

<b>Tab 1</b>	<b>SB 160</b> by <b>Harrell</b> ; (Identical to H 00037) Transportation Facility Designations/Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway						
292500	D	S	RCS	TR, Harrell	Delete everything after	01/26 03:47 PM	

<b>Tab 2</b>	<b>SB 364</b> by <b>Bean</b> ; (Identical to H 00891) Specialty License Plate Presales						
758812	D	S	RCS	TR, Bean	Delete everything after	01/26 03:47 PM	
272012	AA	S	RCS	TR, Bean	btw L.202 - 203:	01/26 03:47 PM	

<b>Tab 3</b>	<b>SB 962</b> by <b>Bradley</b> ; (Similar to CS/H 00981) Mixed-use Residential Development Projects for Affordable Housing						
532964	A	S	RCS	TR, Bradley	Delete L.21 - 37:	01/26 03:47 PM	

<b>Tab 4</b>	<b>SB 1682</b> by <b>Pizzo (CO-INTRODUCERS) Book</b> ; (Identical to H 01469) Transportation Facility Designations/98 Points of Light Road						
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**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**TRANSPORTATION**  
**Senator Harrell, Chair**  
**Senator Perry, Vice Chair**

**MEETING DATE:** Tuesday, January 25, 2022  
**TIME:** 3:30—6:00 p.m.  
**PLACE:** *Toni Jennings Committee Room, 110 Senate Building*

**MEMBERS:** Senator Harrell, Chair; Senator Perry, Vice Chair; Senators Bean, Berman, Bracy, Gainer, Jones, Rodriguez, and Wright

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 160</b> Harrell (Identical H 37)	Transportation Facility Designations/Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway; Providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers, etc.  TR     01/25/2022 Fav/CS ATD AP	Fav/CS Yeas 8 Nays 0
2	<b>SB 364</b> Bean (Identical H 891)	Specialty License Plate Presales; Revising the presale voucher sales requirement for out-of-state college or university license plates; requiring the Department of Highway Safety and Motor Vehicles to extend the presale period by a specified period for certain approved specialty license plate organizations; providing a directive to the Division of Law Revision, etc.  TR     01/25/2022 Fav/CS ATD AP	Fav/CS Yeas 8 Nays 0
3	<b>SB 962</b> Bradley (Similar H 981)	Mixed-use Residential Development Projects for Affordable Housing; Authorizing counties and municipalities, respectively, to approve certain mixed-use residential development projects subject to certain conditions; providing that approval for an affordable housing development or a mixed-use residential development project is self-executing, etc.  CA     01/12/2022 Favorable TR     01/25/2022 Fav/CS RC	Fav/CS Yeas 8 Nays 0
4	<b>SB 1682</b> Pizzo (Identical H 1469)	Transportation Facility Designations/98 Points of Light Road; Providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers, etc.  TR     01/25/2022 Favorable ATD AP	Favorable Yeas 8 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Transportation

Tuesday, January 25, 2022, 3:30—6:00 p.m.

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TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
	Other Related Meeting Documents		

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**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.)

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Prepared By: The Professional Staff of the Committee on Transportation

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BILL: CS/SB 160

INTRODUCER: Transportation Committee and Senator Harrell

SUBJECT: Transportation-related Facility Designations

DATE: January 26, 2022

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Price	Vickers	TR	Fav/CS
2.			ATD	
3.			AP	

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/SB 160 creates the following honorary or memorial road and bridge designations:

- The portion of S.R. 715/Bacom Point Road between W. Morgan Road and S.W. 14th Street in Palm Beach County as “Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway.”
- The portion of S.R. 423/John Young Parkway between S.R. 408 and Orange Center Boulevard in Orange County as “Rep. Alzo Reddick Road.”
- Bridge number 100850 on S.R. 60/Courtney Campbell Causeway over Old Tampa Bay in Hillsborough County as “Virginia Creighton Bridge.”
- The intersection of S.W. 23<sup>rd</sup> Avenue and S.W. 8<sup>th</sup> Street in Miami-Dade County as “Arturo Diaz Artilles Plaza.”
- The portion of W. Columbus Drive between N. Himes Avenue and N. MacDill Avenue in Hillsborough County as “Maximino Capdevila and Coralia Capdevila Road.”
- The portion of S.R. 19 between C.R. 48 and Lane Park Cutoff Road in Lake County as “Sergeant First Class Michael C. Aten Memorial Highway.”
- Bridge number 720684 on Interstate 95 over the Trout River in Jacksonville/Duval County as “Warren Alvarez Memorial Bridge.”
- The portion of U.S. 27/S.R. 25 between the Polk County line and the Glades County line in Highlands County is designated as “Deputy William Gentry, Jr., Highway.”
- The portion of S.R. 100 in Clay County between the Bradford County line and the Putnam County line is designated as “Veterans Honor Highway.”

- Upon completion of construction, the interchange at First Coast Expressway/S.R. 23 and Henley Road in Clay County is designated as “Sergeant Eric John Twisdale Memorial Interchange.”
- The portion of S.R. A1A between the northern terminus and southern terminus of Galt Ocean Drive in Broward County as "Pio Ieraci Memorial Drive."
- The portion of S.R. 520/W. King Street between S.R. 501/Clearlake Road and S.R. 519/Fiske Boulevard in Brevard County as “Sgt. George Lee Taylor, Sr., Memorial Highway.”
- The portion of S.R. 519/Fiske Boulevard between Rosa L. Jones Drive and I-95 in Brevard County as “Dr. Martin Luther King, Jr., Boulevard.”
- The portion of U.S. 90 between Canal Street and Stewart Street in Santa Rosa County is designated as "Reverend Murray Hamilton, Sr., Highway."
- The portion of S.R. 87 between E. Bay Boulevard and U.S. 98 in Santa Rosa County is designated as "Ira Mae Wells-Bruce Memorial Highway."

The bill directs the Florida Department of Transportation (FDOT) to erect suitable markers.

The estimated cost to the FDOT to install the designation markers required under the bill is \$15,600. See the “Fiscal Impact Statement” below for details.

The bill takes effect July 1, 2022.

## 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.<sup>1</sup>

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.<sup>2</sup>

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 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 the installation of the markers.<sup>3</sup>

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<sup>1</sup> Section 334.071(1), F.S.

<sup>2</sup> Section 334.071(2), F.S.

<sup>3</sup> Section 334.071(3), F.S.

### **Deputy Sheriffs Donta Manuel and Jonathan Wallace**

On November 28, 2007, as other deputies pursued a stolen vehicle that had just passed over “stop sticks” in the roadway on State Road 715 near Lake Okeechobee, Deputies Manuel and Wallace ran into the roadway in an attempt to remove the stop sticks.<sup>4</sup> Apparently, due to the darkness, Deputies Manuel and Wallace did not perceive the speed at which the pursuing patrol cars were following behind the suspect vehicle. One of the pursuing patrol cars struck and killed both deputies. The driver of that pursuing patrol car was seriously injured and flown to a local hospital. One of the suspects in the stolen vehicle was apprehended a short time later.

Deputy Manuel served with the Palm Beach County Sheriff’s Office (PBCSO) for 13 years. He was survived by his wife, Suzette Manuel, sons Donta and Diontray Manuel, and daughter Dashja Trawick. Deputy Wallace served with the PBSCO for 18 months. He was survived by his mother, Patricia Wallace.<sup>5</sup>

### **Representative Alzo Reddick**

Dr. Alzo J. Reddick, Sr., was born in Alturas, Florida, on November 15, 1937. He graduated from Jones High School in 1956. After earning his Bachelor of Science degree from Paul Quinn University in 1960, he served in the U.S. Army from 1961 to 1964 and returned home to teach at Phyllis Wheatley High and Winter Park High Schools. Dr. Reddick earned a Master of Education degree from FAMU in 1971, and a Doctorate of Education from Nova University in 1977.<sup>6</sup>

Dr. Reddick was the first black man from Orlando to be elected to the state legislature since the Reconstruction Era, and to sponsor legislation that became law. Known for his community service and a lifetime of accomplishments in education and politics, Dr. Reddick served in the Florida House of Representatives from 1982 to 2000.<sup>7</sup>

### **Virginia Creighton**

Virginia Creighton worked in the field of wetland science and regulation for almost three decades, with a combination of government policy, regulatory, and environmental consulting experience. Ms. Creighton was a certified Professional Wetland Scientist and specialized in formal jurisdictional determinations and wetland qualitative analyses. She acted as an environmental project manager on multiple FDOT and local-level projects, as well as for private developments, including small and large-scale developments of regional impact. She was directly involved in obtaining environmental resource permits for over fifty transportation projects. Ms. Creighton was essential to development of the Courtney Campbell Causeway – Old Tampa Bay Water Quality Improvement project, and she received an award for the Best Project

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<sup>4</sup> See the SunSentinel, *Stop Sticks help put the brakes on escaping criminals*, May 25, 2013, available at <http://www.sun-sentinel.com/news/fl-xpm-2013-05-25-fl-stop-stick-20130525-story.html> and *Fallen Heroes - Palm Beach County Sheriff's Office (pbsso.org)* (last visited January 19, 2022).

<sup>5</sup> *Id.*

<sup>6</sup> See Community Steeple, *Community Builder – Dr. Alzo J. Reddick, Sr.*, available at [Community Builder - Dr. Alzo J. Reddick, Sr. \(communitysteeple.com\)](http://CommunityBuilder.com) and *Former state Rep. Alzo Reddick honored for historic career in education, politics*, available at [Former state Rep. Alzo Reddick honored for historic career in education, politics - Orlando Sentinel](http://FormerStateRep.com) (last visited January 19, 2022).

<sup>7</sup> *Id.*

in Florida from the FDOT in 2018. Ms. Creighton passed away on May 29, 2020, survived by her husband and two sons.<sup>8</sup>

### **Arturo Diaz Artiles**

Arturo Diaz Artiles was a Cuban exile, born in Santa Clara Cuba in 1920 and immigrating to the City of Miami in 1962. In 1965, he opened the Santa Clara Pharmacy at the corner of Southwest 23<sup>rd</sup> Avenue and Southwest 8<sup>th</sup> Street in Miami, only the second Cuban-owned pharmacy in the city at the time. Mr. Artiles' pharmacy filled prescriptions, but it served as an important community gathering location for Cuban exiles, especially the elderly. Mr. Artiles operated the pharmacy for nearly 50 years until 2004. During that time, he also received the United Way Dade County Gold award for 30 years of service to his community, the Latin Real Estate Organization Board of Directors Award, and the City's Certification of Appreciation. A founding member of the Latin Chamber of Commerce, the Miami-Dade County Commission issued a proclamation declaring February 25 as Arturo "Arturito" Diaz Artiles Day and presented him with a key to the County. Mr. Artiles passed away on November 11, 2013. He was survived by his three children, Arturo Diaz, Jr., Ana Cepero, and Aixa Schulte.<sup>9</sup>

### **Maximino Capdevila and Coralia Capdevila Road**

In 1962, the Capdevila family emigrated from Cuba on Freedom Flights to Miami, settling in Tampa with their four boys. Mr. and Mrs. Capdevila opened their first business, La Teresita Grocery, in 1972, eventually expanding their efforts and finding success. Ultimately, in 1993, the Capdevilas opened a 14,000 square foot, two story building, La Teresita, housing a sit-down restaurant, a cafeteria, and a banquet hall. La Teresita continues in operation today, known for its service to the community and to people and cultures from all walks of life. Mr. Capdevila passed away on December 26, 2010, at the age of 82, survived by his wife, Coralia, two sons, grandchildren, great grandchildren, and extended family and friends.<sup>10</sup>

### **Sergeant First Class Michael C. Aten Memorial Highway**

Born and raised in Eustis, Florida, and a graduate of Mount Dora High School, Sergeant First Class Michael C. "Soldier Mike" Aten served in the U.S. Army, became an Army Ranger, and served his county for 26 years. During his service, Sergeant Aten earned numerous military awards, among them, the Bronze Star while serving in Iraq; the Army Commendation Medal with Combat "V," denoting battlefield valor; the Armed Forces Expeditionary Medal, and the Global War on Terrorism Service Medal. He was active in community service and had a love for motorcycle riding. Sergeant Aten lost his life in a motorcycle accident on January 3, 2020, at the

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<sup>8</sup> See email to committee staff, December 7, 2020 (on file in the Senate Transportation Committee). See also Legacy, Virginia A. "Ginger" (Sinn) Creighton, available at [Virginia Creighton Obituary - \(2020\) - Land O' Lakes, FL - St. Augustine Record \(legacy.com\)](#) (last visited January 19, 2022).

<sup>9</sup> See the City of Miami Resolution R-21-0059, February 11, 2021 (on file in the Senate Transportation Committee), See also letter from the children of Arturo Diaz Artiles, January 20, 2021 (on file in the Senate Transportation Committee).

<sup>10</sup> See Legacy.com, Maximino Capdevila, available at [Maximino CAPDEVILA Obituary \(2010\) - Tampa, FL - TBO.com \(legacy.com\)](#) and LaTeresita, Our Story, available at [Our story | La Teresita \(lateresitarestaurant.com\)](#) (last visited January 20, 2022).

age of 54, and was survived by his wife, Diana, his parents, his step-father, and his extended family and friends.<sup>11</sup>

### **Warren Alvarez**

Former two-term Jacksonville City Council member Warren Alvarez was a native and lifelong resident of Jacksonville's Northside and lived all of his life on his family's dairy farm. He was active in agricultural and civic organizations and activities, serving on "countless" boards, commissions, and organization at the county and state level. Known for his advocacy for the desires of his constituents, Mr. Alvarez worked successfully to have Interstate 95 widened as it crosses the Trout River Bridge. Among many other community contributions, he was a founding member of EDEN (Economic Development and Enhancement of North Jacksonville), a member of the Northside Business Leaders Club, and board member of the Jacksonville Zoo, the Jacksonville Fair Association, Methodist Hospice, the Duval County Cattlemen's Association, and Upper Florida Milk Producers. Mr. Alvarez passed away on March 6, 2021, at the age of 86. He was survived by his wife of 67 years, Mary; two daughters, two grandsons, a great granddaughter, three brothers, and a number of extended family and friends.<sup>12</sup>

### **Deputy William Gentry, Jr.**

Deputy Gentry grew up in Fort Myers, joining the Highlands County Sheriff's Office (HCSO) in March of 2005 and joined the K-9 Unit as soon as he could. For four years, he and his K-9 partner, Roni, patrolled the county. When Roni retired from service in 2012, Deputy Gentry transferred back to road patrol and then to the Special Investigations Unit, targeting illegal drugs until 2013. After a brief period of time using his talents as an artist and woodworker to make custom pool cues, Deputy Gentry returned to the HCSO in 2017, becoming a field training deputy and mentoring young deputies beginning their law enforcement careers. Responding to an animal abuse call with a trainee, Deputy Gentry was shot by a 69 year-old suspect and succumbed to his wounds on May 7, 2018. He was survived by his parents, his younger brother, and his beloved dogs.<sup>13</sup>

### **Florida's Veterans**

The Florida Department of Veterans Affairs notes that:

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<sup>11</sup> See the Daily Commercial, *Taps for Sgt. 1<sup>st</sup> Class "Soldier Mike" Aten*, January 11, 2020, available at [Taps for Sgt. 1st Class "Soldier Mike" Aten \(dailycommercial.com\)](#); Minutes of the December 8, 2020, Regular Meeting of the Board of County Commissioners of Lake County, at "Tab 3: PROCLAMATION 2020-215," available at [A REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS \(lakecountyclerk.org\)](#); and Echovita, *Michael C. Aten Obituary*, available at [Michael C. Aten Obituary \(1965 - 2020\) | Umatilla, Florida \(echovita.com\)](#) (all last visited January 12, 2022).

<sup>12</sup> See Jacksonville City Council Resolution 2021-267-A, April 28, 2021 (on file in the Senate Transportation Committee) and Legacy.com, *Warren Alvarez*, available at [Warren Alvarez Obituary \(1934 - 2021\) - Jacksonville, FL - Florida Times-Union \(legacy.com\)](#) (last visited January 219, 2022).

<sup>13</sup> See Officer Down Memorial Page, *Deputy Sheriff William Jackson Gentry, Jr.*, available at <https://www.odmp.org/officer/23672-deputy-sheriff-william-jackson-gentry-jr> and Legacy.com, *William J Gentry, Jr.*, available at <https://www.legacy.com/obituaries/name/william-gentry-jr-obituary?pid=188976004> (last visited January 19, 2022).



Florida has earned a reputation as the most veteran-friendly state in the nation. Our state's veterans bring more than \$18.4 billion federal dollars annually into Florida's economy.

Florida has the third largest population of veterans in the nation after California and Texas with more than 1.5 million veterans – 12 percent of the Sunshine State's population 18 and over.<sup>14</sup>

The bill honors Florida's veterans in Clay County and throughout the state.

### **Sergeant Eric John Twisdale**

Sergeant Twisdale served with the Clay County Sheriff's Office for 22 years, having previously served with the Jacksonville Sheriff's Office. One of thousands of law enforcement officers and other first responders throughout the county who contracted COVID-19 while selflessly serving the public, Sergeant Twisdale passed away on August 16, 2020, at the age of 49, after contracting the infection, presumably from exposure at the Sheriff's Office. Sergeant Twisdale was survived by his children, Katie, Thomas, and Stephanie; his grandchildren, Cain, Declan, Finola, Jameson, and Autumn (with a sixth grandchild on the way at the time of his death); his brothers, Norman and Tim; his sister, Debbie; and several aunts, uncles, nieces, nephews, and cousins.<sup>15</sup>

### **Pio Ieraci**

Pio Ieraci was born in Windsor, Ontario, Canada and lived in Florida for over 30 years, finding professional success and becoming an active civic leader in Broward County. He was appointed to the City of Fort Lauderdale Education Advisory Board, served as the Chairman of the South Florida Business Advisors, Inc., and of the Broward Beach Coalition, and was instrumental in beach renourishment efforts. He also served as Chairman of the President's Council and the Galt Mile Community Association, as well as serving as the President of the Galt Ocean Club Condominium Association for over 20 years. Mr. Ieraci passed away at the age of 58 and was survived by his mother, Marcy; his wife, Lisa; his son and daughter, Daniel and Alessia, and other extended family and friends.<sup>16</sup>

### **Sgt. George Lee Taylor, Sr.**

George Lee Taylor, Sr., was born in Oak Hill, West Virginia, in 1950 and moved to Florida around 1960. He served in the U.S. Army after high school, from 1967 to 1971, as a Paratrooper with the 173<sup>rd</sup> Airborne Brigade during the Vietnam War. He served honorably, earning a Purple Heart, Bronze Star, and Combat Infantry Badge. After returning home, he worked tirelessly to

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<sup>14</sup> See the Florida Department of Veterans' Affairs (FDVA), *Our Veterans*, available at <https://floridavets.org/our-veterans/> (last visited January 19, 2022).

<sup>15</sup> See Officer Down Memorial Page, *Sergeant Eric John Twisdale*, available at <https://www.odmp.org/officer/24909-sergeant-eric-john-twisdale> and Dignity Memorial, *Sgt. Eric John Twisdale*, available at <https://www.dignitymemorial.com/obituaries/jacksonville-fl/eric-twisdale-9368207> (last visited January 19, 2022).

<sup>16</sup> See Dignity Memorial, *Pio Richard Ieraci Obituary*, available at <https://www.dignitymemorial.com/obituaries/fort-lauderdale-fl/pio-ieraci-9961464> (last visited January 12, 2022).

address the needs of veterans, with a specific focus on finding homeless camps and the homeless veterans in them to help veterans get the care and housing they deserve. He founded National Veterans Homeless Support in 2008 and he is said to have helped to reduce the homeless veteran population in Brevard County by 90 percent. Mr. Taylor passed away on May 17, 2020, at the age of 70. He was survived by his wife, Jan; two sons, three daughters, three brothers, three sisters, and ten grandchildren.<sup>17</sup>

### **Dr. Martin Luther King, Jr.**

Dr. King was a Baptist minister and social activist who led the civil rights movement in the United States from the mid-1950s until his death by assassination in 1968. His leadership led to the ending legal segregation in the south and other parts of the United States. He rose to national prominence as head of the Southern Christian Leadership Conference, promoting nonviolent efforts to achieve civil rights. He was awarded the Nobel Peace Prize in 1964.<sup>18</sup>

### **Reverend Murray Hamilton, Sr., Highway**

Recognized for his many contributions and numerous achievements for the benefit of Santa Rosa County, Murray Hamilton, Sr., was the owner of H&H BBQ and was a reverend for eight years. He contributed his time for positive community action to the following organizations: The Democratic Black Caucus, the NAACP, Men with Visions, and the Lions Club, and served as Chair of the MLK Committee which developed the annual MLK prayer breakfast and parade. He was also a founding member of “The Over the Hill Gang,” which sponsored basketball tournaments and activities for youth, and of “Citizens Moving Forward.” Reverend Hamilton passed away on January 25, 2021.<sup>19</sup>

### **Ira Mae Wells-Bruce**

Ira Mae Wells-Bruce was Santa Rosa County’s first female commissioner and the first female to serve as president of the board of directors for a local bank. She was known as a pioneer business, community, and political leader who contributed to the development and growth of Holley Navarre and Santa Rosa County, and she operated Century 21 Island View Realty with her business partners for more than 40 years. She was a member of many civic, community, and business boards. Ms. Wells-Bruce passed away on December 1, 2020, survived by her husband, Gaius Bruce, three children, three grandchildren, three great grandchildren, and extended family and friends.<sup>20</sup>

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<sup>17</sup> See Legacy, *George Taylor, Sr.*, available at <https://www.legacy.com/us/obituaries/floridatoday/name/george-taylor-obituary?pid=196267261> (last visited January 19, 2022).

<sup>18</sup> Britannica, *Martin Luther King, Jr.*, available at <https://www.britannica.com/biography/Martin-Luther-King-Jr> (last visited January 19, 2022).

<sup>19</sup> See Minutes of the April 13, 2021, Regular Meeting of the Board of County Commissioners of Santa Rosa County, available at [BOCC Regular Meeting \(civicclerk.com\)](#) (scroll down to “7) Administrative Committee” and click on “After Action – Executed Resolution – Murray Hamilton; and Legacy.com, *Rev. Murray Hamilton Sr.*, available at [Murray Hamilton Obituary \(2021\) - Milton, FL - the Pensacola News Journal \(legacy.com\)](#) (last visited January 19, 2022).

<sup>20</sup> See Navarre Press, *Celebration of life to be held for Ira Mae Bruce*, available at [Celebration of life to be held for Ira Mae Bruce | Navarre Press](#) (last visited January 19, 2022).

### III. Effect of Proposed Changes:

The bill creates the following honorary or memorial road and bridge designations:

- The portion of S.R. 715/Bacom Point Road between W. Morgan Road and S.W. 14th Street in Palm Beach County as “Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway.”
- The portion of S.R. 423/John Young Parkway between S.R. 408 and Orange Center Boulevard in Orange County as “Rep. Alzo Reddick Road.”
- Bridge number 100850 on S.R. 60/Courtney Campbell Causeway over Old Tampa Bay in Hillsborough County as “Virginia Creighton Bridge.”
- The intersection of S.W. 23<sup>rd</sup> Avenue and S.W. 8<sup>th</sup> Street in Miami-Dade County as “Arturo Diaz Artilles Plaza.”
- The portion of W. Columbus Drive between N. Himes Avenue and N. MacDill Avenue in Hillsborough County as “Maximino Capdevila and Coralia Capdevila Road.”
- The portion of S.R. 19 between C.R. 48 and Lane Park Cutoff Road in Lake County as “Sergeant First Class Michael C. Aten Memorial Highway.”
- Bridge number 720684 on Interstate 95 over the Trout River in Jacksonville/Duval County as “Warren Alvarez Memorial Bridge.”
- The portion of U.S. 27/S.R. 25 between the Polk County line and the Glades County line in Highlands County is designated as “Deputy William Gentry, Jr., Highway.”
- The portion of S.R. 100 in Clay County between the Bradford County line and the Putnam County line is designated as “Veterans Honor Highway.”
- Upon completion of construction, the interchange at First Coast Expressway/S.R. 23 and Henley Road in Clay County is designated as “Sergeant Eric John Twisdale Memorial Interchange.”
- The portion of S.R. A1A between the northern terminus and southern terminus of Galt Ocean Drive in Broward County as "Pio Ieraci Memorial Drive."
- The portion of S.R. 520/W. King Street between S.R. 501/Clearlake Road and S.R. 519/Fiske Boulevard in Brevard County as “Sgt. George Lee Taylor, Sr., Memorial Highway.”
- The portion of S.R. 519/Fiske Boulevard between Rosa L. Jones Drive and I-95 in Brevard County as “Dr. Martin Luther King, Jr., Boulevard.”
- The portion of U.S. 90 between Canal Street and Stewart Street in Santa Rosa County is designated as "Reverend Murray Hamilton, Sr., Highway."
- The portion of S.R. 87 between E. Bay Boulevard and U.S. 98 in Santa Rosa County is designated as "Ira Mae Wells-Bruce Memorial Highway."

The bill directs the FDOT to erect suitable markers.

The bill takes effect July 1, 2022.

### 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 estimated cost to erect the designation markers required under this bill is \$15,600, based on the assumption that a minimum of two markers are required for each designation at a cost to the FDOT of no less than \$520 each. 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. The FDOT is expected to absorb the estimated cost within existing resources.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

The bill creates an undesignated section of Florida law.

**IX. Additional Information:**

- A. **Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by the Transportation Committee on January 25, 2022:**

The committee substitute adds the following designations to the bill:

- “Rep. Alzo Reddick Road” in Orange County.
- “Virginia Creighton Bridge” in Hillsborough County.
- “Arturo Diaz Artiles Plaza” in Miami-Dade County.
- “Maximino Capdevila and Coralia Capdevila Road” in Hillsborough County.
- “Sergeant First Class Michael C. Aten Memorial Highway” in Lake County.
- “Warren Alvarez Memorial Bridge” in Jacksonville/Duval County.
- “Deputy William J. Gentry, Jr. Highway in Clay County.
- “Veterans Honor Highway” in Clay County.
- Sergeant Eric John Twisdale Memorial Interchange” in Clay County.
- "Pio Ieraci Memorial Drive" in Broward County.
- “Sgt. George Lee Taylor, Sr., Memorial Highway” in Brevard County.
- “Dr. Martin Luther King, Jr., Boulevard in Brevard County.
- “Reverend Murray Hamilton, Sr., Highway” in Santa Rosa County.
- “Ira Mae Wells-Bruce Memorial Highway in Santa Rosa County.

- B. **Amendments:**

None.



292500

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2022	.	
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The Committee on Transportation (Harrell) 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 S.R. 715/Bacom Point Road between W. Morgan Road and S.W. 14th Street in Palm Beach County is designated as "Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway."



292500

11           (2) That portion of S.R. 423/John Young Parkway between  
12 S.R. 408 and Orange Center Boulevard in Orange County is  
13 designated as "Rep. Alzo Reddick Road."

14           (3) Bridge number 100850 on S.R. 60/Courtney Campbell  
15 Causeway over Old Tampa Bay in Hillsborough County is designated  
16 as "Virginia Creighton Bridge."

17           (4) The intersection of S.W. 23rd Avenue and S.W. 8th  
18 Street in Miami-Dade County is designated as "Arturo Diaz  
19 Artiles Plaza."

20           (5) That portion of W. Columbus Drive between N. Himes  
21 Avenue and N. MacDill Avenue in Hillsborough County is  
22 designated as "Maximino Capdevila and Coralia Capdevila Road."

23           (6) That portion of S.R. 19 between C.R. 48 and Lane Park  
24 Cutoff Road in Lake County is designated as "Sergeant First  
25 Class Michael C. Aten Memorial Highway."

26           (7) Bridge number 720684 on I-95 over the Trout River in  
27 Jacksonville/Duval County is designated as "Warren Alvarez  
28 Memorial Bridge."

29           (8) That portion of U.S. 27/S.R. 25 between the Polk County  
30 line and the Glades County line in Highlands County is  
31 designated as "Deputy William Gentry, Jr., Highway."

32           (9) That portion of S.R. 100 in Clay County between the  
33 Bradford County line and the Putnam County line is designated as  
34 "Veterans Honor Highway."

35           (10) Upon completion of construction, the interchange at  
36 First Coast Expressway/S.R. 23 and Henley Road in Clay County is  
37 designated as "Sergeant Eric John Twisdale Memorial  
38 Interchange."

39           (11) That portion of S.R. A1A between the northern terminus



292500

40 and southern terminus of Galt Ocean Drive in Broward County is  
41 designated as "Pio Ieraci Memorial Drive."

42 (12) That portion of S.R. 520/W. King Street between S.R.  
43 501/Clearlake Road and S.R. 519/Fiske Boulevard in Brevard  
44 County is designated as "Sgt. George Lee Taylor, Sr., Memorial  
45 Highway."

46 (13) That portion of S.R. 519/Fiske Boulevard between Rosa  
47 L. Jones Drive and I-95 in Brevard County is designated as "Dr.  
48 Martin Luther King, Jr., Boulevard."

49 (14) That portion of U.S. 90 between Canal Street and  
50 Stewart Street in Santa Rosa County is designated as "Reverend  
51 Murray Hamilton, Sr., Highway."

52 (15) That portion of S.R. 87 between E. Bay Boulevard and  
53 U.S. 98 in Santa Rosa County is designated as "Ira Mae Wells-  
54 Bruce Memorial Highway."

55 (16) The Department of Transportation is directed to erect  
56 suitable markers designating the transportation facilities as  
57 described in this section.

58 Section 2. This act shall take effect July 1, 2022.

59  
60 ===== T I T L E A M E N D M E N T =====

61 And the title is amended as follows:

62 Delete everything before the enacting clause  
63 and insert:

64 A bill to be entitled  
65 An act relating to transportation-related facility  
66 designations; providing honorary designations of  
67 certain transportation facilities in specified  
68 counties; directing the Department of Transportation





69  
70

to erect suitable markers; providing an effective  
date.

By Senator Harrell

25-00299-22

2022160\_\_

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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. Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway designated; Department of Transportation to erect suitable markers.-

(1) That portion of S.R. 715/Bacom Point Road between W. Morgan Road and S.W. 14th Street in Palm Beach County is designated as "Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway."

(2) The Department of Transportation is directed to erect suitable markers designating Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway as described in subsection (1).

Section 2. This act shall take effect July 1, 2022.

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to Senate professional staff conducting the meeting

1/25/2022

Meeting Date

Transportation

Committee

SB 160

Bill Number or Topic

292500

Amendment Barcode (if applicable)

Name

CAREY BAKER

Phone

Address

Street

Email

City

State

Zip

Speaking:

For

Against

Information

OR

Waive Speaking:

In Support

Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

The Florida Senate

APPEARANCE RECORD

SB 160

1/25/22

Meeting Date

Bill Number or Topic

Transportation

Committee

57  
110

Deliver both copies of this form to  
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Ed Chase Phone 561 355 6266

Address 301 N. Olive Avenue Email echase@pbcgov.org  
Street

West Palm Beach, FL 33401  
City State Zip

Speaking:  For  Against  Information **OR** Waive Speaking:  In Support  Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Palm Beach County

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

1/25/2022

Meeting Date

SR 0160

Bill Number or Topic

Deliver both copies of this form to Senate professional staff conducting the meeting

Transportation

Committee

Amendment Barcode (if applicable)

Name Steven B. SLADE

Phone 850. 322. 5760

Address 300 E. BREWARD ST

Email

Street

TALLAHASSEE, FL 32311

City

State

Zip

Speaking:  For  Against  Information OR Waive Speaking:  In Support  Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

FL PBA

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

S-001 (08/10/2021)

**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.)

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Prepared By: The Professional Staff of the Committee on Transportation

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BILL: CS/SB 364

INTRODUCER: Transportation Committee and Senator Bean

SUBJECT: Specialty License Plate Presales

DATE: January 26, 2022      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Proctor	Vickers	TR	Fav/CS
2.			ATD	
3.			AP	

**Please see Section IX. for Additional Information:**  
COMMITTEE SUBSTITUTE - Substantial Changes

**I. Summary:**

CS/SB 364 reduces the minimum voucher sale requirement for all specialty license plates to 2,500, before manufacture of the license plate may commence. In addition, the bill directs the Department of Highway Safety and Motor Vehicles (DHSMV) to extend the presale period by an additional 24 months, from 24 months to 48 months, for an approved specialty license plate organization that, as of the date the bill becomes law, is in the presale period but has not recorded at least 2,500 voucher sales.

The bill provides that independent colleges or universities opting to use the standard template specialty license plate will have their plate sales combined with previous individual independent college or university license plate sales for purposes of meeting the minimum license plate sales threshold of 1,000 sales for at least 12 consecutive months and license plate limits in statute.

The bill creates a Blue Angels motorcycle specialty license plate and seven new specialty license plates: Inter Miami CF; Safe Haven for Newborns; Pap Corps Champions for Cancer Research; Learn to Fly; Florida Swims; Ethical Ecotourism; and Down Syndrome Awareness, and amends the existing Live the Dream specialty license plate.

According to the DHSMV, the bill may have a negative, but insignificant, fiscal impact associated with programming costs. These costs can be absorbed within existing resources.

The bill has an effective date of upon becoming law.

## II. Present Situation:

### Specialty License Plates

Presently, there are 123 specialty license plates available for purchase in Florida and another 36 specialty license plates available for pre-sale.<sup>1</sup> Specialty license plates are available to an owner or lessee of a motor vehicle who is willing to pay an annual use fee, ranging from \$15 to \$25, paid in addition to required license taxes and service fees.<sup>2</sup> The annual use fees are distributed to an organization or organizations in support of a particular cause or charity signified on the plate's design and designated in statute.<sup>3</sup> In order to establish a specialty license plate and after the plate is approved by law, s. 320.08053, F.S., requires the following actions within certain timelines:

- Within 60 days, the organization must submit an art design for the plate, in a medium prescribed by the DHSMV;
- Within 120 days, the DHSMV must establish a method to issue pre-sale vouchers for the specialty license plate; and
- Within 24 months after the pre-sale vouchers are established, the organization must obtain a minimum of 3,000 voucher sales, or in the case of an out-of-state college or university license plate, 4,000 voucher sales, before manufacturing of the plate may begin.

If the minimum sales requirement has not been met by the end of the 24-month pre-sale period, then the DHSMV will discontinue the plate and issuance of pre-sale vouchers. Upon discontinuation, a purchaser of a presale voucher may use the annual use fee as a credit towards any other specialty license plate or apply for a refund with the DHSMV.<sup>4</sup>

New specialty license plates that have been approved by law but are awaiting issuance will be issued in the order they appear in s. 320.08058, F.S., provided that they have met the presale requirement. If the next awaiting specialty license plate has not met the presale requirement, the department will proceed in the order provided in s. 320.08058, F.S., to identify the next qualified specialty license plate that has met the presale requirement.<sup>5</sup>

If the Legislature has approved 150 or more specialty license plates, the DHSMV may not make any new specialty license plates available for design or issuance until a sufficient number of plates are discontinued so that the number of plates being issued does not exceed 150.<sup>6</sup>

The annual use fees collected by an organization and any interest earned from the fees may be expended only for use in this state unless the annual use fee is derived from the sale of specified United States Armed Forces and veterans-related specialty plates.<sup>7</sup> Additionally, organizations

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<sup>1</sup> Department of Highway Safety and Motor Vehicles, *2022 Legislative Bill Analysis for SB 364*, (November 5, 2021), p. 2 (on file in the Senate Committee on Transportation).

<sup>2</sup> Section 320.08056(3)(d), F.S., provides that except if specifically provided in s. 320.08056(4), the annual use fee for a specialty license plate is \$25.

<sup>3</sup> Section 320.08058, F.S.

<sup>4</sup> Section 320.08053(2)(b), F.S.

<sup>5</sup> Section 320.08053(3)(a), F.S.

<sup>6</sup> Section 320.08053(3)(b), F.S.

<sup>7</sup> Section 320.08056(10)(a), F.S.

must adhere to certain accountability requirements, including an annual audit or attestation document affirming that funds received have been spent in accordance with applicable statutes.<sup>8</sup>

### ***DHSMV Costs Defrayed***

The DHSMV is authorized to retain a sufficient portion of annual use fees collected from the sale of specialty plates to defray its costs for inventory, distribution, and other direct costs associated with the specialty license plate program. The remainder of the proceeds collected are distributed as provided by law.<sup>9</sup>

### ***Discontinuance of Specialty Plates***

The DHSMV must discontinue the issuance of an approved specialty license plate if the number of valid registrations falls below 1,000 plates for at least 12 consecutive months. A warning letter is mailed to the sponsoring organization following the first month in which the total number of valid specialty license plate registrations is below 1,000 plates. Collegiate plates for Florida universities are exempt from the minimum specialty license plate requirement.<sup>10</sup> In addition, the DHSMV is authorized to discontinue any specialty license plate if the organization no longer exists, stops providing services that are authorized to be funded from the annual use fee proceeds, or pursuant to an organizational recipient's request.<sup>11</sup>

However, effective July 1, 2023, the requirement increases so that the DHSMV must discontinue the issuance of an approved specialty license plate if the number of valid registrations falls below 3,000 or in the case of an out-of-state college or university license plate, 4,000, for at least 12 consecutive months. The DHSMV must mail a warning letter to the sponsoring organization following the first month in which the total number of valid specialty plate registrations is below 3,000, or in the case of an out-of-state college or university license plate, 4,000. This does not apply to in-state collegiate license plates established under s. 320.08058(3), F.S., license plates of institutions in and entities of the State University System, specialty license plates that have statutory eligibility limitations for purchase, specialty license plates for which annual use fees are distributed by a foundation for student and teacher leadership programs and teacher recruitment and retention, or Florida Professional Sports Team license plates established under s. 320.08058(9).<sup>12</sup>

### ***Out-of-state Specialty License Plates***

Three out-of-state specialty license plates are available through the DHSMV presale process. They are the University of Alabama, Auburn University, and the University of Georgia.<sup>13</sup>

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<sup>8</sup> Section 320.08062, F.S.

<sup>9</sup> Section 320.08056(7), F.S.

<sup>10</sup> Section 320.08056(8)(a), F.S.

<sup>11</sup> Section 320.08056(8)(b), F.S.

<sup>12</sup> Chapter 2020-181, s. 7, Laws of Fla.

<sup>13</sup> *Supra* FN 1, at p. 3.



## **Existing Specialty License Plate**

### ***Live the Dream Specialty License Plate***

Section 320.08058(47), F.S., provides for the distribution and use of the annual use fees for the Live the Dream plate. The annual use fees are to be used as follows:

- Up to five percent to administer, promote, and market the license plate;
- At least 60 percent must be distributed equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc., for programs that provide research, care, and treatment for sickle cell disease;
- At least 30 percent must be distributed to Chapman Partnership, Inc., for programs that provide relief from poverty, hunger, and homelessness; and
- Up to five percent may be distributed by the department on behalf of The Dream Foundation, Inc., to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., as a royalty for the use of the image of Dr. Martin Luther King, Jr.

## **Community Organizations**

### ***Inter Miami CF***

The Inter Miami CF Foundation Corporation<sup>14</sup> is an organization which uses “the game of soccer as a catalyst for positive change in the South Florida community.” It focuses on education, inclusion, and wellness for kids and young adults in underserved communities. The Inter Miami CF Foundation Corporation uses the soccer club’s reach, expertise, and resources to strategically plan and execute sports-based development and direct-service community programs, initiatives, and events.<sup>15</sup>

### ***Gloria M. Silverio Foundation***

The Gloria M. Silverio Foundation, Inc.,<sup>16</sup> is a nonprofit organization that is dedicated to saving the lives of newborns from the dangers of abandonment and assisting pregnant girls and women in crisis.<sup>17</sup>

### ***Papanicolaou Corps for Cancer Research***

The Papanicolaou Corps for Cancer Research, Inc.,<sup>18</sup> is a nonprofit organization with approximately 20,000 members, which may be one of South Florida’s largest grassroots

<sup>14</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Inter Miami CF Foundation Corp.*, Document No. P20000013003. Throughout this analysis, references to Department of State, Division of Corporations documents filed by entities can be found by searching at <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited January 21, 2022) by entity name or by document number.

<sup>15</sup> See Department of State, Sunbiz.org, Detail by Entity Name, *Inter Miami CF Foundation Corporation, Articles of Incorporation*. The corporation is registered with the state as a for-profit corporation, but its articles state that it is a nonprofit, charitable organization. The filing with the state may be incorrect.

<sup>16</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Gloria M. Silverio Foundation, Incorporated*, Document No. N00000008496.

<sup>17</sup> A Safe Haven for Newborns, *Our Mission*, <https://asafehavenfornewborns.com/what-we-do/our-mission/> (last visited January 21, 2022).

<sup>18</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Papanicolaou Corps for Cancer Research, Inc.*, Document No. N36411.

fundraising organization. Funds raised at their events benefit the Sylvester Comprehensive Cancer Center at the University of Miami, Miller School of Medicine. There, physicians and scientists work on groundbreaking research programs to eradicate all forms of cancer.<sup>19</sup>

### ***Florida's Lifted Youth***

The Florida's Lifted Youth Inc.,<sup>20</sup> is a nonprofit organization which assists children of fallen heroes and underprivileged youth to establish a career in aviation.<sup>21</sup>

### ***Swimming Pool Education and Safety Foundation***

The Swimming Pool Education and Safety Foundation, Inc., also known as Florida Swims Foundation,<sup>22</sup> is a nonprofit organization that funds swimming lessons and distributes safety information throughout the state. The foundation awards scholarships to college students and provides grants for swimming lessons. The foundation also collaborates with local organizations, such as the YMCA and Boys & Girls Clubs, to bring water safety measures and swimming lessons to families with young children.<sup>23</sup>

### ***Florida Society for Ethical Ecotourism***

In 1998, the CREW Land and Water Trust and the Florida Department of Environmental Protection Rookery Bay National Estuarine Research Reserve received a grant from the Advisory Council of Environmental Education, within the Florida Game and Fresh Water Fish Commission, to provide an educational workshop for ecotour providers of Southwest Florida. As a result of the grant, a day-long Southwest Florida Eco/Heritage Tourism Workshop took place in downtown Ft. Myers in which 85 people participated.<sup>24</sup>

Following the workshop, a group of volunteers from Southwest Florida communities met and formed the Society for Ethical Ecotourism in Southwest Florida. In 2011 they changed their name to the Florida Society for Ethical Ecotourism, Inc.<sup>25</sup> The Florida Society for Ethical Ecotourism, Inc., is registered as an active nonprofit corporation with the DOS.<sup>26</sup>

### ***Paddle Florida***

Paddle Florida, Inc., is a nonprofit corporation<sup>27</sup> organized to support canoeing and kayaking in Florida. The organization supports multi-day paddling/camping trips in each of Florida's five

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<sup>19</sup> The Pap Corps, <https://www.thepapcorps.org/> (last visited January 21, 2022).

<sup>20</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Florida's Lifted Youth Inc.*, Document No. N21000003354.

<sup>21</sup> See Department of State, Sunbiz.org, Detail by Entity Name, *Florida's Lifted Youth Inc.*, *Articles of Incorporation* (filed March 17, 2021).

<sup>22</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Swimming Pool Education And Safety Foundation Inc.*, Document No. N07000000242.

<sup>23</sup> Florida Swimming Pool Association, *SPESF*, <https://floridapoolpro.portals7.gomembers.com/About/FloridaSwimsFoundation.aspx> (last visited January 21, 2022).

<sup>24</sup> Florida Society for Ethical Ecotourism, *History of the "Florida Society for Ethical Ecotourism"*, <https://www.floridasee.com/docs/Florida%20SEE%20History.pdf> (last visited January 21, 2022).

<sup>25</sup> *Id.*

<sup>26</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Florida Society for Ethical Ecotourism, Inc.*, Document No. N01000000235.

<sup>27</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Paddle Florida, Inc.*, Document No. N11000000503.

water management districts, showcasing the state's natural beauty and rich cultural heritage while promoting water conservation, wildlife preservation, springs restoration, and waterways protection. Paddle Florida seeks to promote Florida as an international destination for nature-based tourism.<sup>28</sup>

### ***Our City Beautiful***

Our City Beautiful, Inc., is a nonprofit organization<sup>29</sup> organized to bridge the gap in affordable housing for individuals with Intellectual and Physical disabilities through communities of tiny homes.<sup>30</sup>

### **III. Effect of Proposed Changes:**

CS/SB 364 amends s. 320.08053(2)(b), F.S., to reduce the minimum voucher sale requirement for all specialty license plates to 2,500, before manufacture of the license plate may commence. In addition, the bill directs the DHSMV to extend the presale period by an additional 24 months, from 24 months to 48 months, for an approved specialty license plate organization that, as of the date the bill becomes law, is in the presale period but has not recorded at least 2,500 voucher sales.

The bill amends s. 320.08056(12), F.S., to provide that independent colleges or universities opting to use the standard template specialty license plate will have their plate sales combined with previous individual independent college or university license plate sales for purposes of meeting the minimum license plate sales threshold of 1,000 sales for at least 12 consecutive months and license plate limits in statute.

### **Existing Specialty License Plate**

#### ***Live the Dream Specialty License Plate***

The bill amends s. 320.08058(47), F.S., to revise the distribution and use of the annual use fees. The annual use fees are to be used as follows:

- At least 40 percent must be distributed equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc., for programs that provide research, care, and treatment for sickle cell disease;
- At least ten percent must be used for programs and services provided directly by the Dream Foundation, Inc., which assist inmates released from the custody of a county jail in this state or a Department of Corrections facility in successfully reentering the community;
- At least 15 percent must be distributed as grants for programs and services throughout this state which assist inmates released from the custody of a county jail in this state or a Department of Corrections facility in successfully reentering the community; and
- At least 25 percent must be distributed as scholarships to graduating high school seniors in this state who have at least one parent or legal guardian who is incarcerated, for the purpose of attending a state university, a Florida College System institution, a career center operated by a school district, or a charter technical career center. Scholarships must be awarded

<sup>28</sup> Paddle Florida, <http://www.paddleflorida.org/> (last visited January 21, 2022).

<sup>29</sup> Department of State, Sunbiz.org, Detail by Entity Name, *Our City Beautiful, Inc.*, Document No. N19000002890.

<sup>30</sup> Our City Beautiful, *What We Are About*, <https://our-city-beautiful.com/who-we-are/> (last visited January 26, 2022).

through a competitive application process and fiscal oversight of the scholarship program must be performed by a certified public accounting firm.

### **New Specialty License Plates**

#### ***Blue Angels Motorcycle License Plate***

The bill amends s. 320.08058(79), F.S., to create a motorcycle license plate option for the Blue Angels license plate. Any department-approved image must be placed on the far left side of a plate for display on a motorcycle, and the number of valid plates issued for display on a motor vehicle or on a motorcycle must be added together to determine whether the plate must be discontinued.

#### ***Inter Miami CF License Plate***

The bill creates the Florida Inter Miami CF license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “Inter Miami CF” appears at the bottom of the plate.

The annual use fees are distributed to the Inter Miami CF Foundation Corporation, to be used as follows:

- Up to ten percent to promote and market the plate; and
- The remainder to plan and execute sports-based development and direct-service community programs, initiatives, and events.

Currently, it appears that Florida Inter Miami CF is registered with the state as a for-profit corporation, but its articles state that it is a nonprofit, charitable organization. The filing with the state may be incorrect.

#### ***Safe Haven for Newborns License Plate***

The bill creates the Safe Haven for Newborns License Plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “A Safe Haven for Newborns” appears at the bottom of the plate.

The annual use fees are distributed to the Gloria M. Silverio Foundation, Incorporated, to be used as follows:

- Up to ten percent for marketing and administration of the plate; and
- The remainder to be used by the foundation to prevent infant abandonment through awareness, education, and direct assistance.

#### ***Pap Corps Champions for Cancer Research License Plate***

The bill creates the Pap Corps Champions for Cancer Research license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “To Imagine and Help Create a World Without Cancer” appears at the bottom of the plate.

The annual use fees are distributed to the Papanicolaou Corps for Cancer Research, Inc., to be used as follows:

- Up to ten percent for promotion and marketing of the plate, and reimbursing the Pap Corps for administrative costs, startup costs, and costs incurred in the development and approval process of the plate; and
- The remaining funds must be distributed with the approval of and accountability to the board of directors of the Pap Corps and must be used to promote and support awareness of critical lifesaving cancer research by the Sylvester Comprehensive Cancer Center through education, outreach, and clinical research.

### ***Learn to Fly License Plate***

The bill creates the Learn to Fly license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “Learn to Fly” appears at the bottom of the plate.

The annual use fees are distributed to the Florida’s Lifted Youth Inc., to be used as follows:

- Up to ten percent to promote and market the plate; and
- The remainder to be used by Florida’s Lifted Youth Inc., to assist underprivileged youth and the children of fallen heroes to establish careers in aviation.

### ***Florida Swims License Plate***

The bill creates the Florida Swims license plate. The plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “Swim for Life” appears at the bottom of the plate.

The annual use fees are distributed to the Swimming Pool Education and Safety Foundation, Inc., doing business as Florida Swims, to be used as follows:

- Up to ten percent for administration, promotion, and marketing of the plate; and
- The remainder to be used by the Swimming Pool Education and Safety Foundation, Inc., to promote swimming pool and water safety and to provide grants and scholarships for childhood swimming lessons in this state.

### ***Ethical Ecotourism License Plate***

The bill creates the Florida Ethical Ecotourism license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate, and the words “Ethical Ecotourism” must appear at the bottom of the plate.

The annual use fees are distributed equally between the Florida Society for Ethical Ecotourism, Inc., and Paddle Florida, Inc., to be used as follows:

- Up to ten percent for administrative costs and to market the plate; and
- The remainder:
  - By Florida Society for Ethical Ecotourism, Inc., to provide environmental education and awareness that encourage behaviors that contribute to the sustainability of Florida’s natural ecosystems and resources; and

- By Paddle Florida, Inc., to raise awareness about water conservation, wildlife preservation, restoration of springs, and protection of waterways in this state.

#### ***Down Syndrome Awareness License Plate***

The bill creates the Down Syndrome Awareness license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate, and the words “Down Syndrome Awareness” must appear at the bottom of the plate.

The annual use fees are distributed Our City Beautiful, Inc., to be used as follows:

- Up to ten percent for administrative costs and marketing of the plate;
- 50 percent to build and maintain HOLLAND, an affordable housing project for independent living for persons with Down syndrome or other intellectual disability;
- 15 percent for Our City Beautiful World Changer scholarships for Florida residents 18 years of age or older with Down syndrome who wish to further their education at postsecondary educational institutions located in this state; and
- 35 percent for grants to other nonprofit organizations within this state to support housing, educational scholarships, and employment assistance programs for persons with Down syndrome or other intellectual disability.

The bill directs the Division of Law Revision to replace the phrase “the effective date of this act” wherever it occurs in the bill with the date the bill becomes a law.

The bill has an effective date of upon becoming law.

#### **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. Section 320.08056(3)(d), F.S., currently provides that the annual use fee for a specialty license plate is \$25, except as otherwise provided.

**B. Private Sector Impact:**

Reduction of the minimum voucher sale requirement for all specialty license plates to 2,500, before manufacture of the license plate may commence, and the extension of the presale period by an additional 24 months, will allow more specialty license plates to meet the requirements for production and avoid deauthorization as required under s. 320.08053(2)(b), F.S.

Once a specialty license plate goes into production, organizations authorized for a distribution from the proceeds of the sale of the license plate will benefit.

Independent colleges and universities opting to use the standard template specialty license plate design will have their plate sales combined with previous individual independent college or university license plate sales for purposes of meeting the minimum license plate sales threshold of 1,000 sales for at least 12 consecutive months and license plate limits in statute and for meeting the 150 license plates in circulation. This may keep the independent colleges and universities specialty license plate from being discontinued as required under s. 320.08056(8)(a), F.S.

**C. Government Sector Impact:**

The DHSMV advised an update to internal procedures and instructions to organizations regarding specialty license plate requirements will be needed; however, there will be no programming costs incurred by the DHSMV.<sup>31</sup>

Programming will be required initially to allow the DHSMV to accept vouchers, but the DHSMV may not finalize a design or issue the new license plate if the 150 cap is reached prior to the license plate selling 2,500 vouchers. The amount of programming is determined by the number of plates and the number of distributions per plate.

The DHSMV is authorized to retain revenues from the first proceeds of specialty license plate sales to defray departmental expenditures related to the specialty license plate program.<sup>32</sup>

**VI. Technical Deficiencies:**

None.

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<sup>31</sup> *Supra* FN 1, at p. 4.

<sup>32</sup> Section 320.08056(7), F.S.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 320.08053, 320.08056 and 320.08058

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

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

**CS by Transportation on January 25, 2022:**

- Creates seven new specialty license plates;
- Creates one new motorcycle specialty license plate;
- Amends one existing specialty license plate;
- Amends the voucher sale requirement for all specialty license plates; and
- Amends how license plate sales numbers are calculated for independent colleges or universities opting to use the standard template specialty license plate for purposes of meeting the minimum license plate sales threshold of 1,000 sales for at least 12 consecutive months and license plate limits in statute.

**B. Amendments:**

None.





758812

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2022	.	
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	.	
	.	

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The Committee on Transportation (Bean) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (b) of subsection (2) of section  
320.08053, Florida Statutes, is amended to read:

320.08053 Establishment of specialty license plates.-  
(2)

(b) Within 24 months after the presale specialty license  
plate voucher is established, the approved specialty license



758812

11 plate organization must record with the department a minimum of  
12 2,500 ~~3,000~~ voucher sales, ~~or in the case of an out-of-state~~  
13 ~~college or university license plate, 4,000 voucher sales,~~ before  
14 manufacture of the license plate may commence. The department  
15 shall extend this presale period by an additional 24 months for  
16 an approved specialty license plate organization that, as of the  
17 effective date of this act, is in the presale period but has not  
18 recorded at least 2,500 voucher sales. If, at the conclusion of  
19 the ~~24-month~~ presale period, the minimum sales requirement has  
20 not been met, the specialty plate is deauthorized, and the  
21 department shall discontinue development of the plate and  
22 discontinue issuance of the presale vouchers. Upon  
23 deauthorization of the license plate or if the plate has met the  
24 presale requirement but has not been issued, a purchaser of the  
25 license plate voucher may use the annual use fee collected as a  
26 credit towards any other specialty license plate or apply for a  
27 refund on a form prescribed by the department.

28 Section 2. Effective October 1, 2022, subsections (47) and  
29 (79) of section 320.08058, Florida Statutes, are amended, and  
30 subsections (119) through (124) are added to that section, to  
31 read:

32 320.08058 Specialty license plates.—

33 (47) LIVE THE DREAM LICENSE PLATES.—

34 (a) The department shall develop a Live the Dream license  
35 plate as provided in this section. Live the Dream license plates  
36 must bear the colors and design approved by the department. The  
37 word "Florida" must appear at the top of the plate, and the  
38 words "Live the Dream" must appear at the bottom of the plate.

39 (b) The proceeds of the annual use fee shall be distributed



758812

40 to the Dream Foundation, Inc., to be used in the following  
41 manner:

42 1. Up to 5 percent may be used to administer, promote, and  
43 market the license plate.

44 2. At least 40 ~~60~~ percent shall be distributed equally  
45 among the sickle cell organizations that are Florida members of  
46 the Sickle Cell Disease Association of America, Inc., for  
47 programs that provide research, care, and treatment for sickle  
48 cell disease.

49 3. At least 10 percent shall be used for programs and  
50 services provided directly by the Dream Foundation, Inc., which  
51 assist inmates released from the custody of a county jail in  
52 this state or a Department of Corrections facility in  
53 successfully reentering the community.

54 4. At least 15 percent shall be distributed as grants for  
55 programs and services throughout this state which assist inmates  
56 released from the custody of a county jail in this state or a  
57 Department of Corrections facility in successfully reentering  
58 the community.

59 5. At least 25 ~~30~~ percent shall be distributed as  
60 scholarships to graduating high school seniors in this state who  
61 have at least one parent or legal guardian who is incarcerated,  
62 for the purpose of attending a state university, a Florida  
63 College System institution, a career center operated by a school  
64 district under s. 1001.44, or a charter technical career center  
65 under s. 1002.34. Scholarships shall be awarded through a  
66 competitive application process. Fiscal oversight of the  
67 scholarship program shall be performed by a certified public  
68 accounting firm to Chapman Partnership, Inc., for programs that



758812

69 ~~provide relief from poverty, hunger, and homelessness.~~

70 ~~6.4.~~ Up to 5 percent may be distributed by the department  
71 on behalf of the Dream Foundation, Inc., to The Martin Luther  
72 King, Jr. Center for Nonviolent Social Change, Inc., as a  
73 royalty for the use of the image of Dr. Martin Luther King, Jr.

74 (79) BLUE ANGELS LICENSE PLATES.—

75 (a) The department shall develop a Blue Angels license  
76 plate for display on a motor vehicle and for display on a  
77 motorcycle as provided in this section and s. 320.08053. The  
78 plate must bear the colors and design approved by the  
79 department. The word "Florida" must appear at the top of the  
80 plate, and the words "Home of the Blue Angels" must appear at  
81 the bottom of the plate. Any department-approved image must be  
82 placed on the far left side of a plate for display on a  
83 motorcycle.

84 (b) The annual use fees from the sale of the plate shall be  
85 distributed to the Naval Aviation Museum Foundation, a nonprofit  
86 Florida corporation under s. 501(c)(3) of the Internal Revenue  
87 Code, to fund the maintenance, programs, marketing, and projects  
88 of the foundation, including the National Naval Aviation Museum  
89 and the National Flight Academy in Pensacola. Up to 10 percent  
90 of the funds received by the Naval Aviation Museum Foundation  
91 may be used for marketing of the plate and costs directly  
92 associated with the administration of the foundation. The Naval  
93 Aviation Museum Foundation shall distribute 50 percent of the  
94 funds to eligible programs and projects associated with the  
95 National Flight Academy and the remainder of the funds to  
96 eligible programs and projects associated with the National  
97 Naval Aviation Museum.



758812

98           (c) The number of valid specialty license plates issued for  
99 display on a motor vehicle or on a motorcycle must be added  
100 together to determine whether the specialty license plate must  
101 be discontinued pursuant to s. 320.08056(8)(a).

102           (119) INTER MIAMI CF LICENSE PLATES.-

103           (a) The department shall develop an Inter Miami CF license  
104 plate as provided in this section and s. 320.08053. The plate  
105 must bear the colors and design approved by the department. The  
106 word "Florida" must appear at the top of the plate, and the  
107 words "Inter Miami CF" must appear at the bottom of the plate.

108           (b) The annual use fees from the sale of the plate shall be  
109 distributed to Inter Miami CF Foundation Corporation, a  
110 nonprofit corporation under s. 501(c)(3) of the Internal Revenue  
111 Code, which may use a maximum of 10 percent of the proceeds to  
112 promote and market the plate. The remainder of the proceeds  
113 shall be used by Inter Miami CF Foundation Corporation to plan  
114 and execute sports-based development and direct-service  
115 community programs, initiatives, and events.

116           (120) SAFE HAVEN FOR NEWBORNS LICENSE PLATES.-

117           (a) The department shall develop a Safe Haven for Newborns  
118 license plate as provided in this section and s. 320.08053. The  
119 plate must bear the colors and design approved by the  
120 department. The word "Florida" must appear at the top of the  
121 plate, and the words "A Safe Haven for Newborns" must appear at  
122 the bottom of the plate.

123           (b) The annual use fees from the sale of the plate shall be  
124 distributed to the Gloria M. Silverio Foundation, Incorporated,  
125 a Florida nonprofit corporation under s. 501(c)(3) of the  
126 Internal Revenue Code, the mission of which is to prevent infant



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127 abandonment through awareness, education, and direct assistance.  
128 Up to 10 percent of the fees may be used for marketing and  
129 administration of the plate. The remaining funds shall be used  
130 by the foundation to prevent infant abandonment through  
131 awareness, education, and direct assistance.

132 (121) PAP CORPS CHAMPIONS FOR CANCER RESEARCH LICENSE  
133 PLATES.-

134 (a) The department shall develop a Pap Corps Champions for  
135 Cancer Research license plate as provided in this section and s.  
136 320.08053. The plate must bear the colors and design approved by  
137 the department. The word "Florida" must appear at the top of the  
138 plate, and the words "To Imagine and Help Create a World Without  
139 Cancer" must appear at the bottom of the plate.

140 (b) The annual use fees from the sale of the plate shall be  
141 distributed to the Papanicolaou Corps for Cancer Research, Inc.,  
142 a Florida nonprofit corporation, as follows:

143 1. Up to 10 percent of the annual use fees must be used  
144 for:

145 a. Promotion and marketing costs of the license plate; and  
146 b. Reimbursing the corporation for administrative costs,  
147 startup costs, and costs incurred in the development and  
148 approval process of the license plate.

149 2. The remaining funds must be distributed with the  
150 approval of and accountability to the board of directors of the  
151 Pap Corps and must be used to promote and support awareness of  
152 critical lifesaving cancer research by the Sylvester  
153 Comprehensive Cancer Center through education, outreach, and  
154 clinical research.

155 (122) LEARN TO FLY LICENSE PLATES.-



758812

156       (a) The department shall develop a Learn to Fly license  
157 plate as provided in this section and s. 320.08053. The plate  
158 must bear the colors and design approved by the department. The  
159 word "Florida" must appear at the top of the plate, and the  
160 words "Learn to Fly" must appear at the bottom of the plate.

161       (b) The annual use fees from the sale of the plate shall be  
162 distributed to Florida's Lifted Youth Inc., a Florida nonprofit  
163 corporation, which may use up to 10 percent of the proceeds to  
164 promote and market the plate. The remainder of the proceeds  
165 shall be used by Florida's Lifted Youth Inc., to assist  
166 underprivileged youth and the children of fallen heroes to  
167 establish careers in aviation.

168       (123) FLORIDA SWIMS LICENSE PLATES.—

169       (a) The department shall develop a Florida Swims license  
170 plate as provided in this section and s. 320.08053. The plate  
171 must bear the colors and design approved by the department. The  
172 word "Florida" must appear at the top of the plate, and the  
173 words "Swim for Life" must appear at the bottom of the plate.

174       (b) The annual use fees from the sale of the plate shall be  
175 distributed to the Swimming Pool Education and Safety  
176 Foundation, Inc., doing business as Florida Swims, a nonprofit  
177 organization under s. 501(c)(3) of the Internal Revenue Code,  
178 which may use up to 10 percent of the proceeds for  
179 administration, promotion, and marketing of the plate. All  
180 remaining proceeds shall be used by the Swimming Pool Education  
181 and Safety Foundation, Inc., doing business as Florida Swims, to  
182 promote swimming pool and water safety and to provide grants and  
183 scholarships for childhood swimming lessons in this state.

184       (124) ETHICAL ECOTOURISM LICENSE PLATE.—



758812

185           (a) The department shall develop an Ethical Ecotourism  
186 license plate as provided in this section and s. 320.08053. The  
187 plate must bear the colors and design approved by the  
188 department. The word "Florida" must appear at the top of the  
189 plate, and the words "Ethical Ecotourism" must appear at the  
190 bottom of the plate.

191           (b) The annual use fees from the sale of the plate shall be  
192 distributed equally between the Florida Society for Ethical  
193 Ecotourism, Inc., and Paddle Florida, Inc., each of which may  
194 use up to 10 percent of its proceeds for administrative costs  
195 and the marketing of the plate. The remaining proceeds must be  
196 used by the Florida Society for Ethical Ecotourism, Inc., to  
197 provide environmental education and awareness that encourage  
198 behaviors that contribute to the sustainability of Florida's  
199 natural ecosystems and resources and by Paddle Florida, Inc., to  
200 raise awareness about water conservation, wildlife preservation,  
201 restoration of springs, and protection of waterways in this  
202 state.

203           Section 3. The Division of Law Revision is directed to  
204 replace the phrase "the effective date of this act" wherever it  
205 occurs in this act with the date this act becomes a law.

206           Section 4. Except as otherwise expressly provided in this  
207 act, this act shall take effect upon becoming a law.

208  
209 ===== T I T L E   A M E N D M E N T =====  
210 And the title is amended as follows:

211           Delete everything before the enacting clause  
212 and insert:

213   A bill to be entitled





758812

214 An act relating to specialty license plates; amending  
215 s. 320.08053, F.S.; revising presale voucher sales  
216 requirements for specialty license plates; requiring  
217 the Department of Highway Safety and Motor Vehicles to  
218 extend the presale period by a specified amount of  
219 time for certain approved specialty license plate  
220 organizations; amending s. 320.08058, F.S.; revising  
221 annual use fee distributions from the sale of the Live  
222 the Dream license plate; providing for the award of  
223 scholarships to certain students through a competitive  
224 application process; providing for fiscal oversight by  
225 a certified public accounting firm; requiring the  
226 department to develop a Blue Angels motorcycle  
227 specialty license plate; specifying a design  
228 requirement for the plate; requiring that the number  
229 of valid Blue Angels motor vehicle and motorcycle  
230 specialty license plates be added together for  
231 purposes of a certain determination; directing the  
232 department to develop Inter Miami CF, Safe Haven for  
233 Newborns, Pap Corps Champions for Cancer Research,  
234 Learn to Fly, Florida Swims, and Ethical Ecotourism  
235 license plates; providing for distribution and use of  
236 fees collected from the sale of such license plates;  
237 providing a directive to the Division of Law Revision;  
238 providing effective dates.



272012

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2022	.	
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	.	

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The Committee on Transportation (Bean) recommended the following:

1           **Senate Amendment to Amendment (758812) (with title**  
2 **amendment)**

3  
4           Between lines 202 and 203  
5 insert:

6           (125) DOWN SYNDROME AWARENESS LICENSE PLATES.-

7           (a) The department shall develop a Down Syndrome Awareness  
8 license plate as provided in this section and s. 320.08053. The  
9 plate must bear the colors and design approved by the  
10 department. The word "Florida" must appear at the top of the



272012

11 plate, and the words "Down Syndrome Awareness" must appear at  
12 the bottom of the plate.

13 (b) The annual use fees from the sale of the plate shall be  
14 distributed to Our City Beautiful, Inc., a Florida nonprofit  
15 corporation. Up to 10 percent of the fees may be used for  
16 administrative costs and marketing of the plate. Of the  
17 remaining fees:

18 1. Fifty percent shall be used to build and maintain  
19 HOLLAND, an affordable housing project for independent living  
20 for persons with Down syndrome or other intellectual disability.

21 2. Fifteen percent shall be dedicated to Our City Beautiful  
22 World Changer scholarships for Florida residents 18 years of age  
23 or older with Down syndrome who wish to further their education  
24 at postsecondary educational institutions located in this state.

25 3. Thirty-five percent shall be used for grants to other  
26 nonprofit organizations within this state to support housing,  
27 educational scholarships, and employment assistance programs for  
28 persons with Down syndrome or other intellectual disability.

29 Section 3. Subsection (12) of section 320.08056, Florida  
30 Statutes, is amended to read:

31 320.08056 Specialty license plates.—

32 (12) Notwithstanding s. 320.08058(3)(a), the department, in  
33 cooperation with the independent colleges or universities as  
34 described in s. 1009.89, shall create a standard template  
35 specialty license plate with a unique logo or graphic  
36 identifying each independent college or university. Each  
37 independent college or university may elect to use this standard  
38 template specialty license plate in lieu of its own specialty  
39 license plate. Annual use fees from the sale of these license



40 plates shall be distributed to the independent college or  
41 university for which the logo or graphic is displayed on the  
42 license plate and shall be used as provided in s. 320.08058(3).  
43 Independent colleges or universities opting to use the standard  
44 template specialty license plate shall have their plate sales  
45 combined with previous individual independent college or  
46 university license plate sales for purposes of meeting the  
47 minimum license plate sales threshold in paragraph (8)(a) and  
48 for determining the license plate limit in s. 320.08053(3)(b).  
49 Specialty license plates created pursuant to this subsection  
50 must be ordered directly from the department. If the independent  
51 college or university elects to use the standard template  
52 specialty license plate, the department shall discontinue the  
53 existing specialty license plate.

54  
55 ===== T I T L E   A M E N D M E N T =====

56 And the title is amended as follows:  
57       Delete lines 234 - 236  
58 and insert:  
59       Learn to Fly, Florida Swims, Ethical Ecotourism, and  
60       Down Syndrome Awareness license plates; providing for  
61       distribution and use of fees collected from the sale  
62       of such license plates; amending s. 320.08056, F.S.;  
63       revising the calculation of certain independent  
64       college and university combined specialty license  
65       plate sales for certain determinations;

By Senator Bean

4-00510-22

2022364\_\_

1 A bill to be entitled  
 2 An act relating to specialty license plate presales;  
 3 amending s. 320.08053, F.S.; revising the presale  
 4 voucher sales requirement for out-of-state college or  
 5 university license plates; requiring the Department of  
 6 Highway Safety and Motor Vehicles to extend the  
 7 presale period by a specified period for certain  
 8 approved specialty license plate organizations;  
 9 providing a directive to the Division of Law Revision;  
 10 providing an effective date.

11 Be It Enacted by the Legislature of the State of Florida:  
 12  
 13

14 Section 1. Paragraph (b) of subsection (2) of section  
 15 320.08053, Florida Statutes, is amended to read:

16 320.08053 Establishment of specialty license plates.—  
 17 (2)

18 (b) Within 24 months after the presale specialty license  
 19 plate voucher is established, the approved specialty license  
 20 plate organization must record with the department a minimum of  
 21 3,000 voucher sales, ~~or in the case of an out-of-state college~~  
 22 ~~or university license plate, 4,000 voucher sales,~~ before  
 23 manufacture of the license plate may commence. The department  
 24 shall extend this presale period by an additional 24 months for  
 25 an approved specialty license plate organization that, as of the  
 26 effective date of this act, is in the presale period but has not  
 27 recorded at least 3,000 voucher sales. If, at the conclusion of  
 28 the 24-month presale period, the minimum sales requirement has  
 29 not been met, the specialty plate is deauthorized and the

Page 1 of 2

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

4-00510-22

2022364\_\_

30 department shall discontinue development of the plate and  
 31 discontinue issuance of the presale vouchers. Upon  
 32 deauthorization of the license plate or if the plate has met the  
 33 presale requirement but has not been issued, a purchaser of the  
 34 license plate voucher may use the annual use fee collected as a  
 35 credit towards any other specialty license plate or apply for a  
 36 refund on a form prescribed by the department.

37 Section 2. The Division of Law Revision is directed to  
 38 replace the phrase "the effective date of this act" wherever it  
 39 occurs in this act with the date this act becomes a law.

40 Section 3. This act shall take effect upon becoming a law.

Page 2 of 2

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

The Florida Senate

APPEARANCE RECORD

JAN 25, 2022

Meeting Date

Deliver both copies of this form to Senate professional staff conducting the meeting

SB 364

Bill Number or Topic

AA

272012

Amendment Barcode (if applicable)

SEN. TRANSPORTATION

Committee

Name BOB BOYD, ICUF PRESIDENT

Phone

850-681-3188

Address 542 E. PARK AVE.

Email

bboyd@icuf.org

Street

TALLAHASSEE, FL 32301

City

State

Zip

Speaking:  For  Against  Information OR Waive Speaking:  In Support  Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to Senate professional staff conducting the meeting

1-25-22

Meeting Date

Transportation

Committee

364

Bill Number or Topic

75 88 12 DE

Amendment Barcode (if applicable)

Name Victoria Zepp

Phone 850/241 6309

Address 310 W. College Ave

Email Victoria@Team180.com

Street

TLH

City

FL

State

32301

Zip

Speaking:  For  Against  Information OR Waive Speaking:  In Support  Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

National Aviation Museum Foundation

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

364

4/25/22

Meeting Date

Bill Number or Topic

Deliver both copies of this form to Senate professional staff conducting the meeting

Transportation

Committee

Amendment Barcode (if applicable)

Name Victoria Zapp

Phone 850-241-6309

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TLH

FL

32301

City

State

Zip

Speaking:  For  Against  Information OR Waive Speaking:  In Support  Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

National Aviation Museum Foundation

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

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

S-001 (08/10/2021)



**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 Committee on Transportation

---

BILL: CS/SB 962

INTRODUCER: Transportation Committee and Senator Bradley

SUBJECT: Mixed-use Residential Development Projects for Affordable Housing

DATE: January 25, 2022      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Hackett</u>	<u>Ryon</u>	<u>CA</u>	<b>Favorable</b>
2.	<u>Price</u>	<u>Vickers</u>	<u>TR</u>	<b>Fav/CS</b>
3.	_____	_____	<u>RC</u>	_____

**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/SB 962 authorizes a county or municipality, regardless of zoning ordinances or the locality's comprehensive plan, to approve the development of any residential development project, including a mixed-use residential development project, on any parcel zoned for commercial or industrial use if a portion of the project is for affordable housing. Current law authorizes a county or municipality to approve the development of affordable housing on any parcel zoned for residential, commercial, or industrial use regardless of zoning ordinances or the locality's comprehensive plan, but does not specifically address mixed-use residential projects.

The sponsor of a project so approved must additionally agree not to apply for or receive funding from the state's multi-family affordable housing program, known as the State Apartment Incentive Loan (SAIL), limiting eligible projects to those not already seeking SAIL funding.

The bill clarifies that the new and existing provisions allowing affordable housing projects to circumvent comprehensive plans and other ordinances are self-executing and do not require further action by local governments before using this approval process.

The bill takes effect upon becoming a law.

## II. Present Situation:

### Comprehensive Plans and Amendments

The Growth Management Act requires every city and county to create and implement a comprehensive plan to guide future development.<sup>1</sup> A locality's comprehensive plan lays out the locations for future public facilities, including roads, water and sewer facilities, neighborhoods, parks, schools, and commercial and industrial developments. A comprehensive plan is made up of elements, each laying out regulations for a different facet of development. There are 10 required elements,<sup>2</sup> most relevant among them:

- The land use element of the plan designates proposed future general distribution, location, and extent of the uses of land. Specified use designations include those for residential, commercial, industry, agriculture, recreation, conservation, education, and public facilities.<sup>3</sup>
- The housing element of the plan sets forth guidelines and strategies for the creation and preservation of affordable housing for all current and anticipated future residents of the jurisdiction, elimination of substandard housing conditions, provision of adequate sites for future housing, and distribution of housing for a range of incomes and types.<sup>4</sup>

Development that does not conform to the comprehensive plan may not be approved by a local government unless the local government amends its comprehensive plan first. State law requires a proposed comprehensive plan amendment to receive public hearings, the first held by the local planning board.<sup>5</sup> The local government must then hold an initial public hearing regarding the proposed amendment and subsequently transmit it to several statutorily identified reviewing agencies, including the Department of Economic Opportunity (DEO), the relevant Regional Planning Council, and adjacent local governments that request to participate in the review process.<sup>6</sup> The process for approving comprehensive plan amendments is bifurcated. Most plan amendments are placed into the Expedited State Review Process, while plan amendments relating to large-scale developments are placed into the State Coordinated Review Process.<sup>7</sup>

### Zoning and Amendments to Zoning

In addition to maintaining each comprehensive plan, local governments regulate aspects of land development by enacting ordinances that address local zoning, rezoning, subdivision, building

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<sup>1</sup> Section 163.3167(2), F.S.

<sup>2</sup> Section 163.3177(6), F.S. The 10 required elements include capital improvements; future land use plan; transportation; general sanitary sewer, solid waste, drainage, potable water, and natural groundwater aquifer recharge; conservation; recreation and open space; housing; coastal management; intergovernmental coordination; and property rights. Throughout statutes exist plans and programs that may be added as optional elements.

<sup>3</sup> Section 163.3177(6)(a), F.S.

<sup>4</sup> Section 163.3177(6)(f), F.S.

<sup>5</sup> Sections 163.3174(4)(a) and 163.3184, F.S.

<sup>6</sup> Section 163.3184, F.S.

<sup>7</sup> See ss. 163.3184 and 380.06, F.S. In the Expedited State Review Process, DEO reviews and approves or amends the proposed comprehensive plan amendment. This process can take 4 to 6 months. The State Coordinated Review Process is a more thorough, complex, multi-phase process. For more information, see Florida Department of Economic Opportunity, *Amendments that Must Follow the State Coordinated Review Process; Procedures and Timeframes*, available at <https://floridajobs.org/community-planning-and-development/programs/community-planning-table-of-contents/amendments-that-must-follow-the-state-coordinated-review-process-procedures-and-timeframes> (last visited January 4, 2022).

construction, landscaping, tree protection, sign regulations, or any other regulations controlling the development of land.<sup>8</sup>

Statutes prescribe regular and emergency ordinance adoption procedures for counties and municipalities. Ordinances or resolutions that change the actual list of permitted, conditional, or prohibited uses within a zoning category or ordinances or resolutions initiated by the local government that change the actual zoning map designation of a parcel or parcels of land must follow additional enhanced notice requirements.<sup>9</sup> If the area affected is less than 10 acres, the local government is required to notify by mail each property owner and hold a public meeting to discuss the ordinance or resolution before passage.<sup>10</sup> If the area affected is 10 acres or greater the local government must hold two separate meetings at which to discuss the changes, and notice the public through either mail to each property owner or to the public generally by newspaper.<sup>11</sup>

### **Affordable Housing**

Affordable housing is safe and decent housing. It differs from market rate housing in two ways: the income of the family living in the housing; and the financing of the housing.<sup>12</sup> Affordable housing is defined in terms of the income of the people living in the home. Housing is considered affordable when monthly rent or mortgage payments including taxes and insurance do not exceed 30 percent of the household income.<sup>13</sup> It is generally accepted that a lower income family spending more than 30-40 percent of its income on housing costs will be cost burdened and not have enough money left over to pay for items such as transportation, food, clothing and healthcare.<sup>14</sup>

What makes housing affordable is a decrease in monthly rent or mortgage payments, allowing a family to pay less for the housing than it otherwise would cost at “market rate.” Lower monthly payments are a result of affordable housing financing to support homeownership and rental housing, provided through public sector programs at the federal, state and local level.<sup>15</sup>

Resident eligibility for Florida’s state and federally funded housing programs is typically governed by area median income (AMI) levels, published annually by the U.S. Department of Housing and Urban Development (HUD) for every county and metropolitan area. The following are standard household income level definitions and their relationship to the 2021 Florida state

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<sup>8</sup> See ss. 163.3164 and 163.3213, F.S. Pursuant to s. 163.3213, F.S., substantially affected persons have the right to maintain administrative actions which assure that land development regulations implement and are consistent with the local comprehensive plan.

<sup>9</sup> See sections 125.66(4) and 166.041(3), F.S.

<sup>10</sup> *Id.*

<sup>11</sup> *Id.*

<sup>12</sup> Affordable Housing Workgroup, 2017 Final Report, page 5, available at: [https://www.floridahousing.org/docs/default-source/aboutflorida/august2017/ahwg-report\\_2017-web-print.pdf?sfvrsn=2](https://www.floridahousing.org/docs/default-source/aboutflorida/august2017/ahwg-report_2017-web-print.pdf?sfvrsn=2) (last visited December 28, 2021).

<sup>13</sup> Section 420.0004(3), F.S. Public housing, commonly referred to as Section 8 Housing, is provided by local housing agencies (HAs) for low-income residents. Funding for HAs is provided directly from HUD.

<sup>14</sup> *Supra* note 12.

<sup>15</sup> *Id.*

AMI of \$70,000 for a family of four (as family size increases or decreases, the income range also increases or decreases):<sup>16</sup>

- Extremely low income – earning up to 30 percent AMI (at or below \$21,000);<sup>17</sup>
- Very low income – earning from 30.01 to 50 percent AMI (\$21,001 to \$35,000);<sup>18</sup>
- Low income – earning from 50.01 to 80 percent AMI (\$35,001 to \$56,000);<sup>19</sup> and
- Moderate income – earning from 80.01 to 120 percent of AMI (\$56,001 to \$84,000).<sup>20</sup>

### ***Florida Housing Finance Corporation***

The Florida Housing Finance Corporation (Florida Housing) is a public corporation created by the Legislature to assist in providing a range of affordable housing opportunities for Florida residents. Florida Housing administers federal and state resources to make loans, guarantees of loans, and to issue bonds to finance the development and preservation of affordable homeowner and rental housing and assist homebuyers with financing and down payment assistance.<sup>21</sup>

Florida Housing is eligible to receive both state and federal funding to execute its affordable housing programs. Principal state funding, if appropriated, comes from documentary stamp tax revenues distributed to the State Housing Trust Fund and the Local Government Housing Trust Fund.<sup>22</sup> Programs supported by the two trust funds include the State Apartment Incentive Loan Program (SAIL)<sup>23</sup> and the State Housing Initiatives Partnership Program (SHIP).<sup>24</sup>

The SAIL program provides low-interest loans on a competitive basis to affordable housing developers as gap financing for the construction or substantial rehabilitation of multifamily affordable housing developments.<sup>25</sup> Applicants may include individuals, public entities, nonprofit organizations, or for-profit organizations that propose the construction or substantial rehabilitation of multifamily units affordable to very-low-income individuals and families. In most cases, the SAIL loan cannot exceed 25 percent of the total development cost and can be used in conjunction with other state and federal programs.

The SHIP program provides funds to all 67 counties and Florida's larger cities on a population based formula to finance and preserve affordable housing for very low, low, and moderate income families based on locally adopted housing plans.

<sup>16</sup> U.S. Department of Housing and Urban Development, *Income Limits, Access Individual Income Limits Areas – Click Here for FY 2021 IL Documentation*, available at <https://www.huduser.gov/portal/datasets/il.html#2021> (last visited December 3, 2021).

<sup>17</sup> Section 420.0004(9), F.S.

<sup>18</sup> Section 420.0004(17), F.S.

<sup>19</sup> Section 420.0004(11), F.S.

<sup>20</sup> Section 420.0004(12), F.S.

<sup>21</sup> See *Overview of Florida Housing Finance Corporation*, Florida Housing Finance Corporation, available at <https://www.floridahousing.org/docs/default-source/aboutflorida/august2017/august2017/tab8.pdf>, (last visited December 28, 2021).

<sup>22</sup> Section 201.15, F.S.

<sup>23</sup> Section 420.5087, F.S.

<sup>24</sup> Sections 420.907-420.9089, F.S.

<sup>25</sup> See section 420.5087, F.S., and Florida Housing, *State Apartment Incentive Loan, Background*, for information cited in this section, available at <http://www.floridahousing.org/programs/developers-multifamily-programs/state-apartment-incentive-loan> (last visited January 4, 2022).

## Statutory Guidance on County and Municipal Affordable Housing

As part of ongoing efforts to ensure citizens have access to affordable housing options, the Legislature has enacted various policies to encourage the development of affordable housing at the local level in addition to state programs. In 2001, the Legislature authorized counties and municipalities to “adopt and maintain in effect any law, ordinance, rule, or other measure that is adopted for the purpose of increasing the supply of affordable housing using land use mechanisms such as inclusionary housing ordinances” regardless of other provisions of law.<sup>26</sup> “Inclusionary housing ordinances,” often called inclusionary “zoning” ordinances, are ordinances by which a local government will require affordable housing units as a prerequisite to approving development of market rate units.<sup>27</sup> The intent of such ordinances is to increase the production of affordable housing in general and also in specific geographic areas with a greater need for affordable housing.<sup>28</sup>

More recently, in 2020, the Legislature enacted legislation to authorize counties and municipalities, notwithstanding any other provision of law, to approve the development of housing that is affordable on any parcel zoned for residential, commercial, or industrial use.<sup>29</sup> This allows counties and municipalities to approve developments which include affordable housing on any parcel without amending the locality’s comprehensive plan or zoning ordinances, saving time and effort for both local governments and developers of affordable housing. The law is silent as to whether developments allowed to bypass comprehensive plans and zoning ordinances include mixed-use developments, as contemplated by the bill.

### III. Effect of Proposed Changes:

The bill amends ss. 125.01055(6) and 166.04151(6), F.S., to authorize a county or municipality, respectively, notwithstanding any other provision of law, to approve the development of any residential development project, including a mixed-use residential development project,<sup>30</sup> on any parcel zoned for commercial or industrial use if a portion of the project is for housing that is affordable. The sponsor of the project must additionally agree not to apply for or receive SAIL program funding, limiting eligible projects to those not already seeking SAIL funding.

The bill also clarifies that new and existing provisions allowing affordable housing projects to circumvent comprehensive plans and other ordinances are self-executing and do not require further action by local governments before using this approval process.

The bill takes effect upon becoming a law.

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<sup>26</sup> Sections 125.01055 and 166.04151, F.S.; Sections 15 and 16, ch. 2001-252, Laws of Fla.

<sup>27</sup> Ross, J. and Outka, U., The Florida Housing Coalition, *Inclusionary Housing: A Challenge Worth Taking*, available at <https://www.flhousing.org/wp-content/uploads/2012/05/Inclusionary-Housing-A-Challenge-Worth-Taking.pdf> (last visited January 4, 2022).

<sup>28</sup> *Id.*

<sup>29</sup> Sections 125.01055(6) and 166.04151(6), F.S.; Sections 1 and 6, ch. 2020-27, Laws of Fla.

<sup>30</sup> While “mixed-use residential development” is not defined in statute, it is generally accepted to include any development combining two or more land uses, so long as one is residential. The other use could be retail, professional, or any other use. See generally Tyler Adams, *Mixed-Use Zoning*, available at <https://sustainablecitycode.org/brief/mixed-use-zoning/> (last visited December 8, 2021).

**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:

Developers incorporating affordable housing into development projects may benefit from bypassing comprehensive plan amendments and other delays in project approval.

## C. Government Sector Impact:

Local governments may experience greater efficiencies in approving developments including affordable housing components.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends sections 125.01055 and 166.04151 of the Florida Statutes.

**IX. Additional Information:**

- A. **Committee Substitute – Statement of Substantial Changes:**  
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Transportation on January 25, 2022:**

The committee substitute clarifies that the authorized approval of any residential development project, including a mixed-use residential development project, must be for a project on a parcel that is zoned for commercial or industrial use.

- B. **Amendments:**

None.



532964

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/26/2022	.	
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	.	

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The Committee on Transportation (Bradley) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 21 - 37  
and insert:  
commercial, or industrial use. Provided the parcel is zoned for commercial or industrial use, an approval may include any residential development project, including a mixed-use residential development project, if a portion of the project is for housing that is affordable and the sponsor of the project agrees not to apply for or receive funding under s. 420.5087.





532964

11 The provisions of this subsection are self-executing and do not  
12 require the board of county commissioners to adopt an ordinance  
13 or a regulation before using the approval process in this  
14 subsection.

15 Section 2. Subsection (6) of section 166.04151, Florida  
16 Statutes, is amended to read:

17 166.04151 Affordable housing.—

18 (6) Notwithstanding any other law or local ordinance or  
19 regulation to the contrary, the governing body of a municipality  
20 may approve the development of housing that is affordable, as  
21 defined in s. 420.0004, on any parcel zoned for residential,  
22 commercial, or industrial use. Provided the parcel is zoned for  
23 commercial or industrial use, an approval may include any  
24 residential development project, including a mixed-use  
25 residential development project, if a portion of the project

26  
27 ===== T I T L E A M E N D M E N T =====

28 And the title is amended as follows:

29 Delete lines 2 - 9

30 and insert:

31 An act relating to residential development projects  
32 for affordable housing; amending ss. 125.01055 and  
33 166.04151, F.S.; authorizing counties and  
34 municipalities, respectively, to approve any  
35 residential development project on parcels zoned for  
36 commercial or industrial use if certain conditions are  
37 met; providing construction;

By Senator Bradley

5-00986A-22

2022962\_\_

1 A bill to be entitled  
 2 An act relating to mixed-use residential development  
 3 projects for affordable housing; amending ss.  
 4 125.01055 and 166.04151, F.S.; authorizing counties  
 5 and municipalities, respectively, to approve certain  
 6 mixed-use residential development projects subject to  
 7 certain conditions; providing that approval for an  
 8 affordable housing development or a mixed-use  
 9 residential development project is self-executing;  
 10 providing an effective date.

11  
 12 Be It Enacted by the Legislature of the State of Florida:

13  
 14 Section 1. Subsection (6) of section 125.01055, Florida  
 15 Statutes, is amended to read:

16 125.01055 Affordable housing.—

17 (6) Notwithstanding any other law or local ordinance or  
 18 regulation to the contrary, the board of county commissioners  
 19 may approve the development of housing that is affordable, as  
 20 defined in s. 420.0004, on any parcel zoned for residential,  
 21 commercial, or industrial use. An approval may include a mixed-  
 22 use residential development project if a portion of the project  
 23 is for housing that is affordable and the sponsor of the project  
 24 agrees not to apply for or receive funding under s. 420.5087.  
 25 The provisions of this subsection are self-executing and do not  
 26 require the board of county commissioners to adopt an ordinance  
 27 or a regulation before using the approval process in this  
 28 subsection.

29 Section 2. Subsection (6) of section 166.04151, Florida

Page 1 of 2

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

5-00986A-22

2022962\_\_

30 Statutes, is amended to read:

31 166.04151 Affordable housing.—

32 (6) Notwithstanding any other law or local ordinance or  
 33 regulation to the contrary, the governing body of a municipality  
 34 may approve the development of housing that is affordable, as  
 35 defined in s. 420.0004, on any parcel zoned for residential,  
 36 commercial, or industrial use. An approval may include a mixed-  
 37 use residential development project if a portion of the project  
 38 is for housing that is affordable and the sponsor of the project  
 39 agrees not to apply for or receive funding under s. 420.5087.  
 40 The provisions of this subsection are self-executing and do not  
 41 require the governing body to adopt an ordinance or a regulation  
 42 before using the approval process in this subsection.

43 Section 3. This act shall take effect upon becoming a law.

Page 2 of 2

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

The Florida Senate

**APPEARANCE RECORD**

Deliver both copies of this form to  
Senate professional staff conducting the meeting

SB96Z

Bill Number or Topic

1/25/22

Meeting Date

Sen. Transportation

Committee

Amendment Barcode (if applicable)

Name

PAVL OWENS

Phone

850-222-6277

Address

308 N. Monroe St.

Street

Email

powers@1000fof.org

Tallahassee, FL 32301

City

State

Zip

Speaking:

For

Against

Information

**OR**

Waive Speaking:

In Support

Against

**PLEASE CHECK ONE OF THE FOLLOWING:**

I am appearing without  
compensation or sponsorship.

I am a registered lobbyist,  
representing:

1000 Friends of Florida

I am not a lobbyist, but received  
something of value for my appearance  
(travel, meals, lodging, etc.),  
sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

S-001 (08/10/2021)

The Florida Senate

# APPEARANCE RECORD

1/25/22

Meeting Date

962

Bill Number or Topic

Transportation

Committee

Deliver both copies of this form to  
Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Phillip Sudorman

Phone \_\_\_\_\_

Address \_\_\_\_\_

Email \_\_\_\_\_

Street

City

State

Zip

Speaking:  For  Against  Information **OR** Waive Speaking:  In Support  Against

**PLEASE CHECK ONE OF THE FOLLOWING:**

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Americans for Prosperity

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

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

**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.)

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Prepared By: The Professional Staff of the Committee on Transportation

---

BILL: SB 1682

INTRODUCER: Senators Pizzo and Book

SUBJECT: Transportation Facility Designations/98 Points of Light Road

DATE: January 26, 2022

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Price	Vickers	TR	<b>Favorable</b>
2.	_____	_____	ATD	_____
3.	_____	_____	AP	_____

---

**I. Summary:**

SB 1682 designates the portion of S.R. A1A/Collins Avenue between 87<sup>th</sup> Terrace and 88<sup>th</sup> Street in Miami-Dade County as “98 Points of Light Road” and directs the Florida Department of Transportation (FDOT) to erect suitable markers.

The estimated cost to the FDOT to install the designation markers required under the bill is \$1,040. See the “Fiscal Impact Statement” below for details.

The bill takes effect July 1, 2022.

**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.<sup>1</sup>

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.<sup>2</sup>

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

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<sup>1</sup> Section 334.071(1), F.S.

<sup>2</sup> 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 the installation of the markers.<sup>3</sup>

### **Surfside Condominium Collapse**

On June 24, 2021, a 12-story oceanfront condominium in Surfside, Florida, partially collapsed just before dawn. Ninety-eight people, ranging from children to the elderly, lost their lives.

### **III. Effect of Proposed Changes:**

The bill designates the portion of S.R. A1A/Collins Avenue between 87<sup>th</sup> Terrace and 88<sup>th</sup> Street in Miami-Dade County as “98 Points of Light Road” in honor of the 98 victims of the Surfside condominium collapse. The bill also directs the FDOT to erect suitable markers.

The bill takes effect July 1, 2022.

### **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.

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<sup>3</sup> Section 334.071(3), F.S.

**C. Government Sector Impact:**

The estimated cost to erect the designation markers required under this bill is \$1,040, based on the assumption that a minimum of two markers are required for each designation at a cost to the FDOT of no less than \$520 each. 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. The FDOT is expected to absorb the estimated cost within existing resources.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

The 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.

By Senator Pizzo

38-01544-22

20221682\_\_

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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. 98 Points of Light Road designated; Department of Transportation to erect suitable markers.-

(1) That portion of S.R. A1A/Collins Avenue between 87th Terrace and 88th Street in Miami-Dade County is designated as "98 Points of Light Road."

(2) The Department of Transportation is directed to erect suitable markers designating 98 Points of Light Road as described in subsection (1).

Section 2. This act shall take effect July 1, 2022.





## THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

### COMMITTEES:

Appropriations Subcommittee on  
Transportation,  
Tourism, and Economic Development,  
*Chair*

Appropriations  
Appropriations Subcommittee on Criminal  
and Civil Justice  
Criminal Justice  
Ethics and Elections  
Transportation

**SENATOR GEORGE B. GAINER**  
2nd District

January 24, 2022

Dear Chair Harrell,

I am respectfully requesting a formal excusal for the upcoming Transportation meeting on January 25th. I regret that I will be unable to attend as I am still recovering from surgery.

If there are any questions or concerns, please do not hesitate to call my office at (850) 487-5002.

Thank you,

A handwritten signature in blue ink that reads "George B. Gainer".

Senator George Gainer  
District 2

### REPLY TO:

- 840 West 11th Street, Panama City, Florida 32401 (850) 747-5454
- Northwest Florida State College, 100 East College Boulevard, Building 330, Rooms 105 and 112, Niceville, Florida 32578 (850) 747-5454
- 408 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5002

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**WILTON SIMPSON**  
President of the Senate

**AARON BEAN**  
President Pro Tempore

# CourtSmart Tag Report

**Room:** SB 110  
**Caption:** Senate Transportation Committee

**Case No.:**

**Type:**  
**Judge:**

**Started:** 1/25/2022 3:33:56 PM

**Ends:** 1/25/2022 4:25:17 PM

**Length:** 00:51:22

3:33:55 PM Meeting called to order by Chair Harrell  
3:33:58 PM Roll call by CAA Marilyn Hudson  
3:34:17 PM Quorum present  
3:34:31 PM Comments from Chair Harrell, Senator Gainer is excused  
3:34:54 PM Introduction of Tab 3, SB 962 by Chair Harrell  
3:35:12 PM Explanation of SB 962, Mixed-use Residential Development Projects for Affordable Housing by Senator Bradley  
3:36:06 PM Introduction of Amendment Barcode No. 532964 by Chair Harrell  
3:36:24 PM Explanation of Amendment by Senator Bradley  
3:36:45 PM Comments from Chair Harrell  
3:36:50 PM Amendment adopted  
3:37:03 PM Comments from Chair Harrell  
3:37:35 PM Question from Senator Berman  
3:37:40 PM Response from Senator Bradley  
3:37:54 PM Follow-up question from Senator Berman  
3:37:59 PM Response from Senator Bradley  
3:38:21 PM Comments from Chair Harrell  
3:38:28 PM Speaker Paul Owens, 1000 Friends of Florida for informational purposes  
3:40:52 PM Phillip Suderman, Americans for Prosperity waives in support  
3:41:52 PM Comments from Chair Harrell  
3:42:04 PM Senator Berman in debate  
3:42:36 PM Senator Bracy in debate  
3:42:49 PM Chair Harrell in debate  
3:43:17 PM Closure by Senator Bradley  
3:43:22 PM Roll call by CAA  
3:43:44 PM CS/SB 962 reported favorably  
3:43:59 PM Introduction of Tab 4, SB 1682 by Chair Harrell  
3:44:33 PM Explanation of SB 1682, Transportation Facility Designations/98 Points of Light Road by Senator Pizzo  
3:45:19 PM Comments from Chair Harrell  
3:45:33 PM Senator Bean in debate  
3:45:39 PM Chair Harrell in debate  
3:46:34 PM Closure by Senator Pizzo  
3:47:05 PM Roll call by CAA  
3:47:12 PM SB 1682 reported favorably  
3:47:22 PM Chair Harrell welcomed Senator Bean to the Committee  
3:47:59 PM Introduction of Tab 2, SB 364 by Chair Harrell  
3:48:07 PM Explanation of SB 364, Specialty License Plate Presales by Senator Bean  
3:48:50 PM Introduction of Amendment Barcode No. 758812 by Chair Harrell  
3:49:07 PM Explanation of Amendment by Senator Bean  
3:50:36 PM Introduction of Amendment-to-Amendment Barcode No. 272012 by Chair Harrell  
3:51:28 PM Explanation of Amendment-to-Amendment by Senator Bean  
3:52:02 PM Comments from Chair Harrell  
3:52:12 PM Bob Boyd, ICUF President waives in support  
3:52:34 PM Comments from Chair Harrell  
3:52:39 PM Closure waived  
3:52:42 PM Amendment-to-Amendment adopted  
3:52:49 PM Comments from Chair Harrell  
3:52:59 PM Question from Senator Berman  
3:53:05 PM Response from Senator Bean  
3:54:25 PM Victoria Zepp, National Aviation Museum Foundation waives in support  
3:54:41 PM Comments from Senator Polsky  
3:55:11 PM Comments from Chair Harrell

**3:55:20 PM** Senator Berman in debate  
**3:56:09 PM** Chair Harrell in debate  
**3:57:50 PM** Closure waived  
**3:57:57 PM** Amendment adopted  
**3:58:01 PM** Comments from Chair Harrell  
**3:58:14 PM** Victoria Zepp, National Aviation Museum Foundation waives in support  
**3:58:22 PM** Comments from Chair Harrell  
**3:58:31 PM** Senator Perry in debate  
**3:58:50 PM** Closure by Senator Bean  
**3:58:55 PM** Roll call by CAA  
**3:59:45 PM** CS/SB 364 reported favorably  
**4:00:03 PM** Chair passed to Senator Perry  
**4:00:14 PM** Introduction of Tab 1, SB 160 by Chair Perry  
**4:00:26 PM** Explanation of SB 160, Transportation Facility Designations/Deputy Sheriff Donta Manuel and Deputy Sheriff Jonathan Wallace Highway by Senator Harrell  
**4:02:18 PM** Introduction of Amendment Barcode No. 292500 by Chair Perry  
**4:03:12 PM** Explanation of Amendment by Senator Harrell  
**4:03:40 PM** Comments by Senator Bracy regarding Representative Alzo Reddick Road in Orange County  
**4:04:57 PM** Comments from Senator Berman regarding Virginia Creighton Bridge in Hillsborough County on behalf of Senator Cruz  
**4:06:55 PM** Comments from Senator Berman regarding the Maximino Capdevila and Coralia Capdevila Road in Hillsborough County on behalf of Senator Cruz  
**4:07:06 PM** Comments from Senator Bean regarding Warren Alvarez Memorial Bridge in Jacksonville/Duval County  
**4:09:11 PM** Comments from Senator Rodriguez regarding Auturo Diaz Artilles Plaza in Miami-Dade County  
**4:10:51 PM** Comments from Representative Chip LaMarca regarding Pio Ieraci Memorial Drive in Broward County; Dr. Martin Luther King, Jr. Boulevard in Brevard; Sgt. George Taylor, Sr., Memorial Highway in Brevard County  
**4:14:34 PM** Comments from former Senator Carey Baker regarding Sgt. 1st Class Michael Aten Memorial Highway in Lake County  
**4:18:05 PM** Comments from Senator Harrell, Deputy William Gentry, Jr. Memorial Highway; Florida Veterans Honor Highway, in Clay County; , Sgt. Eric Twisdale Memorial Interchange in Clay County; Dr. Martin Luther King, Jr. Boulevard in Brevard County; Rev. Murray Hamilton, Sr. Highway in Santa Rosa County; Ira Mae Wells-Bruce Memorial Highway in Santa Rosa County  
**4:22:49 PM** Comments from Chair Perry  
**4:23:03 PM** Closure waived  
**4:23:06 PM** Amendment adopted  
**4:23:08 PM** Comments from Chair Perry  
**4:23:12 PM** Steven Slade, FL PBA waives in support  
**4:23:25 PM** Ed Chase, Palm Beach County waives in support  
**4:23:32 PM** Comments from Chair Perry  
**4:23:36 PM** Closure by Senator Harrell  
**4:24:01 PM** Roll call by CAA  
**4:24:09 PM** CS/SB 160 reported favorably  
**4:24:18 PM** Chair returned to Senator Harrell  
**4:24:20 PM** Comments from Chair Harrell  
**4:24:22 PM** Senator Jones would like to be shown voting in the affirmative on CS/SB 364, CS/SB 962 and SB 1682  
**4:24:41 PM** Senator Rodriguez would like to be shown voting in the affirmative on 1682 and 962  
**4:24:57 PM** Senator Rodriguez moves to adjourn  
**4:25:05 PM** Meeting adjourned