



26 | 334.044, F.S.; revising the department's powers and  
 27 | duties regarding a workforce development program;  
 28 | creating s. 334.066, F.S.; establishing the  
 29 | Implementing Solutions from Transportation Research  
 30 | and Evaluating Emerging Technologies Living Lab (I-  
 31 | STREET) within the University of Florida; specifying  
 32 | the duties of I-STREET; requiring I-STREET to submit  
 33 | an annual report to the Governor and Legislature;  
 34 | requiring the creation of a certain advisory board;  
 35 | specifying the composition of the board; amending s.  
 36 | 334.179, F.S.; limiting certification of aggregate  
 37 | shipments to those in compliance with specified rules  
 38 | of the department; prohibiting a producer of  
 39 | aggregates from misrepresenting certification of  
 40 | aggregates; creating s. 334.181, F.S.; requiring a  
 41 | local governmental entity to accept an electronic  
 42 | proof of delivery as an official record for a material  
 43 | delivery on the local governmental entity's  
 44 | transportation project; amending s. 337.11, F.S.;  
 45 | requiring certain bridge construction or maintenance  
 46 | contracts to require certain marine general liability  
 47 | insurance; requiring the department to implement  
 48 | strategies to reduce certain costs and to make a  
 49 | record of such strategies and projected savings  
 50 | related thereto; authorizing the department to share a

51 certain portion of construction cost savings with  
52 certain consultants; amending s. 337.1101, F.S.;  
53 revising procedures for resolving certain protests  
54 through settlements requiring the payment of certain  
55 amounts; amending s. 337.14, F.S.; revising a  
56 limitation on the amount of a construction contract  
57 for which a bidder may submit annual or interim  
58 financial statements prepared by a certified public  
59 accountant; revising the effect of submission and  
60 approval of an application for a certificate of  
61 qualification; authorizing submission of a written  
62 request to maintain an existing certificate; amending  
63 s. 337.168, F.S.; deleting an exemption from public  
64 records requirements for identities of potential  
65 transportation project bidders; amending s. 337.408,  
66 F.S.; authorizing specific information panels in  
67 specified rights-of-way; specifying the maximum height  
68 or advertising space of modular news racks, specific  
69 information panels, and advertising thereon; amending  
70 s. 338.223, F.S.; deleting provisions prohibiting the  
71 department from requesting legislative approval of a  
72 proposed turnpike project until the design phase is  
73 partially completed; amending s. 339.175, F.S.;  
74 requiring one M.P.O. to be designated for each  
75 urbanized area or group of contiguous urbanized areas;

76 providing requirements for multiple M.P.O.'s  
77 designated for a single area; removing the requirement  
78 that an M.P.O. be involved in the programming of  
79 transportation facilities; prohibiting an M.P.O. from  
80 performing project production or delivery for certain  
81 projects; revising duties of an M.P.O.; revising  
82 duties of an M.P.O.'s technical advisory committee;  
83 requiring the M.P.O.'s serving certain counties to  
84 submit a report to the Governor and Legislature by a  
85 specified date; removing obsolete provisions;  
86 authorizing multiple M.P.O.'s to merge into a single  
87 M.P.O.; requiring multiple M.P.O.'s within a  
88 contiguous urbanized area to coordinate plans and  
89 transportation improvement programs and ensure  
90 consistency of certain data; requiring an M.P.O.'s  
91 transportation improvement program to indicate  
92 coordination with transportation improvement plans of  
93 other M.P.O.'s within a contiguous urbanized area;  
94 revising powers and duties of the Metropolitan  
95 Planning Organization Advisory Council; authorizing  
96 the council to enter into certain contracts; providing  
97 prohibitions; creating s. 339.661, F.S.; providing  
98 legislative findings; requiring the department to give  
99 emphasis to addressing access and movement of  
100 construction aggregate and other materials in

101 transportation plans; requiring specified funding for  
 102 certain projects; specifying permissible projects;  
 103 requiring priority to be given to certain projects;  
 104 specifying the funding level authorized from the State  
 105 Transportation Trust Fund; creating s. 339.84, F.S.;  
 106 requiring specified funds to be allocated to the  
 107 department's construction workforce development  
 108 program for certain purposes; amending s. 354.01,  
 109 F.S.; requiring certain railroad police officers to be  
 110 recognized as special officers for certain purposes;  
 111 providing construction; removing provisions requiring  
 112 the Governor to appoint special officers; amending ss.  
 113 354.02, 354.05, and 784.07, F.S.; conforming  
 114 provisions to changes made by the act; amending s.  
 115 943.10, F.S.; revising definitions; providing an  
 116 effective date.

117

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

119

120 Section 1. Paragraph (b) of subsection (1) of section  
 121 316.126, Florida Statutes, is amended, and subsection (6) of  
 122 that section is republished, to read:

123 316.126 Operation of vehicles and actions of pedestrians;  
 124 ~~en~~ approach of ~~an~~ authorized emergency, sanitation, or utility  
 125 service vehicle, wrecker, or road and bridge maintenance or

126 construction vehicle; presence of disabled motor vehicle.—

127 (1)

128 (b) If an authorized emergency vehicle displaying any  
 129 visual signals is parked on the roadside, a sanitation vehicle  
 130 is performing a task related to the provision of sanitation  
 131 services on the roadside, a utility service vehicle is  
 132 performing a task related to the provision of utility services  
 133 on the roadside, a wrecker displaying amber rotating or flashing  
 134 lights is performing a recovery or loading on the roadside, ~~or~~ a  
 135 road and bridge maintenance or construction vehicle displaying  
 136 warning lights is on the roadside without advance signs and  
 137 channelizing devices, or a disabled motor vehicle is stopped and  
 138 is displaying warning lights or hazard lights or is using  
 139 emergency flares or posting emergency signage, the driver of  
 140 every other vehicle, as soon as it is safe:

141 1. Shall vacate the lane closest to the emergency vehicle,  
 142 sanitation vehicle, utility service vehicle, wrecker, ~~or~~ road  
 143 and bridge maintenance or construction vehicle, or disabled  
 144 motor vehicle when driving on an interstate highway or other  
 145 highway with two or more lanes traveling in the direction of the  
 146 emergency vehicle, sanitation vehicle, utility service vehicle,  
 147 wrecker, ~~or~~ road and bridge maintenance or construction vehicle,  
 148 or disabled motor vehicle except when otherwise directed by a  
 149 law enforcement officer. If such movement cannot be safely  
 150 accomplished, the driver shall reduce speed as provided in

151 subparagraph 2.

152 2. Shall slow to a speed that is 20 miles per hour less  
 153 than the posted speed limit when the posted speed limit is 25  
 154 miles per hour or greater; or travel at 5 miles per hour when  
 155 the posted speed limit is 20 miles per hour or less, when  
 156 driving on a two-lane road, except when otherwise directed by a  
 157 law enforcement officer.

158 (6) A violation of this section is a noncriminal traffic  
 159 infraction, punishable pursuant to chapter 318 as either a  
 160 moving violation for infractions of subsection (1) or subsection  
 161 (3), or as a pedestrian violation for infractions of subsection  
 162 (2).

163 Section 2. For the purpose of incorporating the amendment  
 164 made by this act to section 316.126, Florida Statutes, in a  
 165 reference thereto, paragraph (d) of subsection (2) of section  
 166 318.18, Florida Statutes, is reenacted to read:

167 318.18 Amount of penalties.—The penalties required for a  
 168 noncriminal disposition pursuant to s. 318.14 or a criminal  
 169 offense listed in s. 318.17 are as follows:

170 (2) Thirty dollars for all nonmoving traffic violations  
 171 and:

172 (d) For all violations of s. 316.126(1) (b), unless  
 173 otherwise specified.

174 Section 3. Section 316.83, Florida Statutes, is created to  
 175 read:

176        316.83 Autonomous vehicle grading standards for roads on  
 177 State Highway System.—The Department of Transportation shall  
 178 coordinate with federal, regional, and local partners, as well  
 179 as industry representatives, to establish standards by which  
 180 roads on the State Highway System shall be graded according to  
 181 their compatibility with the operation of autonomous vehicles.  
 182 In establishing such standards, the department shall consider  
 183 factors including, but not limited to, the structural adequacy  
 184 and safety of each road and the particular challenges that the  
 185 overall driving environment of each road may present to a fully  
 186 autonomous vehicle operating with the automated driving system  
 187 engaged. Autonomous vehicle grading standards established  
 188 pursuant to this section shall be incorporated into standards  
 189 for transportation projects involving the construction of new  
 190 roads or maintenance of existing roads on the State Highway  
 191 System.

192        Section 4. Subsection (2) of section 333.03, Florida  
 193 Statutes, is amended to read:

194        333.03 Requirement to adopt airport zoning regulations.—

195        (2) In the manner provided in subsection (1), political  
 196 subdivisions shall adopt, administer, and enforce airport land  
 197 use compatibility zoning regulations. Airport land use  
 198 compatibility zoning regulations shall, at a minimum, consider  
 199 ~~address~~ the following:

200        (a) The prohibition of new landfills and the restriction

201 of existing landfills within the following areas:

202 1. Within 10,000 feet from the nearest point of any runway  
 203 used or planned to be used by turbine aircraft.

204 2. Within 5,000 feet from the nearest point of any runway  
 205 used by only nonturbine aircraft.

206 3. Outside the perimeters defined in subparagraphs 1. and  
 207 2., but still within the lateral limits of the civil airport  
 208 imaginary surfaces defined in 14 C.F.R. s. 77.19. Case-by-case  
 209 review of such landfills is advised.

210 (b) Where any landfill is located and constructed in a  
 211 manner that attracts or sustains hazardous bird movements from  
 212 feeding, water, or roosting areas into, or across, the runways  
 213 or approach and departure patterns of aircraft. The landfill  
 214 operator must incorporate bird management techniques or other  
 215 practices to minimize bird hazards to airborne aircraft.

216 (c) Where an airport authority or other governing body  
 217 operating a public-use airport has conducted a noise study in  
 218 accordance with 14 C.F.R. part 150, or where a public-use  
 219 airport owner has established noise contours pursuant to another  
 220 public study accepted ~~approved~~ by the Federal Aviation  
 221 Administration, the mitigation ~~prohibition~~ of incompatible uses,  
 222 as established in the noise study in 14 C.F.R. part 150,  
 223 Appendix A or as a part of an alternative Federal Aviation  
 224 Administration-accepted ~~Administration-approved~~ public study,  
 225 within the noise contours established by any of these studies,

226 | except if such uses are specifically contemplated by such study  
227 | with appropriate mitigation or similar techniques described in  
228 | the study.

229 |       (d) Where an airport authority or other governing body  
230 | operating a public-use airport has not conducted a noise study,  
231 | the mitigation prohibition of potential incompatible uses  
232 | associated with residential construction and any educational  
233 | facility, with the exception of aviation school facilities,  
234 | within an area contiguous to the airport measuring one-half the  
235 | length of the longest runway on either side of and at the end of  
236 | each runway centerline.

237 |       (e) The restriction of new incompatible uses, activities,  
238 | or substantial modifications to existing incompatible uses  
239 | within runway protection zones.

240 |       Section 5. Subsection (35) of section 334.044, Florida  
241 | Statutes, is amended to read:

242 |       334.044 Powers and duties of the department.—The  
243 | department shall have the following general powers and duties:

244 |       (35) To provide a ~~road and bridge~~ construction workforce  
245 | development program, in consultation with affected stakeholders,  
246 | for delivery construction of projects designated in the  
247 | department's work program.

248 |       Section 6. Section 334.066, Florida Statutes, is created  
249 | to read:

250 |       334.066 Implementing Solutions from Transportation

251 Research and Evaluating Emerging Technologies Living Lab.—

252 (1) The Implementing Solutions from Transportation  
253 Research and Evaluating Emerging Technologies Living Lab (I-  
254 STREET) is established within the University of Florida.

255 (2) At a minimum, I-STREET shall:

256 (a) Conduct and facilitate research on issues related to  
257 innovative transportation mobility and safety technology  
258 development and deployment in this state and serve as an  
259 information exchange and depository for the most current  
260 information pertaining to transportation research, education,  
261 workforce development, and related issues.

262 (b) Be a continuing resource for the Legislature, the  
263 department, local governments, the nation's metropolitan  
264 regions, and the private sector in the area of transportation  
265 and related research.

266 (c) Promote intercampus transportation and related  
267 research activities among Florida universities to enhance the  
268 ability of these universities to attract federal and private  
269 sector funding for transportation and related research.

270 (d) Provide by July 1, 2024, and each July 1 thereafter,  
271 to the Governor, the President of the Senate, and the Speaker of  
272 the House of Representatives a comprehensive report that  
273 outlines its clearly defined goals and its efforts and progress  
274 on reaching those goals.

275 (3) An advisory board shall be created to periodically

276 review and advise I-STREET concerning its research program. The  
 277 board shall consist of nine members with expertise in  
 278 transportation-related areas, as follows:

279 (a) A member appointed by the President of the Senate.

280 (b) A member appointed by the Speaker of the House of  
 281 Representatives.

282 (c) The Secretary of Transportation or his or her  
 283 designee.

284 (d) The Secretary of Economic Opportunity or his or her  
 285 designee.

286 (e) A member of the Florida Transportation Commission.

287 (f) Four members nominated by the University of Florida's  
 288 College of Engineering and approved by the university's  
 289 president. The College of Engineering's nominees may include  
 290 representatives of the University of Florida, other academic and  
 291 research institutions, or private entities.

292 Section 7. Section 334.179, Florida Statutes, is amended  
 293 to read:

294 334.179 Department standards or specifications for  
 295 permissible use of aggregates; misrepresentation of  
 296 certification.—

297 (1) Notwithstanding any law, rule, or ordinance to the  
 298 contrary, a local government may not adopt standards or  
 299 specifications that are contrary to the department standards or  
 300 specifications for permissible use of aggregates that have been

301 certified for use. For purposes of this section, the term  
302 "certified for use" means that the aggregates have been  
303 certified by the producer in compliance ~~accordance~~ with  
304 department rules adopted pursuant to s. 334.044(10)(d). This  
305 section does not apply to a multicounty independent special  
306 district created by a special act of the Legislature.

307 (2) A producer may not represent that an aggregate is  
308 certified for use unless such aggregate is in compliance with  
309 department rules adopted pursuant to s. 334.044(10)(d).

310 Section 8. Section 334.181, Florida Statutes, is created  
311 to read:

312 334.181 Electronic proof of delivery.—Notwithstanding any  
313 law, rule, or ordinance to the contrary, a local governmental  
314 entity must accept an electronic proof of delivery as an  
315 official record for a material delivery on the local  
316 governmental entity's transportation project.

317 Section 9. Subsections (15) and (16) of section 337.11,  
318 Florida Statutes, are renumbered as subsections (18) and (19),  
319 respectively, and new subsections (15), (16), and (17) are added  
320 to that section to read:

321 337.11 Contracting authority of department; bids;  
322 emergency repairs, supplemental agreements, and change orders;  
323 combined design and construction contracts; progress payments;  
324 records; requirements of vehicle registration.—

325 (15) Each contract let by the department for performance

326 of bridge construction or maintenance over navigable waters must  
 327 contain a provision requiring marine general liability  
 328 insurance, in an amount to be determined by the department,  
 329 which covers third-party personal injury and property damage  
 330 caused by vessels used by the contractor in the performance of  
 331 the work.

332 (16) The department shall implement strategies to reduce  
 333 the cost of all project phases, including design, construction,  
 334 and inspection, while ensuring that the design and construction  
 335 of projects meet applicable federal and state standards. The  
 336 department shall make a record of such strategies and the  
 337 projected savings related thereto.

338 (17) The department may share a portion of the  
 339 construction cost savings realized due to a change in the  
 340 construction contract design and scope, initiated after  
 341 execution of the contract, with a design services consultant or  
 342 a construction engineering and inspection services consultant to  
 343 the extent that the consultant's input and involvement  
 344 contributed to such savings. The amount paid to a consultant  
 345 pursuant to this subsection may not exceed 10 percent of the  
 346 construction cost savings realized.

347 Section 10. Subsection (1) of section 337.1101, Florida  
 348 Statutes, is amended to read:

349 337.1101 Contracting and procurement authority of the  
 350 department; settlements; notification required.—

351 (1) When the department, or any entity or enterprise  
352 within the department, determines that it is in the best  
353 interest of the public to resolve a protest filed in accordance  
354 with s. 120.57(3) of the award of a contract being procured  
355 pursuant to s. 337.11 or related to the purchase of personal  
356 property or contractual services being procured pursuant to s.  
357 287.057, through a settlement that requires the department to  
358 pay a nonselected responsive bidder a total sum of \$1 million or  
359 more, including any amount paid pursuant to s. 334.049, any  
360 amount paid pursuant to s. 337.11(8) which is not included in  
361 the department's work program approved by the Legislature as  
362 part of the General Appropriations Act, or any amount paid  
363 pursuant to any other law, the department must:

364 (a) Document in a written memorandum by the secretary the  
365 specific reasons that such settlement and payment to a  
366 nonselected responsive bidder is in the best interest of the  
367 state. The written memorandum must be included and maintained in  
368 the department's permanent files concerning the procurement and  
369 must include:

370 1. A description of the property rights, patent rights,  
371 copyrights, trademarks, or the engineering design or other  
372 design work that the department will acquire or retain as a  
373 result of such settlement; and

374 2. The specific appropriation in the existing General  
375 Appropriations Act which the department intends to use to

376 provide such payment.

377 (b) Provide prior written notification to the President of  
 378 the Senate, the Speaker of the House of Representatives, the  
 379 Senate and House of Representatives minority leaders, the chair  
 380 and vice chair of the Legislative Budget Commission, and the  
 381 Attorney General at least 5 business days, or as soon thereafter  
 382 as practicable, before the department makes the settlement  
 383 agreement final. Such written notification must include the  
 384 written memorandum required pursuant to paragraph (a).

385 (c) Provide, at the time settlement discussions regarding  
 386 any such payment have begun in earnest, written notification of  
 387 such discussions to the President of the Senate, the Speaker of  
 388 the House of Representatives, the Senate and House of  
 389 Representatives minority leaders, the chair and vice chair of  
 390 the Legislative Budget Commission, and the Attorney General.

391 Section 11. Subsections (1) and (4) of section 337.14,  
 392 Florida Statutes, are amended to read:

393 337.14 Application for qualification; certificate of  
 394 qualification; restrictions; request for hearing.—

395 (1) Any contractor desiring to bid for the performance of  
 396 any construction contract in excess of \$250,000 which the  
 397 department proposes to let must first be certified by the  
 398 department as qualified pursuant to this section and rules of  
 399 the department. The rules of the department must address the  
 400 qualification of contractors to bid on construction contracts in

401 excess of \$250,000 and must include requirements with respect to  
402 the equipment, past record, experience, financial resources, and  
403 organizational personnel of the applying contractor which are  
404 necessary to perform the specific class of work for which the  
405 contractor seeks certification. Any contractor who desires to  
406 bid on contracts in excess of \$50 million and who is not  
407 qualified and in good standing with the department as of January  
408 1, 2019, must first be certified by the department as qualified  
409 and must have satisfactorily completed two projects, each in  
410 excess of \$15 million, for the department or for any other state  
411 department of transportation. The department may limit the  
412 dollar amount of any contract upon which a contractor is  
413 qualified to bid or the aggregate total dollar volume of  
414 contracts such contractor is allowed to have under contract at  
415 any one time. Each applying contractor seeking qualification to  
416 bid on construction contracts in excess of \$250,000 shall  
417 furnish the department a statement under oath, on such forms as  
418 the department may prescribe, setting forth detailed information  
419 as required on the application. Each application for  
420 certification must be accompanied by audited, certified  
421 financial statements prepared in accordance with generally  
422 accepted accounting principles and auditing standards by a  
423 certified public accountant licensed in this state or another  
424 state. The audited, certified financial statements must be for  
425 the applying contractor and must have been prepared within the

426 immediately preceding 12 months. The department may not consider  
427 any financial information of the parent entity of the applying  
428 contractor, if any. The department may not certify as qualified  
429 any applying contractor who fails to submit the audited,  
430 certified financial statements required by this subsection. If  
431 the application or the annual financial statement shows the  
432 financial condition of the applying contractor more than 4  
433 months before the date on which the application is received by  
434 the department, the applicant must also submit interim audited,  
435 certified financial statements prepared in accordance with  
436 generally accepted accounting principles and auditing standards  
437 by a certified public accountant licensed in this state or  
438 another state. The interim financial statements must cover the  
439 period from the end date of the annual statement and must show  
440 the financial condition of the applying contractor no more than  
441 4 months before the date that the interim financial statements  
442 are received by the department. However, upon the request of the  
443 applying contractor, an application and accompanying annual or  
444 interim financial statement received by the department within 15  
445 days after either 4-month period under this subsection shall be  
446 considered timely. An applying contractor desiring to bid  
447 exclusively for the performance of construction contracts with  
448 proposed budget estimates of less than \$2 ~~\$1~~ million may submit  
449 reviewed annual or reviewed interim financial statements  
450 prepared by a certified public accountant. The information

451 required by this subsection is confidential and exempt from s.  
452 119.07(1). The department shall act upon the application for  
453 qualification within 30 days after the department determines  
454 that the application is complete. The department may waive the  
455 requirements of this subsection for projects having a contract  
456 price of \$500,000 or less if the department determines that the  
457 project is of a noncritical nature and the waiver will not  
458 endanger public health, safety, or property.

459 (4) If the applicant is found to possess the prescribed  
460 qualifications, the department shall issue to him or her a  
461 certificate of qualification that, unless thereafter revoked by  
462 the department for good cause, will be valid for a period of 18  
463 months after the date of the applicant's financial statement or  
464 such shorter period as the department prescribes. Submission of  
465 an application does and ~~subsequent approval do~~ not affect  
466 expiration of the certificate of qualification, ~~the ability~~  
467 ~~factor of the applicant, or the maximum capacity rating of the~~  
468 ~~applicant.~~ An applicant may submit a written request with a  
469 timely submitted application to keep an existing certificate of  
470 qualification in place until the expiration date. If the request  
471 is approved by the department, the current maximum capacity  
472 rating of the applicant must remain in place until expiration of  
473 the current certificate of qualification. If the department  
474 finds that an application is incomplete or contains inadequate  
475 information or information that cannot be verified, the

476 department may request in writing that the applicant provide the  
 477 necessary information to complete the application or provide the  
 478 source from which any information in the application may be  
 479 verified. If the applicant fails to comply with the initial  
 480 written request within a reasonable period of time as specified  
 481 therein, the department shall request the information a second  
 482 time. If the applicant fails to comply with the second request  
 483 within a reasonable period of time as specified therein, the  
 484 application shall be denied.

485 Section 12. Subsection (2) of section 337.168, Florida  
 486 Statutes, is amended to read:

487 337.168 Confidentiality of official estimates, ~~identities~~  
 488 ~~of potential bidders,~~ and bid analysis and monitoring system.-

489 ~~(2) A document that reveals the identity of a person who~~  
 490 ~~has requested or obtained a bid package, plan, or specifications~~  
 491 ~~pertaining to any project to be let by the department is~~  
 492 ~~confidential and exempt from the provisions of s. 119.07(1) for~~  
 493 ~~the period that begins 2 working days before the deadline for~~  
 494 ~~obtaining bid packages, plans, or specifications and ends with~~  
 495 ~~the letting of the bid. A document that reveals the identity of~~  
 496 ~~a person who has requested or obtained a bid package, plan, or~~  
 497 ~~specifications pertaining to any project to be let by the~~  
 498 ~~department before the 2 working days before the deadline for~~  
 499 ~~obtaining bid packages, plans, or specifications remains a~~  
 500 ~~public record subject to s. 119.07(1).~~

501 Section 13. Subsection (3) of section 337.408, Florida  
 502 Statutes, is amended to read:

503 337.408 Regulation of bus stops, benches, transit  
 504 shelters, street light poles, waste disposal receptacles, ~~and~~  
 505 modular news racks, and specific information panels within  
 506 rights-of-way.—

507 (3) Modular news racks or specific information panels,  
 508 including advertising thereon, may be located within the right-  
 509 of-way limits of any municipal, county, or state road, except a  
 510 limited access highway, if ~~provided~~ the municipal government  
 511 within whose incorporated limits such racks or panels are  
 512 installed or the county government within whose unincorporated  
 513 limits such racks or panels are installed has passed an  
 514 ordinance regulating the placement of modular news racks or  
 515 specific information panels within the right-of-way and has  
 516 authorized a qualified private supplier of modular news racks or  
 517 specific information panels to provide such service. The modular  
 518 news rack, specific information panel, or advertising thereon  
 519 ~~may shall~~ not exceed a height of 105 ~~56~~ inches or a total  
 520 advertising space of 56 square feet. No later than 45 days  
 521 before ~~prior to~~ installation of modular news racks or specific  
 522 information panels, the private supplier must ~~shall~~ provide a  
 523 map of proposed locations and typical installation plans to the  
 524 department for approval. If the department does not respond  
 525 within 45 days after receipt of the submitted plans,

526 | installation may proceed.

527 |       Section 14. Paragraph (a) of subsection (1) of section  
528 | 338.223, Florida Statutes, is amended to read:

529 |       338.223 Proposed turnpike projects.—

530 |       (1) (a) Any proposed project to be constructed or acquired  
531 | as part of the turnpike system and any turnpike improvement  
532 | shall be included in the tentative work program. A proposed  
533 | project or group of proposed projects may not be added to the  
534 | turnpike system unless such project or projects are determined  
535 | to be economically feasible and a statement of environmental  
536 | feasibility has been completed for such project or projects and  
537 | such projects are determined to be consistent, to the maximum  
538 | extent feasible, with approved local government comprehensive  
539 | plans of the local governments in which such projects are  
540 | located. The department may authorize engineering studies,  
541 | traffic studies, environmental studies, and other expert studies  
542 | of the location, costs, economic feasibility, and practicality  
543 | of proposed turnpike projects throughout the state and may  
544 | proceed with the design phase of such projects. ~~The department~~  
545 | ~~may not request legislative approval of a proposed turnpike~~  
546 | ~~project until the design phase of that project is at least 30~~  
547 | ~~percent complete.~~ If a proposed project or group of proposed  
548 | projects is found to be economically feasible, consistent, to  
549 | the maximum extent feasible, with approved local government  
550 | comprehensive plans of the local governments in which such

551 projects are located, and a favorable statement of environmental  
 552 feasibility has been completed, the department, with the  
 553 approval of the Legislature, shall, after the receipt of all  
 554 necessary permits, construct, maintain, and operate such  
 555 turnpike projects.

556 Section 15. Paragraph (a) of subsection (2), subsection  
 557 (6), paragraphs (a) and (b) of subsection (7), paragraphs (a)  
 558 and (c) of subsection (8), and paragraph (c) of subsection (11)  
 559 of section 339.175, Florida Statutes, are amended, and paragraph  
 560 (d) is added to subsection (11) of that section, to read:

561 339.175 Metropolitan planning organization.—

562 (2) DESIGNATION.—

563 (a)1. An M.P.O. shall be designated for each urbanized  
 564 area of the state; ~~however, this does not require that an~~  
 565 ~~individual M.P.O. be designated for each such area.~~ Such  
 566 designation shall be accomplished by agreement between the  
 567 Governor and units of general-purpose local government  
 568 representing at least 75 percent of the population of the  
 569 urbanized area; however, the unit of general-purpose local  
 570 government that represents the central city or cities within the  
 571 M.P.O. jurisdiction, as defined by the United States Bureau of  
 572 the Census, must be a party to such agreement.

573 2. ~~To the extent possible,~~ Only one M.P.O. shall be  
 574 designated for each urbanized area or group of contiguous  
 575 urbanized areas. More than one M.P.O. may be designated within

576 an existing urbanized area only if the Governor and the existing  
 577 M.P.O. determine that the size and complexity of the existing  
 578 urbanized area makes the designation of more than one M.P.O. for  
 579 the area appropriate, in which case each M.P.O. designated for  
 580 the area must:

581 a. Consult with every other M.P.O. designated for the area  
 582 and the state to coordinate plans and transportation improvement  
 583 programs.

584 b. Ensure, to the maximum extent practicable, the  
 585 consistency of data used in the planning process, including data  
 586 used in forecasting travel demand within the area.

587  
 588 Each M.P.O. required under this section must be fully operative  
 589 no later than 6 months following its designation.

590 (6) POWERS, DUTIES, AND RESPONSIBILITIES.—The powers,  
 591 privileges, and authority of an M.P.O. are those specified in  
 592 this section or incorporated in an interlocal agreement  
 593 authorized under s. 163.01. Each M.P.O. shall perform all acts  
 594 required by federal or state laws or rules, now and subsequently  
 595 applicable, which are necessary to qualify for federal aid. It  
 596 is the intent of this section that each M.P.O. ~~shall~~ be involved  
 597 in the planning ~~and programming~~ of transportation facilities,  
 598 including, but not limited to, airports, intercity and high-  
 599 speed rail lines, seaports, and intermodal facilities, to the  
 600 extent permitted by state or federal law. An M.P.O. may not

601 perform project production or delivery for capital improvement  
 602 projects.

603 (a) Each M.P.O. shall, in cooperation with the department,  
 604 develop:

605 1. A long-range transportation plan pursuant to the  
 606 requirements of subsection (7) ~~.~~

607 2. An annually updated transportation improvement program  
 608 pursuant to the requirements of subsection (8) ~~.~~ ~~and~~

609 3. An annual unified planning work program pursuant to the  
 610 requirements of subsection (9).

611 (b) In developing the long-range transportation plan and  
 612 the transportation improvement program required under paragraph  
 613 (a), each M.P.O. shall provide for consideration of projects and  
 614 strategies that will:

615 1. Support the economic vitality of the contiguous  
 616 urbanized metropolitan area, especially by enabling global  
 617 competitiveness, productivity, and efficiency ~~.~~

618 2. Increase the safety and security of the transportation  
 619 system for motorized and nonmotorized users ~~.~~

620 3. Increase the accessibility and mobility options  
 621 available to people and for freight ~~.~~

622 4. Protect and enhance the environment, promote energy  
 623 conservation, and improve quality of life ~~.~~

624 5. Enhance the integration and connectivity of the  
 625 transportation system, across and between modes and contiguous

626 urbanized metropolitan areas, for people and freight.~~†~~

627         6. Promote efficient system management and operation.~~†~~~~and~~

628         7. Emphasize the preservation of the existing

629 transportation system.

630         8. Improve the resilience of transportation

631 infrastructure.

632         (c) In order to provide recommendations to the department

633 and local governmental entities regarding transportation plans

634 and programs, each M.P.O. shall:

635             1. Prepare a congestion management system for the

636 contiguous urbanized metropolitan area and cooperate with the

637 department in the development of all other transportation

638 management systems required by state or federal law.~~†~~

639             2. Assist the department in mapping transportation

640 planning boundaries required by state or federal law.~~†~~

641             3. Assist the department in performing its duties relating

642 to access management, functional classification of roads, and

643 data collection.~~†~~

644             4. Execute all agreements or certifications necessary to

645 comply with applicable state or federal law.~~†~~

646             5. Represent all the jurisdictional areas within the

647 metropolitan area in the formulation of transportation plans and

648 programs required by this section.~~†~~~~and~~

649             6. Perform all other duties required by state or federal

650 law.

651 (d) Each M.P.O. shall appoint a technical advisory  
652 committee, the members of which shall serve at the pleasure of  
653 the M.P.O. The membership of the technical advisory committee  
654 must consider the proportional representation of the area's  
655 population and include, whenever possible, planners; engineers;  
656 representatives of local aviation authorities, intermodal  
657 logistics centers, port authorities, and public transit  
658 authorities or representatives of aviation departments, seaport  
659 departments, and public transit departments of municipal or  
660 county governments, as applicable; the school superintendent of  
661 each county within the jurisdiction of the M.P.O. or the  
662 superintendent's designee; and other appropriate representatives  
663 of affected local governments. In addition to any other duties  
664 assigned to it by the M.P.O. or by state or federal law, the  
665 technical advisory committee is responsible for considering safe  
666 access to schools in its review of transportation project  
667 priorities, long-range transportation plans, and transportation  
668 improvement programs, and shall advise the M.P.O. on such  
669 matters. In addition, the technical advisory committee shall  
670 coordinate its actions with local school boards and other local  
671 programs and organizations within the metropolitan area which  
672 participate in school safety activities, such as locally  
673 established community traffic safety teams. Local school boards  
674 must provide the appropriate M.P.O. with information concerning  
675 future school sites and in the coordination of transportation

676 service.

677 (e)1. Each M.P.O. shall appoint a citizens' advisory  
 678 committee, the members of which serve at the pleasure of the  
 679 M.P.O. The membership on the citizens' advisory committee must  
 680 reflect a broad cross-section of local residents with an  
 681 interest in the development of an efficient, safe, and cost-  
 682 effective transportation system. Minorities, the elderly, and  
 683 the handicapped must be adequately represented.

684 2. Notwithstanding ~~the provisions of~~ subparagraph 1., an  
 685 M.P.O. may, with the approval of the department and the  
 686 applicable federal governmental agency, adopt an alternative  
 687 program or mechanism to ensure citizen involvement in the  
 688 transportation planning process.

689 (f) The department shall allocate to each M.P.O., for the  
 690 purpose of accomplishing its transportation planning and  
 691 programming duties, an appropriate amount of federal  
 692 transportation planning funds.

693 (g) Each M.P.O. shall have an executive or staff director  
 694 who reports directly to the M.P.O. governing board for all  
 695 matters regarding the administration and operation of the M.P.O.  
 696 and any additional personnel as deemed necessary. The executive  
 697 director and any additional personnel may be employed either by  
 698 an M.P.O. or by another governmental entity, such as a county,  
 699 city, or regional planning council, that has a staff services  
 700 agreement signed and in effect with the M.P.O. Each M.P.O. may

701 enter into contracts with local or state agencies, private  
 702 planning firms, private engineering firms, or other public or  
 703 private entities to accomplish its transportation planning and  
 704 programming duties and administrative functions.

705 (h) In order to enhance their knowledge, effectiveness,  
 706 and participation in the urbanized area transportation planning  
 707 process, each M.P.O. shall provide training opportunities and  
 708 training funds specifically for local elected officials and  
 709 others who serve on an M.P.O. The training opportunities may be  
 710 conducted by an individual M.P.O. or through statewide and  
 711 federal training programs and initiatives that are specifically  
 712 designed to meet the needs of M.P.O. board members.

713 (i) By December 31, 2023, ~~There is created the Chairs~~  
 714 ~~Coordinating Committee, composed of the M.P.O.'s serving Citrus,~~  
 715 ~~Hernando, Hillsborough, Manatee, Pasco, and Pinellas, Polk, and~~  
 716 ~~Sarasota Counties~~ must submit a feasibility report to the  
 717 Governor, the President of the Senate, and the Speaker of the  
 718 House of Representatives exploring the benefits, costs, and  
 719 process of consolidation into a single M.P.O. serving the  
 720 contiguous urbanized area, the goal of which would be to. ~~The~~  
 721 ~~committee must, at a minimum:~~

722 1. Coordinate transportation projects deemed to be  
 723 regionally significant ~~by the committee.~~

724 2. Review the impact of regionally significant land use  
 725 decisions on the region.

726           3. Review all proposed regionally significant  
727 transportation projects in the ~~respective~~ transportation  
728 improvement programs ~~which affect more than one of the M.P.O.'s~~  
729 ~~represented on the committee.~~

730           4. ~~Institute a conflict resolution process to address any~~  
731 ~~conflict that may arise in the planning and programming of such~~  
732 ~~regionally significant projects.~~

733           (j)1. ~~The Legislature finds that the state's rapid growth~~  
734 ~~in recent decades has caused many urbanized areas subject to~~  
735 ~~M.P.O. jurisdiction to become contiguous to each other. As a~~  
736 ~~result, various transportation projects may cross from the~~  
737 ~~jurisdiction of one M.P.O. into the jurisdiction of another~~  
738 ~~M.P.O.~~ To more fully accomplish the purposes for which M.P.O.'s  
739 have been mandated, M.P.O.'s shall develop coordination  
740 mechanisms with one another to expand and improve transportation  
741 within the state. The appropriate method of coordination between  
742 M.P.O.'s shall vary depending upon the project involved and  
743 given local and regional needs. Consequently, it is appropriate  
744 to set forth a flexible methodology that can be used by M.P.O.'s  
745 to coordinate with other M.P.O.'s and appropriate political  
746 subdivisions as circumstances demand.

747           2. Any M.P.O. may join with any other M.P.O. or any  
748 individual political subdivision to coordinate activities or to  
749 achieve any federal or state transportation planning or  
750 development goals or purposes consistent with federal or state

751 law. When an M.P.O. determines that it is appropriate to join  
752 with another M.P.O. or any political subdivision to coordinate  
753 activities, the M.P.O. or political subdivision shall enter into  
754 an interlocal agreement pursuant to s. 163.01, which, at a  
755 minimum, creates a separate legal or administrative entity to  
756 coordinate the transportation planning or development activities  
757 required to achieve the goal or purpose; provides the purpose  
758 for which the entity is created; provides the duration of the  
759 agreement and the entity and specifies how the agreement may be  
760 terminated, modified, or rescinded; describes the precise  
761 organization of the entity, including who has voting rights on  
762 the governing board, whether alternative voting members are  
763 provided for, how voting members are appointed, and what the  
764 relative voting strength is for each constituent M.P.O. or  
765 political subdivision; provides the manner in which the parties  
766 to the agreement will provide for the financial support of the  
767 entity and payment of costs and expenses of the entity; provides  
768 the manner in which funds may be paid to and disbursed from the  
769 entity; and provides how members of the entity will resolve  
770 disagreements regarding interpretation of the interlocal  
771 agreement or disputes relating to the operation of the entity.  
772 Such interlocal agreement shall become effective upon its  
773 recordation in the official public records of each county in  
774 which a member of the entity created by the interlocal agreement  
775 has a voting member. Multiple ~~This paragraph does not require~~

776 ~~any~~ M.P.O.'s may ~~to~~ merge, combine, or otherwise join together  
777 as a single M.P.O.

778 (7) LONG-RANGE TRANSPORTATION PLAN.—Each M.P.O. must  
779 develop a long-range transportation plan that addresses at least  
780 a 20-year planning horizon. The plan must include both long-  
781 range and short-range strategies and must comply with all other  
782 state and federal requirements. The prevailing principles to be  
783 considered in the long-range transportation plan are: preserving  
784 the existing transportation infrastructure; enhancing Florida's  
785 economic competitiveness; and improving travel choices to ensure  
786 mobility. The long-range transportation plan must be consistent,  
787 to the maximum extent feasible, with future land use elements  
788 and the goals, objectives, and policies of the approved local  
789 government comprehensive plans of the units of local government  
790 located within the jurisdiction of the M.P.O. Each M.P.O. is  
791 encouraged to consider strategies that integrate transportation  
792 and land use planning to provide for sustainable development and  
793 reduce greenhouse gas emissions. The approved long-range  
794 transportation plan must be considered by local governments in  
795 the development of the transportation elements in local  
796 government comprehensive plans and any amendments thereto. The  
797 long-range transportation plan must, at a minimum:

798 (a) Identify transportation facilities, including, but not  
799 limited to, major roadways, airports, seaports, spaceports,  
800 commuter rail systems, transit systems, and intermodal or

801 multimodal terminals that will function as an integrated  
802 metropolitan transportation system. The long-range  
803 transportation plan must give emphasis to those transportation  
804 facilities that serve national, statewide, or regional  
805 functions, and must consider the goals and objectives identified  
806 in the Florida Transportation Plan as provided in s. 339.155. If  
807 a project is located within the boundaries of more than one  
808 M.P.O., the M.P.O.'s must coordinate plans regarding the project  
809 in the long-range transportation plan. Multiple M.P.O.'s within  
810 a contiguous urbanized area must coordinate the development of  
811 long-range transportation plans to be reviewed by the  
812 Metropolitan Planning Organization Advisory Council.

813 (b) Include a financial plan that demonstrates how the  
814 plan can be implemented, indicating resources from public and  
815 private sources which are reasonably expected to be available to  
816 carry out the plan, and recommends any additional financing  
817 strategies for needed projects and programs. The financial plan  
818 may include, for illustrative purposes, additional projects that  
819 would be included in the adopted long-range transportation plan  
820 if reasonable additional resources beyond those identified in  
821 the financial plan were available. For the purpose of developing  
822 the long-range transportation plan, the M.P.O. and the  
823 department shall cooperatively develop estimates of funds that  
824 will be available to support the plan implementation. Innovative  
825 financing techniques may be used to fund needed projects and

826 programs. Such techniques may include the assessment of tolls,  
827 the use of value capture financing, or the use of value pricing.  
828 Multiple M.P.O.'s within a contiguous urbanized area must  
829 ensure, to the maximum extent possible, the consistency of data  
830 used in the planning process.

831  
832 In the development of its long-range transportation plan, each  
833 M.P.O. must provide the public, affected public agencies,  
834 representatives of transportation agency employees, freight  
835 shippers, providers of freight transportation services, private  
836 providers of transportation, representatives of users of public  
837 transit, and other interested parties with a reasonable  
838 opportunity to comment on the long-range transportation plan.  
839 The long-range transportation plan must be approved by the  
840 M.P.O.

841 (8) TRANSPORTATION IMPROVEMENT PROGRAM.—Each M.P.O. shall,  
842 in cooperation with the state and affected public transportation  
843 operators, develop a transportation improvement program for the  
844 area within the jurisdiction of the M.P.O. In the development of  
845 the transportation improvement program, each M.P.O. must provide  
846 the public, affected public agencies, representatives of  
847 transportation agency employees, freight shippers, providers of  
848 freight transportation services, private providers of  
849 transportation, representatives of users of public transit, and  
850 other interested parties with a reasonable opportunity to

851 comment on the proposed transportation improvement program.

852 (a) Each M.P.O. is responsible for developing, annually, a  
 853 list of project priorities and a transportation improvement  
 854 program. The prevailing principles to be considered by each  
 855 M.P.O. when developing a list of project priorities and a  
 856 transportation improvement program are: preserving the existing  
 857 transportation infrastructure; enhancing Florida's economic  
 858 competitiveness; and improving travel choices to ensure safety  
 859 and mobility. The transportation improvement program will be  
 860 used to initiate federally aided transportation facilities and  
 861 improvements as well as other transportation facilities and  
 862 improvements including transit, rail, aviation, spaceport, and  
 863 port facilities to be funded from the State Transportation Trust  
 864 Fund within its metropolitan area in accordance with existing  
 865 and subsequent federal and state laws and rules and regulations  
 866 related thereto. The transportation improvement program shall be  
 867 consistent, to the maximum extent feasible, with the approved  
 868 local government comprehensive plans of the units of local  
 869 government whose boundaries are within the metropolitan area of  
 870 the M.P.O. and include those projects programmed pursuant to s.  
 871 339.2819(4). Multiple M.P.O.'s within a contiguous urbanized  
 872 area must coordinate transportation improvement programs.

873 (c) The transportation improvement program must, at a  
 874 minimum:

- 875 1. Include projects and project phases to be funded with

876 state or federal funds within the time period of the  
877 transportation improvement program and which are recommended for  
878 advancement during the next fiscal year and 4 subsequent fiscal  
879 years. Such projects and project phases must be consistent, to  
880 the maximum extent feasible, with the approved local government  
881 comprehensive plans of the units of local government located  
882 within the jurisdiction of the M.P.O. For informational  
883 purposes, the transportation improvement program shall also  
884 include a list of projects to be funded from local or private  
885 revenues.

886 2. Include projects within the metropolitan area which are  
887 proposed for funding under 23 U.S.C. s. 134 of the Federal  
888 Transit Act and which are consistent with the long-range  
889 transportation plan developed under subsection (7).

890 3. Provide a financial plan that demonstrates how the  
891 transportation improvement program can be implemented; indicates  
892 the resources, both public and private, that are reasonably  
893 expected to be available to accomplish the program; identifies  
894 any innovative financing techniques that may be used to fund  
895 needed projects and programs; and may include, for illustrative  
896 purposes, additional projects that would be included in the  
897 approved transportation improvement program if reasonable  
898 additional resources beyond those identified in the financial  
899 plan were available. Innovative financing techniques may include  
900 the assessment of tolls, the use of value capture financing, or

901 the use of value pricing. The transportation improvement program  
 902 may include a project or project phase only if full funding can  
 903 reasonably be anticipated to be available for the project or  
 904 project phase within the time period contemplated for completion  
 905 of the project or project phase.

906 4. Group projects and project phases of similar urgency  
 907 and anticipated staging into appropriate staging periods.

908 5. Indicate how the transportation improvement program  
 909 relates to the long-range transportation plan developed under  
 910 subsection (7), including providing examples of specific  
 911 projects or project phases that further the goals and policies  
 912 of the long-range transportation plan.

913 6. Indicate whether any project or project phase is  
 914 inconsistent with an approved comprehensive plan of a unit of  
 915 local government located within the jurisdiction of the M.P.O.  
 916 If a project is inconsistent with an affected comprehensive  
 917 plan, the M.P.O. must provide justification for including the  
 918 project in the transportation improvement program.

919 7. Indicate how the improvements are consistent, to the  
 920 maximum extent feasible, with affected seaport, airport, and  
 921 spaceport master plans and with public transit development plans  
 922 of the units of local government located within the jurisdiction  
 923 of the M.P.O. If a project is located within the boundaries of  
 924 more than one M.P.O., the M.P.O.'s must coordinate plans  
 925 regarding the project in the transportation improvement program.

926 8. Indicate coordination or alignment with transportation  
 927 improvement plans of other M.P.O.'s within the contiguous  
 928 urbanized area.

929 (11) METROPOLITAN PLANNING ORGANIZATION ADVISORY COUNCIL.—

930 (c) The powers and duties of the Metropolitan Planning  
 931 Organization Advisory Council are to:

932 ~~1. Enter into contracts with individuals, private~~  
 933 ~~corporations, and public agencies.~~

934 ~~2. Acquire, own, operate, maintain, sell, or lease~~  
 935 ~~personal property essential for the conduct of business.~~

936 ~~3. Accept funds, grants, assistance, gifts, or bequests~~  
 937 ~~from private, local, state, or federal sources.~~

938 1.4. Establish bylaws by action of its governing board  
 939 providing procedural rules to guide its proceedings and  
 940 consideration of matters before the council, or, alternatively,  
 941 adopt rules pursuant to ss. 120.536(1) and 120.54 to implement  
 942 provisions of law conferring powers or duties upon it.

943 2.5. Assist M.P.O.'s in carrying out the urbanized area  
 944 transportation planning process by serving as the principal  
 945 forum for collective policy discussion pursuant to law.

946 3.6. Serve as a clearinghouse for review and comment by  
 947 M.P.O.'s on the Florida Transportation Plan and on other issues  
 948 required to comply with federal or state law in carrying out the  
 949 urbanized area transportation and systematic planning processes  
 950 instituted pursuant to s. 339.155. The council must also report

951 annually to the Florida Transportation Commission on the  
952 alignment of M.P.O. long-range transportation plans with the  
953 Florida Transportation Plan.

954 ~~4.7.~~ Employ an executive director and such other staff as  
955 necessary to perform adequately the functions of the council,  
956 within budgetary limitations. The executive director and staff  
957 are exempt from part II of chapter 110 ~~and serve at the~~  
958 ~~direction and control of the council.~~ The council is assigned to  
959 the Office of the Secretary of the Department of Transportation  
960 ~~for fiscal and accountability purposes, but it shall otherwise~~  
961 ~~function independently of the control and direction of the~~  
962 ~~department.~~

963 5. Deliver training on federal and state program  
964 requirements and procedures to M.P.O. board members and staff.

965 ~~6.8.~~ Adopt an agency strategic plan that prioritizes steps  
966 the agency will take to carry out its mission within the context  
967 of the state comprehensive plan and any other statutory mandates  
968 and directives.

969 (d) The Metropolitan Planning Organization Advisory  
970 Council may enter into contracts in accordance with chapter 287  
971 to support the activities described in paragraph (c). Lobbying  
972 and the acceptance of funds, grants, assistance, gifts, or  
973 bequests from private, local, state, or federal sources are  
974 prohibited.

975 Section 16. Section 339.661, Florida Statutes, is created

976 to read:

977 339.661 Strategic Intermodal System emerging supply chain  
 978 demands.—

979 (1) The Legislature finds that:

980 (a) The Strategic Intermodal System components defined in  
 981 s. 339.62 ensure a multimodal transportation system.

982 (b) The rapid economic and population growth of this state  
 983 can compound supply chain demands on the transportation system.

984 (c) The Strategic Intermodal System is a critical network  
 985 supporting economic activities and the transport of people and  
 986 goods.

987 (d) The Strategic Intermodal System is instrumental in the  
 988 movement of road building materials for infrastructure  
 989 investments.

990 (e) The demand for construction aggregate and other  
 991 materials continues to outpace supply.

992 (2) The department must give emphasis in its  
 993 transportation plans, including the Florida Transportation Plan  
 994 and the Strategic Intermodal System Plan, to addressing access  
 995 and movement of construction aggregate and other materials  
 996 essential for building roadways.

997 (3) The department must make \$20 million available each  
 998 year from existing work program revenues to fund projects that  
 999 provide increased capacity and enhanced capabilities to move and  
 1000 store construction aggregate and other materials.

1001        (4) Projects may include investments in freight, other  
 1002 modes, and storage needs which ensure movement and delivery of  
 1003 construction aggregate and other materials. Priority must be  
 1004 given to projects creating new supply chains or closing existing  
 1005 supply chain gaps. Projects meeting the criteria may be funded  
 1006 up to 100 percent from the State Transportation Trust Fund.

1007        Section 17. Section 339.84, Florida Statutes, is created  
 1008 to read:

1009        339.84 Workforce development.—Beginning in the 2023-2024  
 1010 fiscal year and annually thereafter for 5 years, \$5 million  
 1011 shall be allocated from the State Transportation Trust Fund to  
 1012 the construction workforce development program as provided in s.  
 1013 334.044(35) to promote career paths in Florida's road and bridge  
 1014 industry.

1015        Section 18. Section 354.01, Florida Statutes, is amended  
 1016 to read:

1017        354.01 ~~Appointment of~~ Special officers.—A railroad police  
 1018 officer ~~Upon the application of any railroad or other common~~  
 1019 ~~carrier doing business in this state, the Governor shall appoint~~  
 1020 ~~one or more persons who~~ has ~~have~~ met the law enforcement officer  
 1021 qualifications and training requirements of ss. 943.13 and  
 1022 943.135(1) shall be recognized as a special officer ~~s. 943.13 as~~  
 1023 ~~special officers~~ for the protection and safety of any railroad  
 1024 or other common carrier doing business in this state ~~such~~  
 1025 ~~carriers; its ~~their~~ passengers and employees; and the property~~

1026 of such carrier ~~carriers~~, passengers, and employees. A special  
 1027 officer is not considered a law enforcement officer except for  
 1028 purposes of ss. 943.085-943.255. ~~However, until the Governor~~  
 1029 ~~either appoints or rejects the application for appointment of a~~  
 1030 ~~person as a special officer, the railroad or common carrier may~~  
 1031 ~~temporarily employ the person as a special officer if he or she~~  
 1032 ~~complies with the qualifications for employment as a law~~  
 1033 ~~enforcement officer in s. 943.13. Notwithstanding any other~~  
 1034 ~~provision of law, a special officer must have the same training~~  
 1035 ~~as a law enforcement officer in accordance with ss. 943.13 and~~  
 1036 ~~943.135(1).~~ A Class I, Class II, or Class III railroad shall be  
 1037 considered an employing agency for purposes of ss. 943.10,  
 1038 943.13, and 943.135(1), and shall pay all costs associated with  
 1039 the training and continuing education of employed special  
 1040 officers.

1041 Section 19. Section 354.02, Florida Statutes, is amended  
 1042 to read:

1043 354.02 Powers. ~~Each special officer shall have and~~  
 1044 ~~exercise~~ Throughout every county in which the common carrier for  
 1045 which he or she is employed does business, operates, or owns  
 1046 property, a special officer may arrest a person who has violated  
 1047 ~~was appointed, shall do business, operate, or own property, the~~  
 1048 ~~power to make arrests for violation of law on the property of~~  
 1049 ~~such common carrier, and to arrest persons, whether on or off~~  
 1050 ~~such carrier's property, violating any law on such carrier's~~

1051 property, whether the arrest occurs on or off such carrier's  
 1052 property, under the same conditions under which a deputy sheriff  
 1053 ~~sheriffs~~ may by law make arrests, and may ~~shall have authority~~  
 1054 ~~to~~ carry weapons for the reasonable purpose of his or her office  
 1055 ~~their offices.~~

1056 Section 20. Section 354.05, Florida Statutes, is amended  
 1057 to read:

1058 354.05 Term of office; removal.—The commission of a  
 1059 special officer ~~officers provided for herein shall be~~  
 1060 ~~commissioned by the Governor, and their commissions shall~~  
 1061 continue so long as he or she is ~~they are~~ employed in such  
 1062 capacity by the railroad or other common carrier. However, a  
 1063 special officer may; ~~but they shall be removed by the Governor~~  
 1064 at any time, in the manner and for the causes provided by law.

1065 Section 21. Paragraph (f) of subsection (1) of section  
 1066 784.07, Florida Statutes, is amended to read:

1067 784.07 Assault or battery of law enforcement officers,  
 1068 firefighters, emergency medical care providers, public transit  
 1069 employees or agents, or other specified officers;  
 1070 reclassification of offenses; minimum sentences.—

1071 (1) As used in this section, the term:

1072 (f) "Railroad special officer" means a person employed by  
 1073 a Class I, Class II, or Class III railroad ~~and appointed or~~  
 1074 ~~pending appointment by the Governor~~ pursuant to s. 354.01.

1075 Section 22. Subsections (1) and (4) of section 943.10,

1076 Florida Statutes, are amended to read:

1077 943.10 Definitions; ss. 943.085-943.255.—The following  
 1078 words and phrases as used in ss. 943.085-943.255 are defined as  
 1079 follows:

1080 (1) "Law enforcement officer" means any person who is  
 1081 elected, appointed, or employed full time by any municipality or  
 1082 the state or any political subdivision thereof; who is vested  
 1083 with authority to bear arms and make arrests; and whose primary  
 1084 responsibility is the prevention and detection of crime or the  
 1085 enforcement of the penal, criminal, traffic, or highway laws of  
 1086 the state. The term ~~This definition~~ includes all certified  
 1087 supervisory and command personnel whose duties include, in whole  
 1088 or in part, the supervision, training, guidance, and management  
 1089 responsibilities of full-time law enforcement officers, part-  
 1090 time law enforcement officers, or auxiliary law enforcement  
 1091 officers but does not include support personnel employed by the  
 1092 employing agency. The term also includes a special officer  
 1093 employed by a Class I, Class II, or Class III railroad pursuant  
 1094 to s. 354.01.

1095 (4) "Employing agency" means any agency or unit of  
 1096 government or any municipality or the state or any political  
 1097 subdivision thereof, or any agent thereof, which has  
 1098 constitutional or statutory authority to employ or appoint  
 1099 persons as officers. The term ~~also~~ includes any private entity  
 1100 that ~~which~~ has contracted with the state or county for the

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1101 | operation and maintenance of a nonjuvenile detention facility.  
1102 | The term also includes a Class I, Class II, or Class III  
1103 | railroad that employs special officers pursuant to s. 354.01.  
1104 |       Section 23. This act shall take effect July 1, 2023.