



291154

576-03008-18

Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on Transportation, Tourism, and
Economic Development)

A bill to be entitled

An act relating to tolls; amending s. 338.155, F.S.;
updating terms; exempting a law enforcement officer
from paying a toll on a toll facility while on
official law enforcement business; defining the term
"official law enforcement business"; making technical
changes; amending s. 338.26, F.S.; requiring fees
generated from tolls to be used to reimburse, by
interlocal agreement effective for a specified period
of time, a county or another local governmental entity
for the direct actual costs of operating a specified
fire station, which may be used by a county or another
local governmental entity to provide fire, rescue, and
emergency management services to the public on
Alligator Alley; deleting obsolete language; providing
an effective date.

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

Section 1. Subsections (1) and (3) of section 338.155,
Florida Statutes, are amended to read:

338.155 Payment of toll on toll facilities required;
exemptions.—

(1) (a) A person may not use a ~~any~~ toll facility without
payment of tolls, except:

1. An employee ~~Employees~~ of the agency operating the toll



291154

576-03008-18

27 project when using the toll facility on official state
28 business.

29 2. State military personnel while on official military
30 business.

31 3. A person with a disability ~~Handicapped persons~~ as
32 provided in subsection (3). ~~this section,~~

33 4. A person ~~Persons~~ exempt from toll payment by the
34 authorizing resolution for bonds issued to finance the
35 facility. ~~and~~

36 5. A person ~~Persons~~ exempt on a temporary basis where use
37 of such toll facility is required as a detour route.

38 6. A ~~Any~~ law enforcement officer while ~~operating a marked~~
39 ~~official vehicle is exempt from toll payment~~ when on official
40 law enforcement business. For purposes of this subparagraph, the
41 term "official law enforcement business" includes, but is not
42 limited to, patrol operations, investigative activities, crime
43 prevention operations, and traffic operations.

44 7. A ~~Any~~ person operating a fire vehicle while ~~when~~ on
45 official business or a rescue vehicle while ~~when~~ on official
46 business ~~is exempt from toll payment.~~

47 8. A ~~Any~~ person participating in the funeral procession of
48 a law enforcement officer or firefighter killed in the line of
49 duty ~~is exempt from toll payment.~~

50 (b) The secretary or the secretary's designee may suspend
51 the payment of tolls on a toll facility when necessary to assist
52 in emergency evacuation.

53 (c) The failure to pay a prescribed toll constitutes a
54 noncriminal traffic infraction, punishable as a moving violation
55 as provided in s. 318.18. The department may adopt rules



291154

576-03008-18

56 relating to the payment, collection, and enforcement of tolls,
57 as authorized in this chapter and chapters 316, 318, 320, and
58 322, including, but not limited to, rules for the implementation
59 of video or other image billing and variable pricing.

60 (d) With respect to toll facilities managed by the
61 department, the revenues of which are not pledged to repayment
62 of bonds, the department may by rule allow the use of such
63 facilities by public transit vehicles or by vehicles
64 participating in a funeral procession for an active-duty
65 military service member without the payment of tolls.

66 (3) A ~~Any handicapped~~ person with a disability who has a
67 valid driver license, who operates a vehicle specially equipped
68 for use by persons with disabilities ~~the handicapped~~, and who is
69 certified by a physician licensed under chapter 458 or chapter
70 459 or by comparable licensing in another state or by the
71 Adjudication Office of the United States Department of Veterans
72 Affairs or its predecessor as being severely physically disabled
73 and having permanent upper limb mobility or dexterity
74 impairments that ~~which~~ substantially impair the person's ability
75 to deposit coins in toll baskets, shall be allowed to pass free
76 through all tollgates and over all toll bridges and ferries in
77 this state. Such ~~A person who meets the requirements of this~~
78 ~~subsection~~ shall, upon application, be issued a vehicle window
79 sticker by the Department of Transportation.

80 Section 2. Paragraph (a) of subsection (3) of section
81 338.26, Florida Statutes, is amended to read:

82 338.26 Alligator Alley toll road.—

83 (3) (a) Fees generated from tolls shall be deposited in the
84 State Transportation Trust Fund and shall be used:



291154

576-03008-18

85 1. To reimburse outstanding contractual obligations;
86 2. To operate and maintain the highway and toll facilities,
87 including reconstruction and restoration;

88 3. To pay for those projects that are funded with Alligator
89 Alley toll revenues and that are contained in the 1993-1994
90 adopted work program or the 1994-1995 tentative work program
91 submitted to the Legislature on February 22, 1994; and

92 4. By interlocal agreement effective July 1, 2014, through
93 no later than June 30, 2021, to reimburse a county or another
94 local governmental entity for the direct actual costs of
95 operating the ~~To design and construct a~~ fire station at mile
96 marker 63 on Alligator Alley, which may be used by a county or
97 another local governmental entity to provide fire, rescue, and
98 emergency management services to the public on Alligator Alley;
99 ~~and~~

100 ~~5. By interlocal agreement effective July 1, 2014, through~~
101 ~~no later than June 30, 2018, to reimburse a county or another~~
102 ~~local governmental entity for the direct actual costs of~~
103 ~~operating such fire station.~~

104 Section 3. This act shall take effect July 1, 2018.