more effective and safe for children.¹⁰

Pediatric cancer is relatively uncommon, representing less than one percent of all new cases of cancer diagnosed in the United States each year. According to the National Cancer Institute, this presents a major challenge in conducting pediatric cancer research. “As clinical trials are increasingly restricted to smaller numbers of patients who are defined by the molecular characteristics of their tumors, rather than where the tumors originated in the body, collaboration among children’s cancer centers and a strong national clinical research program will continue to

⁵ Florida Department of State, Division of Corporations, Sunbiz, *Live Like Bella, Inc.*, Document No. F13000004224, September 30, 2013, <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited February 25, 2019).

⁶ Florida Department of State, Division of Corporations, *Live Like Bella, Inc., Application by Foreign Not For Profit Corporation For Authorization to Conduct Its Affairs in Florida*, p. 4, September 30, 2013, <http://search.sunbiz.org/Inquiry/CorporationSearch/ConvertTiffToPDF?storagePath=COR%5C2013%5C1008%5C00217040.Tif&documentNumber=F13000004224> (last visited February 25, 2019).

⁷ Live Like Bella Childhood Cancer Foundation, *About Us*, <http://livelikebella.org/aboutus.html> (last visited February 25, 2019).

⁸ National Cancer Institute, *Childhood Cancers*, <https://www.cancer.gov/types/childhood-cancers> (last visited February 25, 2019).

⁹ Id.

¹⁰ National Cancer Institute, *Childhood Cancers Research*, <https://www.cancer.gov/research/areas/childhood> (last visited February 25, 2019).

be essential to ensure that trials enroll sufficient numbers of participants to produce meaningful results.”¹¹

Securing adequate funding to support pediatric cancer research and clinical trials is a challenge. In 2017, pediatric cancer research awarded by the National Institutes of Health totaled approximately \$220 million, which represented only 2.5 percent of the total funding allocated for research. Florida received a fraction of the total amount awarded for pediatric cancer research with only \$10,256,609 awarded to Florida-based institutions in 2017.¹²

Auto Club Group Traffic Safety Foundation, Inc.

Effective October 1, 2011, Tampa-based AAA Auto Club South and Dearborn, Michigan-based, The Auto Club Group, affiliated and combined operations.¹³ The enterprise is known as The AAA - Auto Club Group and provides membership, travel, insurance, and financial services to members in 11 states, including Florida, and two United States territories.¹⁴

The Auto Club Group Traffic Safety Foundation, Inc., was founded in 2010, as a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code,¹⁵ as a unit of the AAA – The Auto Club Group. In 2013 a \$1 voluntary contribution checkoff for the Auto Club Group Traffic Safety Foundation, Inc., was authorized for the application forms for an original, renewal, or replacement driver’s license or identification card and motor vehicle registration. Funds received by the foundation were to be used to improve traffic safety culture in communities through effective outreach, education, and activities in the state designed to save lives, reduce injuries, and prevent crashes.^{16 17}

The AAA – The Auto Club Group is winding down the operations of the Auto Club Group Traffic Safety Foundation, Inc., and plans to dissolve the entity with an effective date no later than January 1, 2020. The foundation requested the DHSMV remove the voluntary checkoff for the foundation from the forms.¹⁸

III. Effect of Proposed Changes:

The bill requires the DHSMV to include an option on the motor vehicle registration application to make a voluntary contribution of \$1 or more to the Live Like Bella Childhood Cancer

¹¹ Id.

¹² National Institutes of Health, National Cancer Institute, Search: *Fiscal Year: 2017, Research Topic: Childhood Cancers*, <https://fundedresearch.cancer.gov/nciprotfolio/search/get?sic=Childhood+Cancers&fy=PUB2017> (last visited February 25, 2019). Analysis of data by Senate staff.

¹³ Travel Weekly, *AAA clubs in Tampa and Detroit area merge*, October 7, 2011, <https://www.travelweekly.com/Travel-News/Travel-Agent-Issues/AAA-clubs-in-Tampa-and-Detroit-area-merge> (last visited February 25, 2019).

¹⁴ LinkedIn, *The Auto Club Group, About Us*, <https://www.linkedin.com/company/the-auto-club-group> (last visited February 20, 2019).

¹⁵ Florida Department of State, Division of Corporations, Sunbiz, *Auto Club Group Traffic Safety Foundation, Inc.*, Document No. N10000003249, <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited February 25, 2019).

¹⁶ Chapter 2013-160, ss. 28 and 47, Laws of Fla. Sections 320.02(16)(t) and 322.08(8)(r), F.S.

¹⁷ Section 322.08(8)(r), F.S.

¹⁸ Karen Morgan (AAA-The Auto Club Group), letter to Paula Stanfield (DHSMV Division of Motorist Services), January 10, 2019 (on file with the Committee on Infrastructure and Security).

Foundation. Such contributions will be distributed by the DHSMV to the Live Like Bella Childhood Cancer Foundation.

The bill exempts the Live Like Bella Childhood Cancer Foundation from the application process and \$10,000 application fee to establish a voluntary contribution on the motor vehicle registration application.

The bill amends s. 320.02, F.S., and s. 322.08, F.S., to repeal the requirement that the DHSMV must include an option to make a voluntary contribution to the Auto Club Group Traffic Safety Foundation, Inc., on the motor vehicle registration application and on the driver license and identification card application.

This bill is effective July, 1, 2019.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The DHSMV estimates approximately 660 programming hours will be required to implement the bill.¹⁹ The estimated equivalent of \$36,480 in FTE and contracted resources for programming hours can be absorbed within existing resources.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill amends the following sections of the Florida Statutes: 320.02 and 322.08.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

Recommended CS/CS by Appropriations Subcommittee on Transportation, Tourism, and Economic Development on March 6, 2019:

The committee substitute adds a repeal of the requirement that the DHSMV application form for a driver license and identification card include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation, Inc.

CS by Infrastructure and Security on February 19, 2019:

The committee substitute repeals the requirement that the DHSMV application form for motor vehicle registration and renewal of registration include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation, Inc.

The CS also modifies the notwithstanding language for the voluntary contribution to the Live Like Bella Childhood Cancer Foundation to only include ss. 320.023(1) and (2), F.S., which relate to the application process for organizations seeking to establish a voluntary contribution.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

¹⁹ DHSMV, 2019 Agency Legislative Bill Analysis – SB 252, February 28, 2019 (on file with the Appropriations Subcommittee on Transportation, Tourism, and Economic Development).



331876

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/07/2019	.	
	.	
	.	
	.	

Appropriations Subcommittee on Transportation, Tourism, and
Economic Development (Flores) recommended the following:

Senate Amendment (with title amendment)

Between lines 43 and 44
insert:

Section 2. Paragraph (r) of subsection (8) of section
322.08, Florida Statutes, is amended, and present paragraphs (s)
and (t) of that subsection are redesignated as paragraphs (r)
and (s), respectively, to read:

322.08 Application for license; requirements for license
and identification card forms.—



331876

11 (8) The application form for an original, renewal, or
12 replacement driver license or identification card must include
13 language permitting the following:

14 ~~(r) A voluntary contribution of \$1 or more per applicant,~~
15 ~~which shall be distributed to the Auto Club Group Traffic Safety~~
16 ~~Foundation, Inc., a not-for-profit organization.~~

17
18 A statement providing an explanation of the purpose of the trust
19 funds shall also be included. For the purpose of applying the
20 service charge provided under s. 215.20, contributions received
21 under paragraphs (b)-(s) ~~(b)-(t)~~ are not income of a revenue
22 nature.

23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 Delete lines 2 - 14

27 and insert:

28 An act relating to driver license, identification
29 card, and motor vehicle registration applications;
30 amending s. 320.02, F.S.; deleting a requirement that
31 the application form for motor vehicle registration
32 and renewal of registration include language
33 permitting a voluntary contribution to the Auto Club
34 Group Traffic Safety Foundation; requiring that such
35 application form include language permitting a
36 voluntary contribution to the Live Like Bella
37 Childhood Cancer Foundation; requiring that the
38 Department of Highway Safety and Motor Vehicles
39 distribute such contributions to the Live Like Bella



331876

40 Childhood Cancer Foundation; amending s. 322.08, F.S.,
41 deleting a requirement that the application form for a
42 driver license or identification card include language
43 permitting a voluntary contribution to the Auto Club
44 Group Traffic Safety Foundation; providing an
45 effective date.

By the Committee on Infrastructure and Security; and Senator Flores

596-02507-19

2019252c1

1 A bill to be entitled
 2 An act relating to motor vehicle registration
 3 applications; amending s. 320.02, F.S.; deleting a
 4 requirement that the application form for motor
 5 vehicle registration and renewal of registration
 6 include language permitting a voluntary contribution
 7 to the Auto Club Group Traffic Safety Foundation;
 8 requiring that such application form include language
 9 permitting a voluntary contribution to the Live Like
 10 Bella Childhood Cancer Foundation; requiring that the
 11 Department of Highway Safety and Motor Vehicles
 12 distribute such contributions to the Live Like Bella
 13 Childhood Cancer Foundation; providing an effective
 14 date.
 15
 16 Be It Enacted by the Legislature of the State of Florida:
 17
 18 Section 1. Paragraph (t) of subsection (16) of section
 19 320.02, Florida Statutes, is amended, present paragraph (u) of
 20 that subsection is redesignated as paragraph (t), and a new
 21 paragraph (u) is added to that subsection, to read:
 22 320.02 Registration required; application for registration;
 23 forms.—
 24 (16)
 25 ~~(t) The application form for motor vehicle registration and~~
 26 ~~renewal registration must include language permitting a~~
 27 ~~voluntary contribution of \$1 or more per applicant, which shall~~
 28 ~~be distributed to the Auto Club Group Traffic Safety Foundation,~~
 29 ~~Inc., a nonprofit organization. Funds received by the foundation~~

Page 1 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

596-02507-19

2019252c1

30 ~~must be used to improve traffic safety culture in communities~~
 31 ~~through effective outreach, education, and activities in the~~
 32 ~~state which will save lives, reduce injuries, and prevent~~
 33 ~~crashes. The foundation must comply with s. 320.023.~~
 34 (u) Notwithstanding s. 320.023(1) and (2), the application
 35 form for motor vehicle registration and renewal of registration
 36 must include language permitting a voluntary contribution of \$1
 37 or more per applicant to the Live Like Bella Childhood Cancer
 38 Foundation. Such contributions must be distributed by the
 39 department to the Live Like Bella Childhood Cancer Foundation.
 40
 41 For the purpose of applying the service charge provided in s.
 42 215.20, contributions received under this subsection are not
 43 income of a revenue nature.
 44 Section 2. This act shall take effect July 1, 2019.

Page 2 of 2

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



2019 AGENCY LEGISLATIVE BILL ANALYSIS

AGENCY: Highway Safety and Motor Vehicles

BILL INFORMATION

BILL NUMBER:	SB 252
BILL TITLE:	Motor Vehicle Registration Applications
BILL SPONSOR:	Flores
EFFECTIVE DATE:	July 1, 2019

COMMITTEES OF REFERENCE

1) Infrastructure and Security
2) Appropriations Subcommittee on Transportation, Tourism, and Economic Development
3) Appropriations
4)
5)

CURRENT COMMITTEE

Infrastructure and Security

SIMILAR BILLS

BILL NUMBER:	HB 415
SPONSOR:	Aloupis

PREVIOUS LEGISLATION

BILL NUMBER:	
SPONSOR:	
YEAR:	
LAST ACTION:	

IDENTICAL BILLS

BILL NUMBER:	
SPONSOR:	

Is this bill part of an agency package?

No

BILL ANALYSIS INFORMATION

DATE OF ANALYSIS:	January 25, 2019: Paula Stanfield, Bureau of Issuance Oversight
Division Director/Designee MS	<i>Robt R. Kim 2/26/19</i>
Division Director/Designee FHP	
ADDITIONAL ANALYST(S):	January 15, 2019: Kenny Zimmerman/Stam Kirkland – Strategic Management Office
LEGAL ANALYST:	2/13/19 – Kathy Jimenez/Nicole Jordan, OGC
FISCAL ANALYST:	2/8/19 – Suzie Carey, Budget

OC 2/28/19

POLICY ANALYSIS

1. EXECUTIVE SUMMARY

The bill amends Chapter 320, F.S., to require that motor vehicle registration and registration renewal forms include an option to make a voluntary contribution to the Live Like Bella Childhood Cancer Foundation. The bill provides for the collection and distribution of these funds to the Live Like Bella Childhood Cancer Foundation.

If passed, the bill shall take effect July 1, 2019.

2. SUBSTANTIVE BILL ANALYSIS

1. PRESENT SITUATION:

Voluntary contribution organizations must be specifically authorized by the Florida Statutes, unless exempt. Section 320.023, F.S., establishes requirements for organizations seeking authorization to establish a voluntary contribution on motor vehicle registration application forms. This section specifies the requirements, which include submitting a letter describing the contribution, an application fee not to exceed \$10,000, a long and short-term marketing plan addressing revenue and expenditures, and a copy of the Solicitation of Contributions Act. This information must be submitted to the Department of Highway Safety and Motor Vehicles (Department) at least 90 days before the convening of the next regular session of the Legislature. In Policy (RS-59), the Department requires a \$10,000 fee as authorized by s. 320.023, F.S. The fee was established to offset the Department's programming cost.

Motor vehicle registration applicants currently have an opportunity to make voluntary contribution to 27 different organizations.

Charitable Organizations

- | | |
|--|--|
| 1. Children Hearing Help | 15. Help the Homeless |
| 2. Autism Programs | 16. Prevent Child Abuse |
| 3. Florida Association of Food Banks, Inc. | 17. Prevent Child Sexual Abuse (Lauren's Kids) |
| 4. Support Our Troops | 18. Blind Babies/Youth Services |
| 5. Take Stock In Children | 19. The Arc of Florida |
| 6. End Breast Cancer | 20. Ronald McDonald |
| 7. Highway Safety | 21. League Against Cancer |
| 8. Support Wildlife | 22. Family First Foundation |
| 9. Organ Tissue Donor | 23. State Homes for Veterans |
| 10. Preserve Vision Florida | 24. Florida Sheriffs Youth Ranches |
| 11. Trans Disadvantaged | 25. Stop Heart Disease |
| 12. Manatee | 26. Mothers Against Drunk Driving |
| 13. Save The Turtle | 27. Southeastern Guide Dogs |
| 14. Traffic Safety Foundation | |

2. EFFECT OF THE BILL:

Section 1:

The bill requires the Department to include on the motor vehicle registration and renewal application, language permitting a voluntary contribution of \$1 or more per applicant to the Live Like Bella Childhood Cancer Foundation.

Funds collected by the Department will be distributed to the Live Like Bella Childhood Cancer Foundation.

The bill does not require that the organization comply with the requirements set forth in s. 320.023, F.S., (and the organization has not complied); however, the application fee of \$10,000 offsets the Department's programming cost. This fee was not submitted, as statutorily required in s. 320.023, F.S.

Department procedure RS-59 would need to be updated, and notification to all tax collector offices and renewal notice to vendors would also need to be sent.

3. DOES THE BILL DIRECT OR ALLOW THE AGENCY/BOARD/COMMISSION/DEPARTMENT TO DEVELOP, ADOPT, OR ELIMINATE RULES, REGULATIONS, POLICIES, OR PROCEDURES?

Y N

If yes, explain:	
Is the change consistent with the agency's core mission?	Y <input type="checkbox"/> N <input type="checkbox"/>
Rule(s) impacted (provide references to F.A.C., etc.):	

4. WHAT IS THE POSITION OF AFFECTED CITIZENS OR STAKEHOLDER GROUPS?

Proponents and summary of position:	Proponents may be supporters of the Live Like Bella Childhood Cancer Foundation.
Opponents and summary of position:	There are no known opponents.

5. ARE THERE ANY REPORTS OR STUDIES REQUIRED BY THIS BILL?

Y N

If yes, provide a description:	
Date Due:	
Bill Section Number(s):	

6. ARE THERE ANY NEW GUBERNATORIAL APPOINTMENTS OR CHANGES TO EXISTING BOARDS, TASK FORCES, COUNCILS, COMMISSIONS, ETC. REQUIRED BY THIS BILL? Y N

Board:	
Board Purpose:	
Who Appoints:	
Changes:	
Bill Section Number(s):	

FISCAL ANALYSIS

1. DOES THE BILL HAVE A FISCAL IMPACT TO LOCAL GOVERNMENT?

Y N

Revenues:	None
Expenditures:	None
Does the legislation increase local taxes or fees? If yes, explain.	N/A
If yes, does the legislation provide for a local referendum or local governing body public vote prior to implementation of the tax or fee increase?	N/A

2. DOES THE BILL HAVE A FISCAL IMPACT TO STATE GOVERNMENT?

Y N

Revenues:	None
Expenditures:	The Department estimates that 660 hours will be required for programming and implementation. These hours are estimated to have a fiscal impact to the Department of \$36,480 in FTE and contracted resources. (Development: 217 hours @ \$40/hour + 223 hours @ \$100/hour and Testing: 220 hours @ \$25/hour)
Does the legislation contain a State Government appropriation?	
If yes, was this appropriated last year?	

3. DOES THE BILL HAVE A FISCAL IMPACT TO THE PRIVATE SECTOR?

Y N

Revenues:	Indeterminate, Live Like Bella Childhood Cancer Foundation will see a positive impact due to this bill. The impact is indeterminate since the revenue is derived from donations.
Expenditures:	None
Other:	

4. DOES THE BILL INCREASE OR DECREASE TAXES, FEES, OR FINES?

Y N

If yes, explain impact.	
Bill Section Number:	

TECHNOLOGY IMPACT

1. DOES THE BILL IMPACT THE AGENCY'S TECHNOLOGY SYSTEMS (I.E. IT SUPPORT, LICENSING SOFTWARE, DATA STORAGE, ETC.)?

Y N

If yes, describe the anticipated impact to the agency including any fiscal impact.	<p>Implementing this legislation will require modification of Department systems in order to:</p> <ul style="list-style-type: none"> • Create a new voluntary contribution as part of the motor vehicle registration or renewal of registration. • Create two new fee codes. <p>The majority of this work will be performed on our driver licensing system, which is to be replaced as part of the Motorist Modernization Phase I project. The Department has completed requirements gathering and validation. Implementation is slated to finish by Fall 2019. Additional requirements due to changes in law will result in an increase in the complexity and cost.</p> <p>The Department estimates that 660 hours will be required for programming and implementation. These hours are estimated to have a fiscal impact to the Department of \$36,480 in FTE and contracted resources. (Development: 217 hours @ \$40/hour + 223 hours @ \$100/hour and Testing: 220 hours @ \$25/hour)</p>
---	--

FEDERAL IMPACT

1. DOES THE BILL HAVE A FEDERAL IMPACT (I.E. FEDERAL COMPLIANCE, FEDERAL FUNDING, FEDERAL AGENCY INVOLVEMENT, ETC.)?

Y N

If yes, describe the anticipated impact including any fiscal impact.	None
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ADDITIONAL COMMENTS

The Department last redesigned its motor vehicle system on October 1, 1999. When designed, the motor vehicle registration renewal system was programmed to allow participating renewal notice vendors to print up to 27 total lines of the names of organization authorized to receive voluntary contributions. Today, there is no more physical space available on the renewal notices to add this additional proposed organization without the department and renewal notice vendors modifying their systems. Programming would be required to add a second page to renewal notices to add this organization. Having an additional renewal notice page would result in additional paper and postage cost.

The Department is considering alternative ways of disclosing and publicizing a list of these voluntary contribution funds, which may include the Department's website.

Revenue generated by this voluntary contribution is based on public interest and cannot be determined by the Department.

Amendment

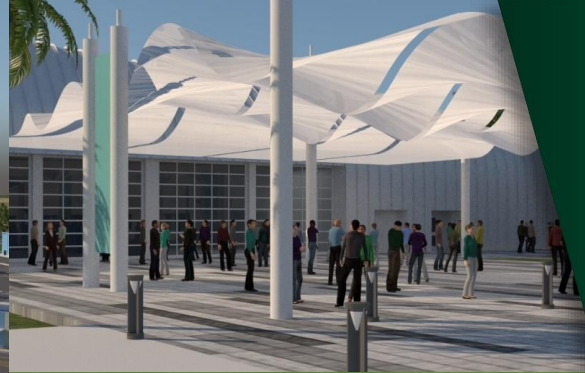
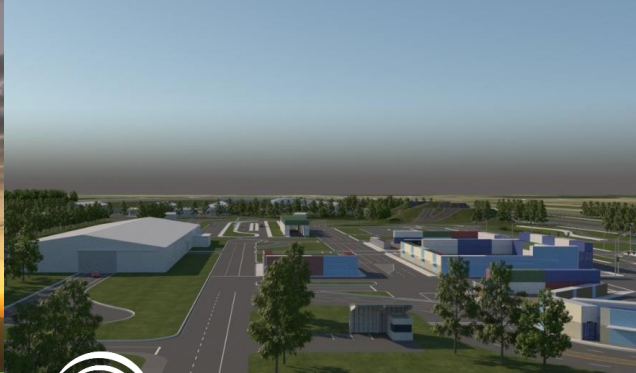
In order to have sufficient time to implement required programming, the Department recommends the following amendment:

Page 1, Line 29:

This act shall take effect ~~July 1, 2019~~ October 1, 2019.

LEGAL - GENERAL COUNSEL'S OFFICE REVIEW

Issues/concerns/comments:	None
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Florida Department of
TRANSPORTATION



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\$7 trillion

of economic activity
in CAV industry by 2050



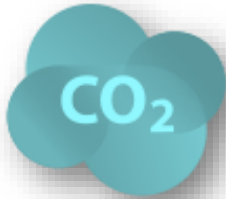
40,000

vehicle fatalities
in 2017



95%

of crashes caused by
human error



4.6 metric tons

of CO2 emissions
per year



7 billion

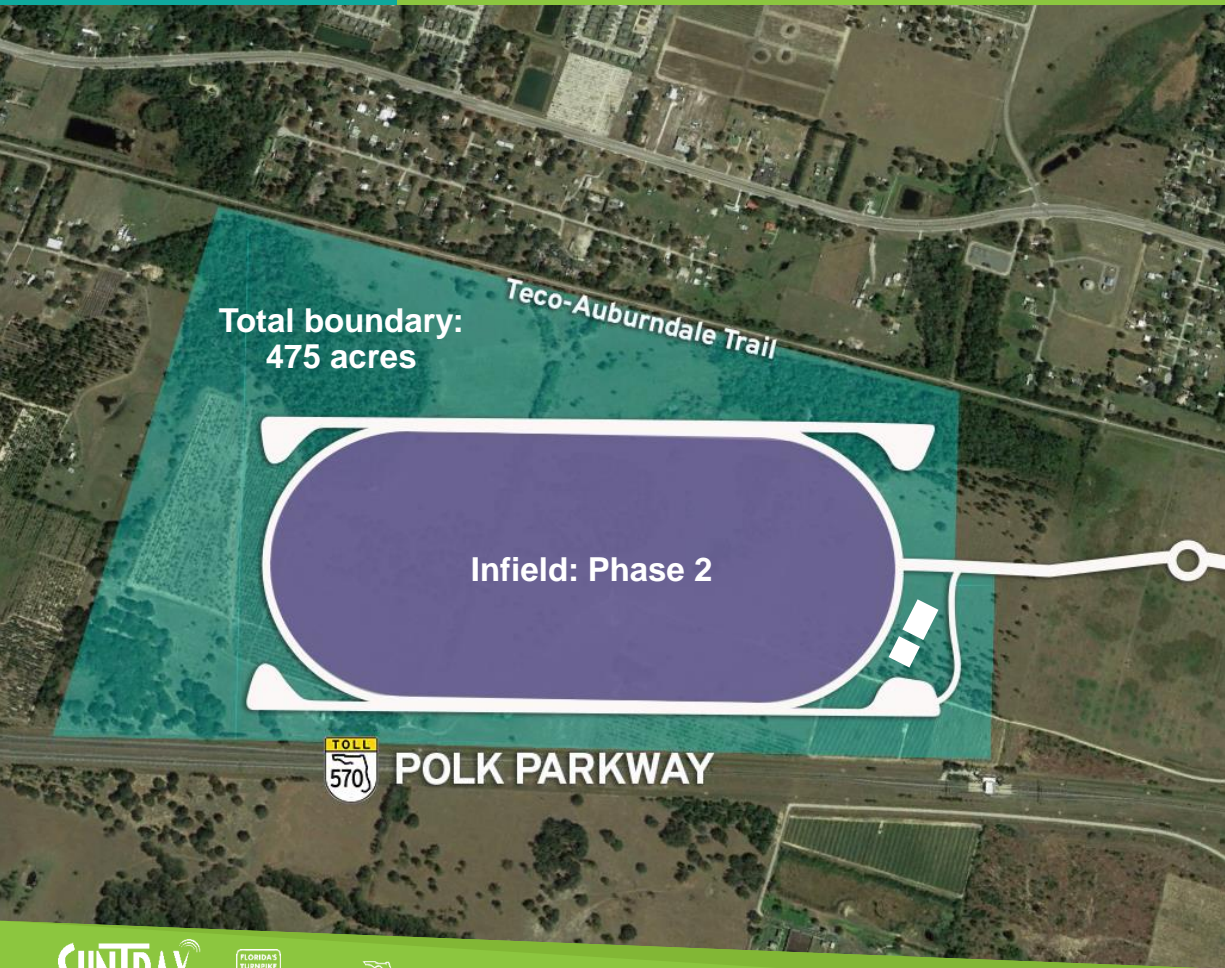
hours of
traffic congestion



\$160 billion

lost due
to congestion

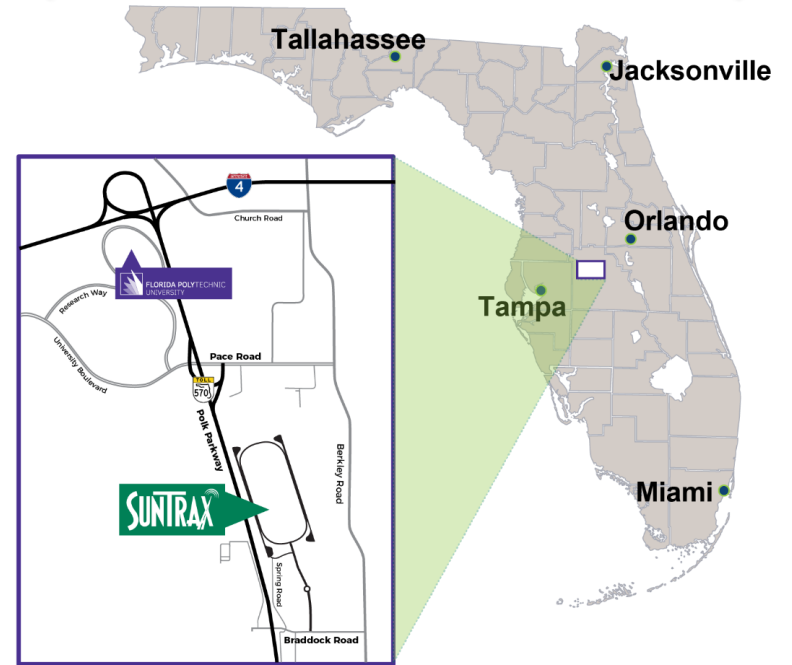
Project Overview | Phase 1: Tolls Testing Facilities



Project Location

45 miles to Tampa

46 miles to Orlando



Project Overview | Phase 2: CAV Testing

Design Principles



Varied Environments



Diverse Scenarios



Highly Reconfigurable



Test Features

- 1 Main Entry Campus
- 2 Workshops & Warehouses
- 3 Roadway Geometry Track
- 4 Loop Tracks
- 5 High-Speed Oval
- 6 Signal Loss "Tunnel"
- 7 Urban / Suburban
- 8 Pick-Up/Drop-Off
- 9 Sensor Test Chamber
- 10 Braking & Handling
- 11 Technology Pad

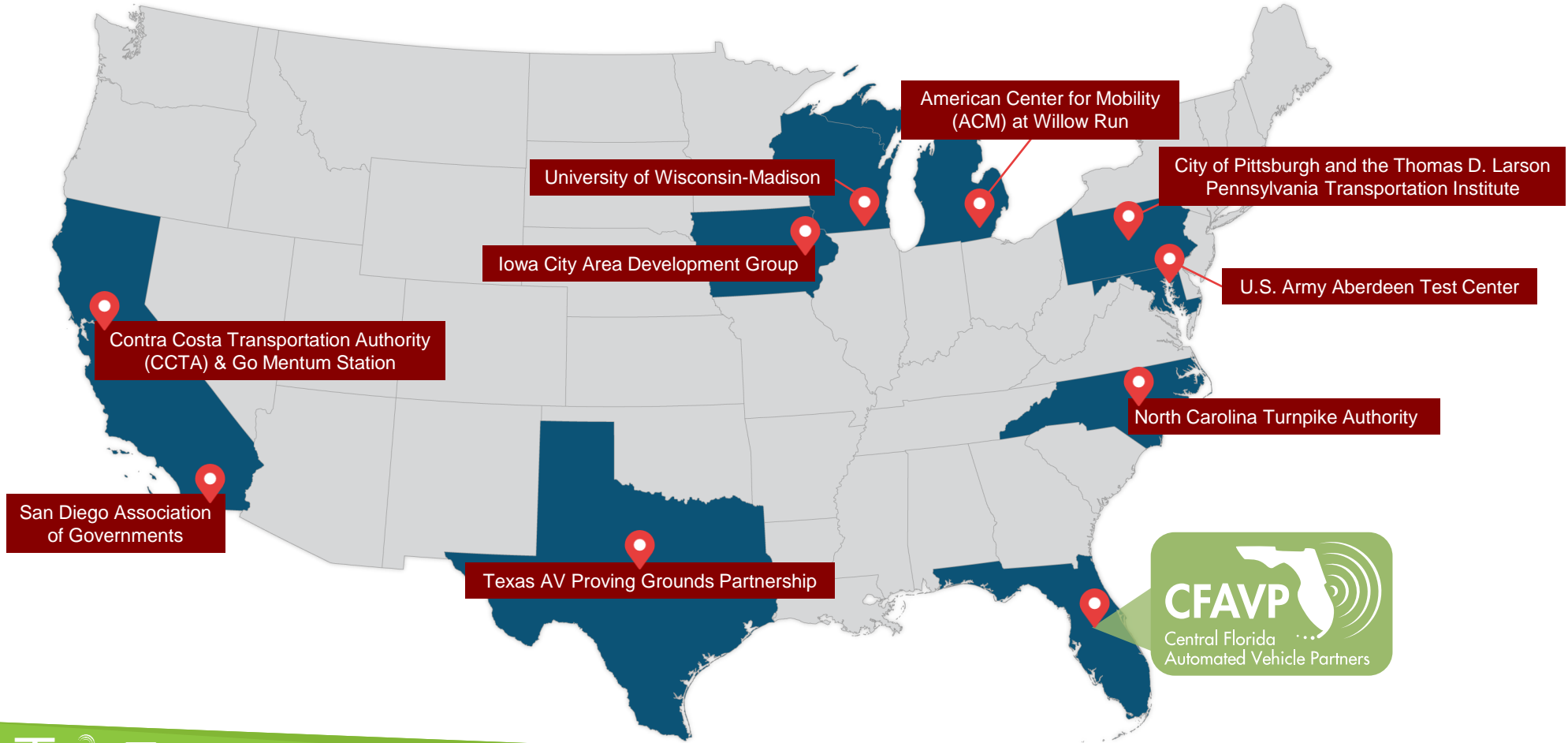








Why Florida | USDOT's Ten AV Proving Ground Designees



Key Takeaways

- Safety, congestion relief, innovation
- SunTrax: purpose-built for CAV in Southeast
- National and international use
- Economic benefit to Florida

*Automakers + tech firms expect to invest over
\$345 billion in CAV research + development by 2025*



FLORIDA POLYTECHNIC
UNIVERSITY

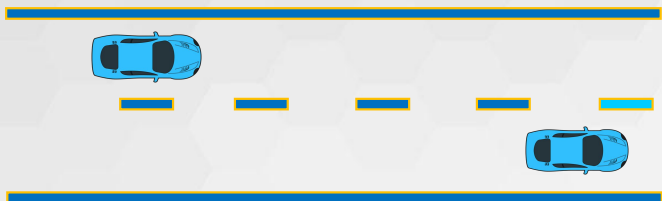
The Advanced Mobility Institute

www.flpolyami.com

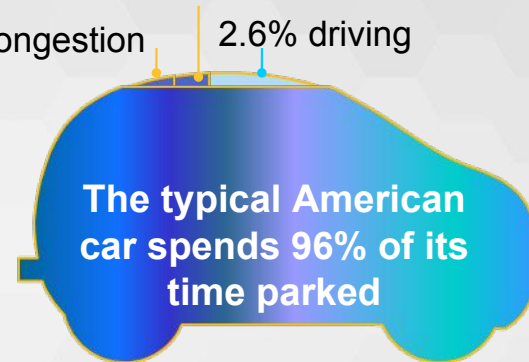
Dr. Rahul Razdan

Why is Autonomous Important? (Trillion dollar market)

Road at peak throughput only 5% of the time, and then only 10% covered with cars



0.8% looking for parking
0.5% sitting in congestion
2.6% driving



More than 33,000 road fatalities in US \$300B annually in cost

>95% Caused by human error



AVs Provide Access

- elderly
- children
- disabled

Advanced Mobility Institute:

- **Research Institute:**
 - **Focus Test and Verification for AV technology**
 - **Local Partners: Suntrax, JTA, Orlando, Miami, CF Proving Grounds, Luminar**
 - **Global Partners: Mathworks, NI, Ansys, Nvidia, Xilinx, etc..**

- **Research Thrusts:**
 - **Rare Scenario Generation and Test**
 - **Sensor/Object Recognition Verification**
 - **EMC Interference Issues**
 - **Human/Machine Communication**
 - **Transportation OS**

“Rare” Scenario Generation and Test

- Accelerate AV learning/verification with 3 sigma
- Basis for Signoff Framework for Regulators



But my AV worked
in Michigan and
California?

SWOT (How is FL Positioned ?)

Strengths

- Regulatory Structure
- Market Size
- Market Growth



Opportunities

- Test and Verification (Suntrax, AMI)

Weaknesses

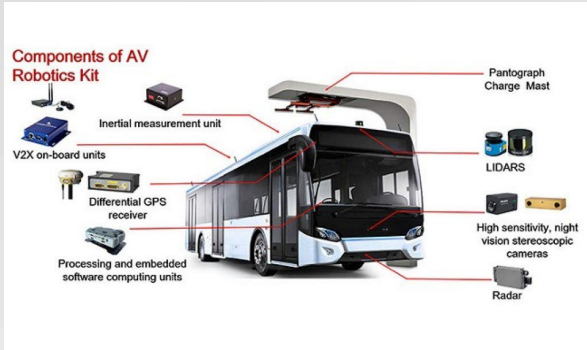
- Research and Development
- Decision-making



Threats

- AZ and others.
- Advantages have low barriers

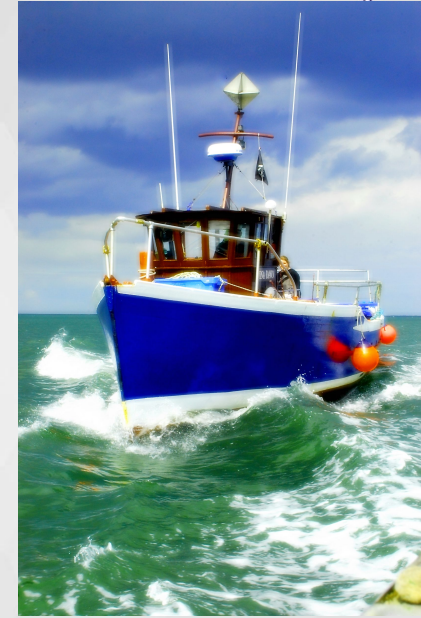
Florida Home to key AV sub markets



Public Transport



Planned communities



Marine



Logistics

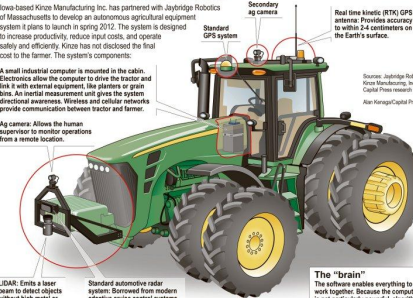
Send in the drones

How a drone tractor works

Korea based Kinova Manufacturing Inc. has partnered with Jaybridge Robotics of Massachusetts to develop an autonomous agricultural equipment system it plans to launch in spring 2012. The system is designed to increase productivity, reduce input costs, and operate safely and efficiently. Kinova has not disclosed the final cost to the farmer. The system's components:

A small industrial computer is mounted in the cabin. Electronics allow the computer to drive the tractor and link it with external equipment, like plow or grain bins. An inertial measurement unit gives the system directional awareness. Wireless and cellular networks provide communication between tractor and farmer.

Ag camera: Allows the human supervisor to monitor operations from a remote location.



LIDAR: Emits a laser beam to detect objects without high metal or water content, like a wooden fence post.

Standard automotive radar system: Sourced from modern adaptive cruise control systems. Good for detecting small objects and objects with high water content like livestock and people.

Real time kinematic (RTK) GPS antenna: Provides accuracy to within 2.4 centimeters on the Earth's surface.

Source: Jaybridge Robotics, Kinova Manufacturing, Inc. Credit: Photo courtesy: Kinova Manufacturing/Captal Press.

The "brain"

The software enables everything to work together. Because the computer is not particularly powerful, algorithms written into the program are efficient and application-specific, but general enough to be modified for other uses.

Agriculture

AMI Mission (Research, Partnerships, IFAS for AV)

Research

Coordinate research in AV for Poly.

- Industry
- Be at the centerpoint of larger proposals with FL state and federal government.

Partnerships

Coordinate partnerships in AV for Poly.

- FTE/Suntrax
- Industry Partners & Suppliers (Intel, nVidia, etc)

Economic Development

Stimulate economic development of AV/Poly.

- Research Park
- Enabling functions for Florida Industries

Thank You

ADVANCED MOBILITY INSTITUTE

Thank You

www.flpolyami.com

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

3/6/19

Meeting Date

Bill Number (if applicable)

Topic SUNTRAX

Amendment Barcode (if applicable)

Name PAUL SATCHEL FELD

Job Title SUNTRAX PROGRAM MANAGER

Address Building 5315 MM263

Phone 407-264-3458

Ocoee
City

FL
State

34761
Zip

Email paul.satchelfeld@dot.state.fl.us

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing FDOT

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

THE FLORIDA SENATE
APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

March 6, 2019

NA

Meeting Date

Bill Number (if applicable)

NA

Topic Advanced mobility research - Florida Polytechnic University

Amendment Barcode (if applicable)

Name Dr. Rahul Razdan

Job Title Senior Director, Special Projects

Address 4700 Research Way

Phone 863-583-9050

Street

Lakeland

FL

33805

Email rrazdan@floridapoly.edu

City

State

Zip

Speaking: For Against Information

Waive Speaking: In Support Against
(The Chair will read this information into the record.)

Representing Florida Polytechnic University

Appearing at request of Chair: Yes No

Lobbyist registered with Legislature: Yes No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

S-001 (10/14/14)

Tab - 5

No material available

CourtSmart Tag Report

Room: EL 110

Case No.:

Type:

Caption: Senate Appropriations Subcommittee on Transportation, Tourism, and Economic Development Judge:

Started: 3/6/2019 4:20:04 PM

Ends: 3/6/2019 4:56:38 PM Length: 00:36:35

4:20:12 PM Sen. Hutson (Chair) - Call to Order
4:20:13 PM Roll Call
4:20:24 PM Quorum Present
4:20:31 PM Sen. Hutson
4:21:07 PM Tab 2 - SB 72
4:21:11 PM Sen. Passidomo - Introduced SB 72
4:23:16 PM Kingman Schultt, Fire Chief, Greater Naples Fire Rescue District (waive in support)
4:23:22 PM Sen. Passidomo
4:23:28 PM SB 72- Roll Call
4:23:46 PM SB 72 - reported favorable
4:23:52 PM Tab 3 - SB 252
4:24:00 PM Sen. Flores - Introduced SB 252
4:24:27 PM AM. 33186 Introduced - Sen. Flores
4:24:27 PM AM. 33186 adopted
4:24:38 PM Sen. Flores
4:25:00 PM SB 252 - Roll Call
4:25:45 PM SB 252 - reported favorable
4:25:48 PM Tab 1 - SB 64
4:25:57 PM Sen. Gibson - Introduced SB 64
4:27:51 PM SB 64 - Roll Call
4:28:08 PM SB 64 - reported favorable
4:28:15 PM Tab 5 - Senator Presentations of the Transportation, Tourism, and Economic Development Local Funding Initiative Requests for Fiscal Year 2019-2020
4:28:22 PM Sen. Cruz presents LFIR projects
4:30:02 PM Sen. Taddeo presents LFIR projects
4:31:11 PM Sen. Hooper presents LFIR projects
4:32:49 PM Sen. Hutson presents LFIR projects
4:32:59 PM Tab 4 - Presentation by the Florida Department of Transportation and Florida Polytechnic University on SunTrax
4:33:05 PM Paul Satchfield, SunTrax Program Administrator, Florida Turnpike Enterprise
4:39:00 PM Sen. Hutson
4:39:07 PM Sen. Perry
4:40:09 PM P. Satchfield
4:40:38 PM Sen. Hutson
4:40:42 PM Sen. Simpson
4:41:41 PM Tab 5
4:41:43 PM Sen. Baxley presents LFIR projects
4:44:30 PM Tab 4 - Presentation by the Florida Department of Transportation and Florida Polytechnic University on SunTrax
4:44:33 PM Dr. Rahul Razdan, Senior Director, Florida Polytechnic University
4:49:25 PM Sen. Hutson
4:49:30 PM Tab 5
4:49:34 PM Sen. Braynon presents LFIR projects
4:50:39 PM Tab 4
4:50:42 PM Sen Hutson
4:50:50 PM Dr. R. Razdan
4:51:10 PM Sen. Brandes
4:53:05 PM Dr. R Razdan
4:54:12 PM Sen. Brandes
4:54:32 PM Dr. R. Razdan
4:55:32 PM Sen. Hutson
4:55:46 PM Dr. R. Razdan

4:56:30 PM Sen. Simpson - Move to Adjourn

4:56:31 PM

4:56:31 PM



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Infrastructure and Security, *Chair*
Appropriations
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development
Banking and Insurance
Rules

JOINT COMMITTEE:
Joint Legislative Auditing Committee

SENATOR TOM LEE

20th District

March 6th, 2019

The Honorable Travis Hutson, Chair
The Florida Senate
404 South Monroe Street
314 Senate Building Tallahassee, FL 32399

Dear Chair Hutson:

I respectfully request to be excused from today's meeting of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development.

Sincerely,

A handwritten signature in blue ink that reads "Tom Lee".

Tom Lee
Florida State Senator
20th District

REPLY TO:

- 915 Oakfield Drive, Suite D, Brandon, Florida 33511 (813) 653-7061
- 418 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5020

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Commerce and Tourism, *Vice Chair*
Appropriations Subcommittee on Transportation,
Tourism, and Economic Development
Children, Families, and Elder Affairs
Governmental Oversight and Accountability
Military and Veterans Affairs and Space

JOINT COMMITTEE:

Joint Select Committee on Collective Bargaining

SENATOR VICTOR M. TORRES, JR.
15th District

March 5, 2019

Travis Hutson, Chair
Transportation, Tourism and Economic Development Subcommittee
404 S. Monroe Street
Tallahassee, FL 32399

RE: Request for excusal from March 6, 2019 Subcommittee Meeting

Dear Chair Hutson:

Due to a family issue, I am unable to attend tomorrow's meeting of the Appropriations Subcommittee on Transportation, Tourism and Economic Development. Please accept this letter as a formal request for excusal of this absence. Please let me know if you have any questions or need any additional information.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victor M. Torres, Jr.".

Victor M. Torres, Jr.
Florida State Senator
District 15

A handwritten signature in black ink, appearing to read "Travis Hutson".

c: Jennifer Hrdlicka, Staff Director, Appropriations Subcommittee on Transportation, Tourism
and Economic Development
Lisa Vickers, Chief of Staff, President Galvano

REPLY TO:

- 101 Church Street, Suite 305, Kissimmee, Florida 34741 (407) 846-5187 FAX: (850) 410-4817
- 226 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5015

Senate's Website: www.flsenate.gov

BILL GALVANO
President of the Senate

DAVID SIMMONS
President Pro Tempore