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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
01/21/2016	.	
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Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 1406 and 1407

insert:

Section 27. Paragraph (a) of subsection (9) of section  
348.0004, Florida Statutes, is amended to read:

348.0004 Purposes and powers.—

(9)

(a) Notwithstanding any other provision of the Florida  
Expressway Authority Act, any expressway authority,



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11 transportation authority, bridge authority, or toll authority  
12 may receive or solicit proposals and enter into agreements with  
13 private entities, or consortia thereof, for the building,  
14 operation, ownership, or financing of authority transportation  
15 facilities or new transportation facilities within the  
16 jurisdiction of the authority which increase transportation  
17 capacity. An authority may not sell or lease any transportation  
18 facility owned by the authority, without providing the analysis  
19 required in s. 334.30(6). ~~334.30(6)(e)2.~~ to the Legislative  
20 Budget Commission created pursuant to s. 11.90 for review and  
21 approval prior to awarding a contract on a lease of an existing  
22 toll facility. An authority is authorized to adopt rules to  
23 implement this subsection and shall, by rule, establish an  
24 application fee for the submission of unsolicited proposals  
25 under this subsection. The fee must be sufficient to pay the  
26 costs of evaluating the proposals. An authority may engage  
27 private consultants to assist in the evaluation. Before  
28 approval, an authority must determine that a proposed project:  
29       1. Is in the public's best interest.  
30       2. Would not require state funds to be used unless the  
31 project is on or provides increased mobility on the State  
32 Highway System.  
33       3. Would have adequate safeguards to ensure that no  
34 additional costs or service disruptions would be realized by the  
35 traveling public and residents of the state in the event of  
36 default or the cancellation of the agreement by the authority.  
37       4. Would have adequate safeguards in place to ensure that  
38 the department, the authority, or the private entity has the  
39 opportunity to add capacity to the proposed project and other



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40 transportation facilities serving similar origins and  
41 destinations.

42 5. Would be owned by the authority upon completion or  
43 termination of the agreement.

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46 ===== T I T L E A M E N D M E N T =====

47 And the title is amended as follows:

48 Delete line 171

49 and insert:

50 payments; amending s. 348.0004, F.S.; conforming a  
51 cross-reference; providing an effective date.