578-2250-06

 1   A bill to be entitled

 2   An act relating to transportation concurrency

 3   management; amending s. 163.3180, F.S.;

 4   providing an exception to certain in-place or

 5   under-actual-construction requirements for

 6   transportation facilities serving new

 7   developments for certain stricter concurrency

 8   requirements by local governments; providing an

 9   effective date.

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

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13   Section 1. Paragraph (c) of subsection (2) of section

14 163.3180, Florida Statutes, is amended to read:

15   163.3180 Concurrency.--

16   (2)

17   (c) Consistent with the public welfare, and except as

18 otherwise provided in this section, transportation facilities

19 needed to serve new development shall be in place or under

20 actual construction within 3 years after the local government

21 approves a building permit or its functional equivalent that

22 results in traffic generation. Nothing in this section

23 prohibits a local government that has adopted a stricter

24 concurrency management system prior to the enactment of

25 chapter 2005-290, Laws of Florida, which provides for a

26 shorter time period than 3 years from using the stricter

27 concurrency management system and requirements.

28   Section 2. This act shall take effect July 1, 2006.

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1   STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
                    COMMITTEE SUBSTITUTE FOR
2   <u>Senate Bill 1862</u>

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4 The committee substitute (CS) authorizes a local government to
   use stricter transportation concurrency requirements than the
5 3-year period in s.163.3180, F.S., if the local government
   adopted those stricter requirements before the enactment of
6 chapter 2005-290, Laws of Florida. It deletes language
   exempting local governments that granted an exception from
7 transportation concurrency requirements before July 1, 2006,
   from the requirement to adopt and implement strategies for
8 mobility within the designation exception area. It also
   deletes language making the proportionate fair-share
9 mitigation method that is currently required under existing
   law an option for local governments in lieu of their
10 concurrency management systems.

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