

HOUSE OF REPRESENTATIVES STAFF FINAL BILL ANALYSIS

BILL #: CS/HB 1329 Transportation Facility Designations Honoring Fallen Law Enforcement Officers

SPONSOR(S): Tourism, Infrastructure & Energy Subcommittee, Latvala and others

TIED BILLS: **IDEN./SIM. BILLS:** SB 1716

FINAL HOUSE FLOOR ACTION: 116 Y's 0 N's **GOVERNOR'S ACTION:** Approved

SUMMARY ANALYSIS

CS/HB 1329 passed the House on April 20, 2021, as SB 1716.

State law authorizes legislative designations of transportation facilities for honorary or memorial purposes or to distinguish a particular facility. The legislative designations do not officially change the current names of the facilities, nor does the law require local governments and private entities to change street signs, mailing addresses, or 911 emergency telephone system listings. State law also requires the appropriate city or county commission to pass a resolution supporting the designation prior to the erection of markers indicating the designation.

The bill creates three honorary designations for various transportation facilities across the state honoring fallen law enforcement officers and directs the Department of Transportation (DOT) to erect suitable markers for each designation.

The bill will have an insignificant negative fiscal impact to the State Transportation Trust Fund associated with erecting suitable markers for the above designations. These costs can be absorbed within DOT's existing resources.

The bill was approved by the Governor on June 18, 2021, ch. 2021-243, L.O.F., and became effective on July 1, 2021.

I. SUBSTANTIVE INFORMATION

A. EFFECT OF CHANGES:

Present Situation

Designations

Section 267.062, F.S., provides for the naming of state buildings and other facilities. The statute provides that except as specifically provided by law, state buildings, roads, bridges, parks, recreational complexes, and other similar facilities may not be named for a living person.

Section 334.071, F.S., authorizes legislative designations of transportation facilities for honorary or memorial purposes or to distinguish a particular facility. The legislative designations do not officially change the current names of the facilities nor does the statute require local governments and private entities to change street signs, mailing addresses, or 911 emergency telephone-number system listings.

Road Markers

The Department of Transportation (DOT) must place a marker at each terminus or intersection of an identified road or bridge and erect other markers it deems appropriate for a designated transportation facility. The appropriate city or county commission must pass a resolution in support of a particular designation before road markers are erected. Additionally, if the designated road segment extends through multiple cities or counties, a resolution must be passed by each affected local government.

Effect of the Bill

The bill requires DOT to erect suitable markers for each of the following designations.

Subsection 1 designates that portion of C.R. 611/E. Lake Road between Forelock Road and Keystone Road in Pinellas County as "Deputy Michael J. Magli Memorial Road."

Deputy Michael J. Magli was a Pinellas County sheriff's deputy who was killed in the line of duty on February 17, 2021. He had served the Pinellas County Sheriff's Office for eight years.¹

Subsection 2 designates that portion of S.R. 60 between I-75 and Phillip Lee Boulevard in Hillsborough County is designated as "Sergeant Brian LaVigne Road."

Sergeant Brian LaVigne was killed on January 11, 2021, when his patrol car was intentionally rammed by another vehicle on West Lumsden Road, near South King's Avenue, in Brandon. He was killed the day before his last scheduled shift before retirement.²

Subsection 3 designates that portion of I-275 between E. Sligh Avenue and E. Dr. Martin Luther King Boulevard in Hillsborough County as "Officer Jesse Madsen Memorial Highway."

Officer Jesse Madsen was killed on March 9, 2021, when he was responding to reports of a vehicle driving in the wrong direction. He was struck head-on by the wrong-way driver on I-275, near Hillsborough Avenue.³

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

¹ Florida House of Representatives and Senate File Legislation to Honor Pinellas County Deputy Michael J. Magli, Press Release, Feb. 25, 2021.

² Officer Down Memorial Page, <https://www.odmp.org/officer/25051-master-corporal-brian-roy-lavigne> (last visited Mar. 9, 2021).

³ Officer Down Memorial Page, <https://www.odmp.org/officer/25185-officer-jesse-madsen> (last visited Mar. 18, 2021).

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

DOT estimates a cost of \$1,000 per designation for the appropriate markers, which provides for two signs per designation at \$500 per sign.⁴ Therefore, the bill has an estimated negative fiscal impact of \$3,000 to the State Transportation Trust Fund. This cost can be absorbed within existing DOT resources.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

None.

⁴ E-mail from Amanda Marsh, Legislative Programs Office, Department of Transportation, RE: Road Designation Fiscal (Jan. 5, 2021).