

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1399 (2012)

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Transportation & Economic
2 Development Appropriations Subcommittee
3 Representative Brandes offered the following:
4

5 **Amendment (with title amendment)**

6 Between lines 4227 and 4228, insert:
7

8 Section 83. Subsection (3) of section 343.52, Florida
9 Statutes, is amended to read:

10 343.52 Definitions.—As used in this part, the term:

11 (3) "Area served" means Miami-Dade, Broward, and Palm
12 Beach Counties. ~~However, this area may be expanded by mutual~~
13 ~~consent of the authority and the board of county commissioners~~
14 ~~representing the proposed expansion area.~~

15 Section 84. Section 343.53, Florida Statutes, is amended
16 to read:

17 343.53 South Florida Regional Transportation Authority.—

18 (1) There is created and established a body politic and
19 corporate, an agency of the state, to be known as the "South

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20 Florida Regional Transportation Authority," hereinafter referred
21 to as the "authority."

22 (2) The governing board of the authority shall consist of
23 twelve ~~nine~~ voting members and one ex officio non-voting member,
24 as follows:

25 (a) The county commissions of Miami-Dade, Broward, and
26 Palm Beach Counties shall each elect a commissioner as that
27 commission's representative on the board. The commissioner must
28 be a member of the county commission when elected and for the
29 full extent of his or her term.

30 (b) The county commissions of Miami-Dade, Broward, and
31 Palm Beach Counties shall each appoint a citizen member to the
32 board who is not a member of the county commission but who is a
33 resident of the county from which he or she is appointed and a
34 qualified elector of that county. Insofar as practicable, the
35 citizen member shall represent the business and civic interests
36 of the community.

37 (c) The secretary of the Department of Transportation
38 shall appoint one of the district secretaries, or his or her
39 designee, for the districts within which the area served by the
40 South Florida Regional Transportation Authority is located, who
41 shall serve ex officio as a non-voting member.

42 ~~(d) If the authority's service area is expanded pursuant~~
43 ~~to s. 343.54(5), the county containing the new service area~~
44 ~~shall have three members appointed to the board as follows:~~
45 ~~1. The county commission of the county shall elect a~~
46 ~~commissioner as that commission's representative on the board.~~

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47 ~~The commissioner must be a member of the county commission when~~
48 ~~elected and for the full extent of his or her term.~~

49 ~~—— 2. The county commission of the county shall appoint a~~
50 ~~citizen member to the board who is not a member of the county~~
51 ~~commission but who is a resident and a qualified elector of that~~
52 ~~county. Insofar as is practicable, the citizen member shall~~
53 ~~represent the business and civic interests of the community.~~

54 ~~—— 3. The Governor shall appoint a citizen member to the~~
55 ~~board who is not a member of the county commission but who is a~~
56 ~~resident and a qualified elector of that county.~~

57 ~~(d) (e) The Governor shall appoint six ~~two~~ members to the~~
58 ~~board who are residents and qualified electors in the area~~
59 ~~served by the authority but who are not residents of the same~~
60 ~~county and also not residents of the county in which the~~
61 ~~district secretary who was appointed pursuant to paragraph (c)~~
62 ~~is a resident.~~

63 ~~(3) (a) Members of the governing board of the authority~~
64 ~~shall be appointed to serve 4-year staggered terms, except that~~
65 ~~the terms of the appointees of the Governor shall be concurrent.~~

66 ~~(b) The terms of the board members currently serving on~~
67 ~~the authority that is being succeeded by this act shall expire~~
68 ~~July 30, 2003, at which time the terms of the members appointed~~
69 ~~pursuant to subsection (2) shall commence. The Governor shall~~
70 ~~make his or her appointments to the board within 30 days after~~
71 ~~July 30, 2003.~~

72 (4) A vacancy during a term shall be filled by the
73 respective appointing authority in the same manner as the

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74 original appointment and only for the balance of the unexpired
75 term.

76 (5) The members of the authority shall serve without
77 compensation, but are entitled to reimbursement for travel
78 expenses actually incurred in their duties as provided by law.

79 Section 85. Paragraph (h) of subsection (3) and subsection
80 (5) of section 343.54, Florida Statutes, is amended to read:

81 343.54 Powers and duties.—

82 (3) The authority may exercise all powers necessary,
83 appurtenant, convenient, or incidental to the carrying out of
84 the aforesaid purposes, including, but not limited to, the
85 following rights and powers:

86 (h) To adopt bylaws for the regulation of the affairs and
87 the conduct of the business of the authority. The bylaws shall
88 provide for quorum and voting requirements, maintenance of
89 minutes and other official records, and preparation and adoption
90 of an annual budget. The bylaws shall require approval by at
91 least two-thirds of the authority board members before execution
92 of any agreement by the authority with a private entity, or
93 consortia of private entities, for the operation or maintenance
94 of any transit system or transit facility owned or operated by
95 the authority.

96 ~~(5) The authority, by a resolution of its governing board,
97 may expand its service area and enter into a partnership with
98 any county that is contiguous to the service area of the
99 authority. The board shall determine the conditions and terms of
100 the partnership, except as provided herein. However, the
101 authority may not expand its service area without the consent of~~

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102 ~~the board of county commissioners representing the proposed~~
103 ~~expansion area, and a county may not be added to the service~~
104 ~~area except in the year that federal reauthorization legislation~~
105 ~~for transportation funds is enacted.~~

109
110 **T I T L E A M E N D M E N T**

111 Remove line 426 and insert:

112 made by the act; amending s. 343.52 F.S.; providing the limits
113 of the area served by the South Florida Regional Transportation
114 Authority; amending s. 343.53, F.S., relating to the composition
115 of the board of the South Florida Regional Transportation
116 Authority and the terms served by board members; amending s.
117 343.54(3), F.S., relating to voting requirements; repealing s.
118 343.54(5), F.S., relating to the expansion of the service area;
119 providing an effective date.