

*Mayor Susan Haynie  
Chair*

## **Legislative Update for the week ending 03/09/2018**

### **Overview**

Urban Transportation Planning ended on high note this legislative session. While last week's newsletter was all doom and gloom, this week we should be dancing. In a bizarre series of legislative moves that was akin to playing six games of chess at once the MPOs of Florida came out winners. Here's an overview of what happened. For those of you following these issues closely, you have seen my mid-week emails which were intended to keep you up to date and some of this will be a repeat, but here is the summary. House Bill 575 had seemed to stall and was never taken up by the third committee. That was fine with us, at the same time the Senate version had not gone before it's first committee. That means that neither version was able to advance to the floor for a full chamber vote, fine with us. Late last week, the contents of HB 575 were amended onto HB 1287 but with new, more restrictive language that was not going to work for our MPOs. The MPO contents of the bill were amended again, passed the house and came over to the Senate. Senate amendments to HB 1287 began, one after another they were added onto HB 1287 and they seemed to be from all corners of transportation issues. HB 1287 was the transportation bill that had a little bit of everything transportation in it from the House and the Senate was following suit. Working with Senators and their staffs we worked out a deal to strip out the MPO language except for the term limits provision and the proviso that MPOs who merge would have unlimited voting board members. We were told that these had to stay in the bill. The term limits were to be applied going forward, not retroactively. Seemed like the best deal we could get so we took it. Thursday was the day that SB 1104 was to be heard on the Senate Floor and at that time it would be swapped for the House version, HB 1287. It was not heard. The Senate moved to adjourn Thursday evening and all unheard bills would be taken up on Friday, including SB 1104. Friday arrived, the Senate was called to order and they seemed to be in no hurry. Once the Senate began hearing bills, one of the first was SB 1104 which was taken up and instead of swapping in the House version, the Senate passed their version without any MPO language in it. The Senate effectively left the House Bill to die. Swiftly, amendments were late filed onto three other Senate bills containing the MPO language and many other provisions (115 pages of provisions). The amendments were filed at 5:23PM, 5:24PM and 6:01PM. When the first bill containing one of these amendments came up on the Senate floor, a point of order was called on the late file. The amendment was withdrawn and so were the other two. It appeared we were in the clear. At around 7:40PM Friday night, Senator Benacquisto brought forward a motion to continue Senate work until 11PM and the readjourn on Sunday to take up a vote on the budget and budget related items only. With all MPO related bills dead and late file amendments not being allowed by the Senate, there was not a way to have MPO restrictions passed in the remaining time for the 2018 legislative session. I suppose some very odd maneuvering would might be possible but the Senate was not having it, they were going to deal with the bills they had, as they were, and then finish. Folks, we made it through the session without any MPO changes!!!!!! Break the foil on a fresh container of coffee!!!!!!

---

*Carl Mikyska, Executive Director*

605 Suwannee Street, MS 28B · Tallahassee, Florida 32399-0450  
1-866-374-3368 x 4037 or 850-414-4062 · Fax 850-414-4895

[www.mpoac.org](http://www.mpoac.org)

In other news, the school safety/gun bill took up a great amount of time this past week and delayed the budget being printed. The reason is that the money to pay for the allocations in the school safety bill had to come from somewhere and it was going to be from projects in the general budget. Let's just say as a general rule that if you voted against the school safety bill you weren't going to see your specific projects funded in the budget. Wednesday evening in the Senate building I overheard one Senator grumble to two individuals in the hallway that "There are a lot of pissed off people in this building", meaning other Senators. They had found out which member projects had been cut in order to pay for the school safety bill. Even members of both chambers that voted for the school safety bill had to lose some of their projects in order to pay for the school safety bill. You can imagine the mood in the building that evening. After being coy about his intentions, the Governor signed the school safety bill Friday afternoon.

The texting while driving bill came so close to passing, but close doesn't count. I was terribly disappointed when I stopped by Senator Perry's office this week to see if a procedural move would be possible to advance the bill onto the Senate Floor and was told no, the bill was dead. While disappointing to hear, I appreciated the frankness of Senator Perry's team, they have been wonderful to collaborate with this session. We found that many members of the House and Senate wanted this bill, however it was blocked from being heard in the last committee stop. The committee chair is a former prosecutor who recognized that the enforcement of the proposed law would open up a lot of 4<sup>th</sup> Amendment rights issues and probably would lead to a lawsuit. Ironically, a hands-free bill would have satisfied the concerns of the committee chair but many others felt the Florida legislature was not ready to go that far with texting and driving legislation. Let's hope for next year. Interestingly, I should point out that similar legislation in previous years could not even get on the agenda for the first committee stop. We came a long way when compared to past years.

Senator Perry and Representative Payne passed their autocycle bill and it is headed to the Governor's desk. This bill will benefit injured veterans who return home, wish to ride motorcycles and find that they cannot due to their injuries. Those veterans are likely to move to autocycles and this bill will make it easier for veterans to do so. Thank you Senator Perry and Representative Payne for looking out for our veterans. Other bills were passed, details are in this newsletter – the last one of the 2018 Legislative Session.

This session deserves many thanks to many people. During the session, particularly the last couple of weeks, a number of us were talking multiple times per day as we worked the MPO issues. A very special thank you to Senator Simmons who graciously agreed to file an amendment on behalf of Florida MPOs this week. My compliments specifically to his staff person Diane who had the foresight to file the amendment on the main bill and on the strike-all amendment so that we were covered no matter what happened to HB 1287. She even called me after the Senate version had passed. She was making sure we were OK and all was well. Thank you so very much Diane and Senator Simmons from myself and all 27 MPOs in Florida!

I was thinking yesterday when the Senate was in recess that this session had been a long, strange journey and I was trying to remember a song that had those lyrics. I figured I would quote it to lead this newsletter and it finally dawned on me that the general lyrics are from a Greatful Dead song. No, no, no, this is not that kind of newsletter. We are a family friendly publication. I will end with what I had been expecting to be the theme song of MPOs this legislative session, lyrics from the Georgia band, REM. One of their better-known songs: "It's the end of the world as we know it". That is how MPOs had to feel for a period of time as we watched legislation unfolding and changing. But please know that the next line in the song is: "And I feel fine". We should because it all came out just fine. We will need to talk about this session at a Policy and Technical Committee meeting to perform a post-mortem analysis in hopes of avoiding having this happening again in a future year.

Here is a breakdown of the bills we are following. That's a wrap for this week and this session. Grab a cup of coffee and enjoy this edition of the MPOAC Legislative Update.

## Important Dates for the 2018 Legislative Session

- August 01, 2017 – Deadline for filing claim bills
- November 17, 2017 - Deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills
- January 5, 2018 – Deadline for approving final drafts of general bills and joint resolutions, including companion bills
- January 9, 2018 - Regular Session convenes, deadline for filing bills for introduction
- February 24, 2018 - All bills are immediately certified, motion to reconsider made and considered the same day
- February 27, 2018 - 50th day, last day for regularly scheduled committee meetings
- March 9, 2018 - 60th day, last day of Regular Session
- **March 11, 2018 – Sine Die**

## Legislation of interest to the membership

This is a summary of bills filed and published on the legislature's website as of March 09, 2018. The bills are listed in numerical order for your convenience. As the session and bills progress, this ordering of bills will make it easier to follow the status of any bill you are tracking.

### Changes from last update are shown in RED

**HB 33: Texting While Driving – (Toledo; Slosberg – Co-Introducers: Ahern; Burgess; Fitzenhagen; Jacobs; Metz; Stark; Altman; Asencio; Berman; Beshears; Boyd; Clemons; Cortes, J.; Cruz; Daniels; Diaz, M.; Donalds; Drake; Duran; Edwards-Walpole; Grant, M.; Gruters; Hager; Harrell; Harrison; Ingoglia; Killebrew; Leek; Mariano; McClain; McClure; Miller, M.; Moskowitz; Olszewski; Payne; Perez; Plascencia; Raschein; Russell; Smith; Spano; Stevenson; Stone; Watson, C.; White; Willhite; Williams)** – Similar Bill SB 90. Revises legislative intent; requires law enforcement officer to inform motor vehicle operator of certain rights; prohibits certain actions by such officer; removes requirement that enforcement be accomplished as secondary action. The bill has added many cosponsors and gained the support of the Speaker of the House. Referred to Transportation and Infrastructure Subcommittee; Judiciary Committee; Government Accountability Committee. Passed the Transportation and Infrastructure Subcommittee; YEAS 14 NAYS 0, now in Judiciary Committee. Passed Judiciary Committee, 17 Yeas, 1 Nay. It now needs to pass Government Accountability and then can head to the House floor for a full vote. Passed Government Accountability with 20 Yeas, Zero Nays. Now headed to the House floor for a full vote of the House. Please note, Speaker Corcoran has publicly stated his support for this bill. Waiting for a vote of the full House of Representatives. To read on House floor on 02/28/2018, can be voted upon 03/01/2018. Passed the Full House, 112 Yeas, 2 Nays. In Senate messages. **Did not pass.**

**SB 72: Use of Wireless Communications Devices While Driving – (Garcia – Co-Introducers: Rodriguez; Mayfield;)** – Withdrawn. Identical to SB 90.

**CS/SB 90: Use of Wireless Communications Devices While Driving – (Perry – Co-Sponsor: Garcia; Mayfield; Rodriguez; Campbell; Baxley Stewart; Taddeo)** – Identical to SB 72. Similar to HB 33. Revising the legislative intent relating to the authorization of law enforcement officers to stop motor vehicles and issue citations to persons who are texting while driving; requiring deposit of fines into the Emergency Medical Services Trust Fund, etc. Referred to Communications, Energy, and Public Utilities; Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations Committee Substitute (amendment) and passed by Communications, Energy and Public Utilities (Yeas 7, Nays 1). This bill also picked up three more co-sponsors. Now in Transportation. The bill now has seven co-sponsors.

The bill passed the Transportation Committee with a vote of 5 Yeas, 0 Nays. The bill now moves to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development. On the Committee Agenda for Appropriations Subcommittee on Transportation, Tourism, and Economic Development, 01/18/2018, 9:00AM 110 Senate Office Building. Passed Appropriations Subcommittee on Transportation, Tourism and Economic Development with 8 Yeas and 2 Nays. Now in Appropriations. After Appropriations Committee it will head to the Senate Floor for a full vote. Not on the Appropriations Committee Agenda for their last committee meeting, fear this bill may not pass. Not heard by Appropriations. **Did not pass.**

**SB 116: Operation of Vehicles – (Baxley – Co-Introducers: Passidomo; Book)** - Requiring drivers to vacate lanes closest to, or reduce speed and pass, vulnerable road users, authorized emergency, sanitation, and utility service vehicles or workers, and wrecker operators under certain circumstances, subject to certain requirements, etc. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Will not pass this session. **Did not pass.**

**HB 117: Operation of Vehicles – (Stone – Co-Introducers: Hahnfeldt; Jacobs; Killebrew; Stark)** - Companion Bill to SB 116. Referred to Transportation and Infrastructure Subcommittee; Government Accountability Committee. Committee Substitute passed Transportation and Infrastructure Subcommittee on a vote of 11 Yeas, 0 Nays. Pending review of Committee Substitute. Now in Government Accountability Committee. On the Government Accountability Agenda for 02/13/2018 at 3:00PM. Passed Government Accountability - 22 Yeas, Zero Nays. Heads to Full House vote. Note that the Senate companion is not advancing. **Did not pass.**

**HB 121: Texting While Driving – (Slosberg; Stark)** – Similar to SB 72 and SB 90. Revises short title & legislative intent; revises penalties for violations of provisions re: texting while driving; provides enhanced penalties for violations committed in school zones & crossings; requires law enforcement agencies to adopt policies prohibiting racial profiling in enforcement; removes requirement that enforcement be accomplished as secondary action. Referred to Transportation and Infrastructure Subcommittee; Judiciary Committee; Government Accountability Committee. This bill was withdrawn and the bill sponsor (Slosberg) is a cosponsor of the newly filed HB 33: Texting While Driving bill.

**SB 176: Traffic Infraction Detectors – (Hutson)** – Similar to HB 6001 - Repealing provisions relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors, and the distribution of penalties collected for specified violations, etc. Referred to Transportation; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Will not pass this session. **Did not pass.**

**SB 182: Small Business Roadway Construction Mitigation Grant Program – (Rodriguez)** – Similar Bill HB 567. Requiring the Department of Transportation to create a Small Business Roadway Construction Mitigation Grant Program; requiring the program to disburse grants using funds allocated to the department by the Legislature to certain qualified businesses for the purpose of maintaining the businesses during a construction project of the department, etc. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On the Transportation Committee agenda for 02/06/2018 at 2:00PM in Room 401 of the Senate Office Building. Passed Transportation, now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. Will not pass this session. **Did not pass.**

**SB 188: Public School Transportation – (Steube)** – Companion bill is HB 1299. Requiring district school boards to provide transportation to certain students; revising the speed and road conditions that meet the requirements for a hazardous walking condition; requiring a district school superintendent to request a review of a hazardous walking condition upon receipt of a written request from a parent of a student, etc. Referred to Education; Appropriations Subcommittee on Pre-K - 12 Education; Appropriations. On the Education Committee

agenda for 02/12/2018 at 3:30PM in Room 412, Knott Building. Passed Education Committee – 8 Yeas, 1 Nay. Now in Appropriations Subcommittee on Pre-K Education. Has two committees to go, will not pass this session. **Did not pass.**

**SB 206: Highway Memorial Markers – (Perry)** – Requiring the Department of Transportation to establish a process, including the adoption of any forms deemed necessary by the department, for submitting applications for installation of a memorial marker; authorizing the department to install a certain sign at no charge to an applicant; authorizing an applicant to request an emblem of belief not specifically approved by the United States Department of Veterans Affairs National Cemetery Administration for incorporation in a memorial marker, subject to certain requirements, etc. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Will not pass this session. **Did not pass.**

**HB 215: Autocycles – (Payne)** – Related bill SB 504 (Perry). Defines "autocycle" & revises definition of "motorcycle"; requires safety belt usage by autocycle operator/passenger; authorizes autocycle operation without motorcycle endorsement; provides applicability. Definition of an autocycle: A three-wheeled motorcycle that has two wheels in the front and one wheel in the back; is equipped with a roll cage or roll hoops, a seat belt for each occupant, antilock brakes, a steering wheel, and seating that does not require the operator to straddle or sit astride it; and is manufactured in accordance with the applicable federal motorcycle safety standards provided in 49 C.F.R. part 571 by a manufacturer registered with the National Highway Traffic Safety Administration. Not knowing from the description what an autocycle looks like, I thought it best to share with you a picture of one. The image of an autocycle is shown below. Bill referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability Committee. Bill passed the Transportation and Infrastructure Subcommittee (Yeas 12, Nays 2) and is now on the Transportation and Tourism Appropriations Subcommittee agenda for 11/15/2017. Bill passed the Transportation and Tourism Appropriations Subcommittee, now in Government Accountability Committee. The bill passed the Government Accountability Committee with 19 Yeas, 2 Nays. The Bill has now been placed on the Calendar for a full House vote on 01/24/2018. Passed the House with 105 Yeas and 1 Nay. Received by the Senate and assigned to Committees – Appropriations Subcommittee on Transportation, Tourism and Economic Development; Appropriations. The Senate version has passed all committees and is waiting on a full Senate vote, this bill seems likely to become law. **Headed to the Governor desk for his signature.**



**HB 243: Charter County and Regional Transportation System Surtax – (Avila; Perez)** – Companion Bill is SB 688. Requires certain counties to use surtax proceeds for specified purposes related to fixed guideway rapid transit systems & bus systems; authorizes use of surtax proceeds for refinancing existing bonds; prohibits use of such proceeds for certain purposes. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; Government Accountability Committee. The bill was amended by the Transportation and Infrastructure Subcommittee to define eligible uses of surtax monies. The bill as written does not allow for surtax monies to be used for salaries or other personnel expense. The bill passed 12 Yeas, Zero Nays. The bill has passed the Ways and Means Committee with a vote of 14 Yeas, 6 Nays. It is now in the Government Accountability Committee. Bill was Temporarily Postponed in Government Accountability (was to be heard on

02/08/2018), now on Government Accountability agenda for 02/13/2018 at 3:00 PM, Morris Hall. Bill passed Government Accountability – 17 Yeas, 6 Nays. Headed to a Full House Floor vote. The Senate companion bill has one more committee stop before a full Senate floor vote. This is likely to become law. This bill passed the House on a full floor vote of 106 Yeas, 7 Nays. In Senate messages. **Did not pass.**

**SB 272: Local Tax Referenda - (Brandes)** – Companion bill HB 317. Revises the voter approval threshold required to pass a referendum to adopt or amend local government discretionary sales surtaxes when the referendum is held at any date other than a general election. During a general election a simple majority would be required to pass a change to a sales tax, in a non-general election the threshold would be 60 percent. Referred to Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations; and Rules. Passed Community Affairs, now in Appropriations Subcommittee on Finance and Tax. On the Committee agenda for 01/16/2018 at 10:00AM in room 401 Senate Office Building. Passed Appropriations Subcommittee on Finance and Tax with an amendment, 6 Yeas, Zero Nays, now in Appropriations. This bill has one more committee stop, the House companion bill has passed the full House. This bill is likely to become law. This bill is not on the agenda for the last Appropriations Committee meeting which is not good. The House companion has been sent over to the Senate, the bill can be taken up on the full Senate floor with some procedural maneuvering. Was added to the agenda for Appropriations, passed with 11 Yeas, 7 Nays. **Did not pass.**

**HB 317: Local Tax Referenda – (Ingolia)** – Companion bill SB 272. Requires local government discretionary sales surtax referenda to be held on specified dates & approved by specified percentage of voters. During a general election a simple majority would be required to pass a change to a sales tax, in a non-general election the threshold would be 60 percent. Referred to Local, Federal and Veterans Affairs Subcommittee; Ways and Means Committee; Government Accountability Committee. Passed Local, Federal and Veterans Affairs Subcommittee. Bill is now in Ways and Means Committee. Bill passed Ways and Means Committee, 18 Yeas, Zero Nays. Now in Government Accountability Committee. An amended version of the bill passed Government Accountability Committee with 17 Yeas, 3 Nays. The amendment removes the ability to hold a local tax referenda item on a non-general election ballot. The bill is on the House Calendar to be heard (and voted upon) 01/31/2018. Passed the full House vote with 84 Yeas, 27 Nays. Bill was sent to the Senate, has been assigned to four committees: Community Affairs, Appropriations Subcommittee on Finance and Tax, Appropriations, Rules. The Senate companion bill has one more committee stop before a full Senate floor vote, this bill is likely to become law. Please see the Senate companion bill SB 272 for status. **Did not pass.**

**SB 346: Motorcycle and Moped Riders – (Perry)** – Increasing the age (from age 16 to age 21) at which persons who are operating or riding upon a certain motorcycle are exempt from protective headgear requirements, etc. Bill referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Transportation Committee agenda for 11/14/2017. Passed Transportation Committee, now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. This bill has three more committee stops, will not pass this session. **Did not pass.**

**HB 353: Autonomous Vehicles – (Fisher; Brodeur – Co-introducers: Jacobs; Payne)** – Related to SB 712. Authorizes person to operate, or engage autonomous technology to operate, autonomous vehicle in autonomous mode; provides that autonomous technology is deemed operator of autonomous vehicle operating in autonomous mode; provides construction & applicability; defines "human operator." Referred to Transportation and Infrastructure Subcommittee; Appropriations Committee; Government Accountability Committee. Passed Transportation and Infrastructure Subcommittee, now in Appropriations Committee. On Appropriations Committee agenda for 01/22/2018, 3:00PM, Webster Hall. Passed Appropriations Committee with 20 Yeas and Zero Nays. Next stop is Government Accountability Committee. This bill has one committee stop left in the House, the Senate companion bill has two committee stops. Don't count this one out yet, the Senate sponsor (Brandes) is a fan of this bill and might get it through. This bill and the Senate companion have not been scheduled for their last committee stops. Not looking likely to pass. **Did not pass.**

**SB 384: Electric Vehicles – (Brandes)** – Companion bill is HB 981. Requiring the Florida Transportation Commission to review all sources of revenue for transportation infrastructure and maintenance projects and prepare a report to the Governor and the Legislature when the commission determines that electric vehicles make up a certain percentage or more of the total number of vehicles registered in this state; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate the increased use of autonomous technology and electric vehicles, etc. Bill referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Bill was amended to add hybrid vehicles, when hybrid and electric vehicles comprise 2% of the total number of vehicles registered in the state, the Florida Transportation Commission must conduct a study of the fiscal impact to transportation funding. Bill as amended passed Transportation Committee 7 Yeas, Zero Nays. This bill has two committee stops left, the House companion bill has passed all committees and is waiting on a full House floor vote. Don't count this one out yet. Will require procedural maneuvering to pass. **Did not pass.**

**SB 504: Autocycles – (Perry)** – Related bill HB 215 (see HB 215 for an image of an autocycle). Defining the term “autocycle”; requiring safety belt or, if applicable, child restraint usage by an operator or passenger of an autocycle; including an autocycle in the definition of the term “motorcycle”; authorizing a person to operate an autocycle without a motorcycle endorsement, etc. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On agenda for Transportation Committee 11/14/2017. Passed Transportation Committee, now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism and Economic Development with 8 Yeas, Zero Nays. Now in Appropriations. Passed Appropriations – 19 Yeas, Zero Nays. Next step is a full Senate floor vote. The House version of this bill has passed the House. Likely to become law. Placed on Calendar, headed to a floor vote. **Headed to the Governor's Desk for his signature.**

**HB 525: High-Speed Passenger Rail – (Grall; Magar)** – Similar bill SB 572. Requires railroad companies operating high-speed passenger rail system to be responsible for certain maintenance, improvement, & upgrade costs; specifies that governmental entity is not responsible for such costs unless it consents in writing. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability Committee. Will not pass this session. **Did not pass.**

**HB 535: Statewide Alternative Transportation Authority – (Avila)** – Companion bill is SB 1200. Please see the 11/17/2017 MPOAC Legislative Update Newsletter Overview for more information on this bill. Renames Florida Rail Enterprise as Statewide Alternative Transportation Authority; revises annual allocations for Transportation Regional Incentive Program; specifies annual allocations to TBARTA & authority for certain purposes; provides requirements for use of funds provided to authority; requires enterprise contracts to remain with authority; provides requirements for funding requests & county matching funds; revises & provides definitions; replaces powers & duties of enterprise re: high-speed rail system with powers & duties of authority re: alternative transportation system; exempts proposed projects funded under authority from certain development requirement. The bill was referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability Committee. Bill was amended by Transportation and Infrastructure Subcommittee, passed 13 Yeas, Zero Nays. This bill has two committee stops left to go, Senate version has been advancing. Will not pass this session. **Did not pass.**

**SB 542: Public Financing of Construction Projects – (Rodriguez)** – Prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study and having such study published and approved by the Department of Environmental Protection; requiring the department to publish such studies on its website, subject to certain conditions, etc. Referred to Environmental Preservation and Conservation; Governmental Oversight and Accountability; Appropriations Subcommittee on the Environment and Natural Resources; Appropriations. Will not pass this session. **Did not pass.**

**SB 544: Procurement Procedures – (Brandes)** – Specifying the applicability of procedures for the resolution of protests arising from the contract solicitation or award process for certain procurements by specified transportation,

expressway, and bridge authorities, etc. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Transportation Committee agenda for 11/14/2017. Was Temporarily Postponed. Passed Transportation, now in Appropriations Subcommittee on Transportation, Tourism, and Economic Development. This bill has two committee stops left, will not pass this session. **Did not pass.**

**SB 548: Traffic Infraction Detectors – (Campbell)** – Companion Bill is HB 6001. Repealing provisions relating to the definitions of “local hearing officer” and “traffic infraction detector,” respectively and relating to the installation and use of traffic infraction detectors to enforce specified provisions when a driver fails to stop at a traffic signal, provisions that authorize the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use such detectors and that cap fines and provide for the deposit and use of fines, and the distribution of specified penalties, respectively, etc. Referred to Transportation; Community Affairs; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Will not pass this session. **Did not pass.**

**HB 567: Small Business Roadway Construction Mitigation Grant Program – (Richardson)** – Similar Bill SB 182. Requires DOT to create Small Business Roadway Construction Mitigation Grant Program; requires disbursement of grants to qualified businesses; limits grant amount; provides application & eligibility requirements; requires assistance by DEO; provides for award prioritization; requires report & rulemaking. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability Committee. Bill was amended by Transportation and Infrastructure Subcommittee, passed 12 Yeas, Zero Nays. Will not pass this session, has two committee stops left. **Did not pass.**

**SB 572: High-Speed Passenger Rail – (Mayfield; Co-Introducer: Gainer)** – Similar bill HB 525. Designating the "Florida High-Speed Passenger Rail Safety Act"; providing powers and duties of the Florida Department of Transportation; requiring the Florida Division of Emergency Management to offer, under certain circumstances, the local communities and local emergency services located along the rail corridor training specifically designed to help them respond to an accident involving rail passengers or hazardous materials; requiring a railroad company operating a high-speed passenger rail system to be solely responsible for certain maintenance, improvement, and upgrade costs, etc. Referred to Transportation; Community Affairs; Appropriations. On Transportation Committee agenda for 11/14/2017. Passed Transportation Committee 6 Yeas, Zero Nays. Now in Community Affairs. The bill will be presented in a workshop forum at the Community Affairs Committee on 01/23/2018 at 5:00PM, Room 301, Senate Office Building. Will not pass this session, has two committee stops left and the House companion bill has not advanced. **Did not pass.**

**HB 575: Metropolitan Planning Organizations – (Beshears)** – Revises MPO voting membership requirements according to population; prohibits entire county commission from being members of governing board; revises percentage of membership which may be composed of county commissioners; requires adoption of certain bylaws; revises member reappointment provisions; requires compliance with certain provisions by specified date. MPOs with an urbanized population under 500,000 must have a board of between 5 and 11 members, MPOs with an urbanized population over 500,000 must have a board of between 5 and 15 members. The bill does not affect the Miami-Dade TPO. The bill bans weighted voting and places term limits on Governing Board Members. Referred to Transportation and Infrastructure Subcommittee; Local, Federal and Veterans Affairs Subcommittee; Government Accountability Committee. Passed Transportation and Infrastructure Subcommittee with 13 Yeas, Zero Nays. Now in Local, Federal and Veteran Affairs Subcommittee. The bill passed Local, Federal and Veterans Affairs Subcommittee with a vote of 13 Yeas, 1 Nay. The bill now moves to the Government Accountability Committee. Will not pass this session, the Senate companion bill has not advanced. **Did not pass.**

**HB 633: Florida Smart City Challenge Grant Program – (Fischer; Co-Introducer: Jacobs)** – Companion bill is SB 852. Creates Florida Smart City Challenge Grant Program within DOT; provides program goals &

grant eligibility requirements; requires DOT to issue request for proposals; provides proposal requirements, grant award requirements, & requirements for use of grant funds; requires reports; requires administrative support by DOT; provides appropriation. Annual amount: \$15,000,000.00. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability Committee. On the Transportation and Infrastructure Subcommittee agenda, 01/23/2018 at 9:00AM, Reed Hall. The bill passed Transportation and Infrastructure Subcommittee with 13 Yeas and Zero Nays. Now in Transportation and Tourism Appropriations Subcommittee. On Committee Agenda for 02/13/2018 at 12:30PM, Sumner Hall. Passed Transportation and Tourism Appropriations Subcommittee – 13 Yeas, Zero Nays. Has one committee stop left. The Senate companion has two committee stops left and is scheduled on committee agenda for next week. Don't count this bill out yet, this will be a close one as to whether or not it becomes law. Passed Government Accountability Committee with 22 Yeas, Zero Nays. Headed to a full floor vote. Senate companion is headed to it's final committee stop next week. **Did not pass.**

**SB 688: Charter County and Regional Transportation System Surtax – (Garcia)** – Companion bill is HB 243. Requiring counties, except under certain circumstances, to use surtax proceeds only for specified purposes; prohibiting the use of such proceeds for non-transit purposes, etc. Referred to Community Affairs; Appropriations Subcommittee on Finance and Tax; Appropriations. Passed Community Affairs with 5 Yeas, Zero Nays. Now in Appropriations Subcommittee on Finance and Tax. On the agenda for Appropriations Subcommittee on Finance and Tax, 01/29/2018 at 1:30PM in Room 401, Senate Office Building. Passed Appropriations Subcommittee on Finance and Tax with 6 Yeas, Zero Nays. Now in Appropriations Committee. One Committee stop left to go, the House version is headed to a Floor vote. This bill is likely to become law. Not on the agenda for the Appropriations Committee meeting (last one). Will require some procedural maneuvering to pass. **Did not pass.**

**SB 712: Autonomous Vehicles – (Brandes)** – Related to HB 353. Exempting an autonomous vehicle being operated in autonomous mode from a certain prohibition on the operation of a motor vehicle if the vehicle is actively displaying certain content that is visible from the driver's seat while the vehicle is in motion; authorizing a fully autonomous vehicle to operate in this state regardless of whether a licensed human operator is physically present in the vehicle; authorizing the Secretary of Transportation to enroll the state in any federal pilot program or project for the collection and study of data for the review of automated driving systems, etc. Referred to Transportation; Banking and Insurance; Rules. Passed Transportation with 7 Yeas and Zero Nays. The next stop is Banking and Insurance. The House version has one committee stop left before heading to a full floor vote. Don't count this bill out yet. This bill and the House companion have not been scheduled for their last committee stops. Not looking likely to pass. **Did not pass.**

**SB 782: Bollards Grant Program – (Rodriguez)** - Requiring the Department of Transportation to develop the Bollards Grant Program in order to provide grants to municipalities and counties for the installation of bollards in their jurisdictions; requiring a county or municipality to specify in its application the area, which may include private property, where it intends to install bollards and why the installation is needed, etc. Annual amount: \$250,000.00. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Will not pass this session. **Did not pass.**

**HB 807: Metropolitan Planning Organizations – (Diamond)** – Companion Bill is SB 984. Allows MPOs designated after July 01, 2018 as the result of a merger of two or more existing MPOs to have at least 5 Governing Board members. The bill does not place an upper limit on the number of Governing Board members for MPOs designated after July 01, 2018 as a result of the merger of two or more existing MPOs. Assigned to Transportation and Infrastructure Subcommittee; Local, Federal and Veterans Affairs Subcommittee; Government Accountability Committee. On the Transportation and Infrastructure Committee agenda for 01/23/2018 at 9:00AM, Reed Hall. Passed Transportation and Infrastructure Subcommittee with 13 Yeas and Zero Nays. On the Committee Agenda for Local, Federal and Veterans Affairs Subcommittee on 01/29/2018 at 3:00PM in Room 12 of the House Office Building. Passed Local, Federal and Veterans Affairs Subcommittee

with 11 Yeas, Zero Nays. Now in Government Accountability. This bill has one committee stop left to go. The Senate companion bill has three committee stops left to go. Will not pass this session. **Did not pass.**

**HB 815: County and Municipal Public Officers and Employees – (Avila; Co-Introducers: La Rosa)**

- Companion bill is SB 1180. This bill does a number of things, of importance to MPOs are two requirements related to travel in the bill. First, out of state travel for public officials must be approved by the full governing body of the county or municipality at a publicly noticed meeting and must be on the meeting agenda with an itemized list detailing all anticipated travel expenses. The public official travel must be approved by a majority vote of the governing body. This may create problems for MPO board members to attend events/conferences and USDOT led events given that short notice travel would be virtually impossible to be approved in advance. The second issue for MPOs is the cap of lodging expenses in excess of \$120 per night. For MPOs that are administratively housed within a County or Municipality, the lodging cap of \$120 per night would apply to you. Foreign travel by county or municipal officers cannot be paid by their government body. Travel expenses incurred by public officers and employees may only be paid for if it is incurred 24 hours before, during and after the event necessitating the travel. Travel expenses outside those timeframes cannot be paid for by the government entity. The bill has been referred to Local, Federal and Veterans Affairs Subcommittee; Public Integrity and Ethics Committee; Government Accountability Committee. Passed Local, Federal and Veterans Affairs Subcommittee with 12 Yeas and 2 Nays. Now in Public Integrity and Ethics Committee. Committee Substitute passed Public Integrity and Ethics Committee with 12 Yeas, 6 Nays. The next stop will be Government Accountability Committee. The bill has undergone some changes and is much easier to work with now. The hotel limit of \$120 per night has been removed and applies to only elected officials now. This bill has one committee stop left to go, the Senate companion bill has two committee stops left to go and is on the agenda for a committee stop this coming week. Don't count this bill out yet. Passed Government Accountability Committee with 17 Yeas, 4 Nays. Headed to full floor vote. Senate companion has one more committee stop. Placed on 3<sup>rd</sup> Reading, ready for a full floor vote. **Did not pass.**

**SB 852: Florida Smart City Challenge Grant Program – (Brandes; Co-Introducer: Taddeo)** – Companion bill is HB 633. Creates Florida Smart City Challenge Grant Program within DOT; provides program goals & grant eligibility requirements; requires DOT to issue request for proposals; provides proposal requirements, grant award requirements, & requirements for use of grant funds; requires reports; requires administrative support by DOT; provides appropriation. Annual amount: \$15,000,000.00. Referred to Transportation; Transportation, Tourism and Economic Development Appropriations Subcommittee; Appropriations. On the Transportation Committee agenda for 01/18/2018 at 10:00AM in Room 401 of the Senate Office Building. Passed Transportation Committee with 7 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. The House version has one committee stop left. This bill has two committee stops left and is scheduled on the Appropriations Subcommittee on Transportation, Tourism and Economic Development agenda for 02/21/2018 at 1:30PM in room 110, Senate Office Building. Don't count this bill out yet, this will be a close one as to whether or not it becomes law. On the Appropriations Committee agenda for 02/27/2018 at 11:00AM in Room 412, Knott Building. House companion is headed to full floor vote. Passed Appropriations Committee with 17 Yeas, 1 Nay. Headed to the full Senate. **Did not pass.**

**HB 981: Electric Vehicles – (Olszewski)** – Companion bill is SB 384. Requiring the Florida Transportation Commission to review all sources of revenue for transportation infrastructure and maintenance projects and prepare a report to the Governor and the Legislature when the commission determines that electric vehicles make up a certain percentage or more of the total number of vehicles registered in this state; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate the increased use of autonomous technology and electric vehicles, etc. Bill referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability. Bill passed Transportation and Infrastructure Subcommittee 13 Yeas, Zero Nays. Now in Transportation and Tourism Subcommittee. On Committee agenda-- Transportation and Tourism Appropriations Subcommittee, 01/29/18, 3:00 pm, Reed Hall. Passed Transportation and Tourism Appropriations Subcommittee with 10 Yeas, 1 Nay. Passed Government Accountability Committee with 20

Yeas, Zero Nays. Next stop is a vote of the full House. The Senate companion bill has two stops left, don't count this one out yet. On special order calendar for 02/28/2018, meaning it is going for a full floor vote. Passed the House with 111 Yeas, 2 Nays. Sent to the Senate (messages) and was assigned to Transportation, Appropriations Subcommittee on Transportation, Tourism and Economic Development, and Appropriations Committee. **Did not pass.**

**SB 984: Metropolitan Planning Organizations – (Brandes)** – Companion Bill is HB 807. Allows MPOs designated after July 01, 2018 as the result of a merger of two or more existing MPOs to have at least 5 Governing Board members. The bill does not place an upper limit on the number of Governing Board members for MPOs designated after July 01, 2018 as a result of the merger of two or more existing MPOs. The bill has been filed but not yet assigned to committees. Bill assigned to Transportation, Community Affairs, Rules. Will not pass this session. **Did not pass.**

**SB 1012: Alligator Alley Toll Road – (Passidomo)** – Requiring fees generated from tolls to be used to reimburse, by interlocal agreement effective for a specified period of time, a county or another local governmental entity for the direct actual costs of operating a specified fire station, which may be used by a county or another local governmental entity to provide fire, rescue, and emergency management services to the public, etc. Referred to Transportation; Appropriations Subcommittee on Transportation, Tourism and Economic Development; Appropriations. On Transportation Committee agenda for 01/18/2018 at 10:00AM in room 401 of the Senate Office Building. Passed Transportation Committee with 7 Yeas, Zero Nays. Now in Appropriations Subcommittee on Transportation, Tourism and Economic Development. Passed Appropriations Subcommittee on Transportation, Tourism and Economic Development with 10 Yeas, Zero Nays. Next stop is Appropriations Committee. There is not a House companion bill. On Appropriations Committee agenda for 02/27/2018 at 11:00AM in Room 412 of the Knott Building. Passed Appropriations Committee with 17 Yeas, Zero Nays. Headed to a full floor vote. **Headed to the Governor's Desk for his signature.**

**HB 1033: Dockless Bicycle Sharing – (Toledo)** – Companion bill is SB 1304 by Young. Providing insurance requirements for a bicycle sharing company; providing requirements for dockless bicycles made available for reservation by such company, etc. Bill referred to Careers and Competition Subcommittee; Commerce Committee. On the agenda for Careers and Competition Subcommittee for 01/16/2018 at 3:00PM in room 216 in the Capitol Building. Amended version passed Careers and Competition Subcommittee with 13 Yeas, 1 Nay. Now in Commerce Committee. Has one committee stop to go before a full House vote. The Senate companion bill has two committee stops to go. Not likely to pass this session. Passed Commerce Committee with 23 Yeas, Zero Nays. On special order calendar for 02/28/2018 which means it is headed to a full floor vote. Passed the full House with 114 Yeas, Zero Nays. Sent to the Senate and assigned to Banking and Insurance, Community Affairs, and Rules committees. **Did not pass.**

**SB 1180: County and Municipal Public Officers and Employees – (Steube)** – Companion bill is HB 815. This bill does a number of things, of importance to MPOs are two requirements related to travel in the bill. First, out of state travel for public officials must be approved by the full governing body of the county or municipality at a publicly noticed meeting and must be on the meeting agenda with an itemized list detailing all anticipated travel expenses. The public official travel must be approved by a majority vote of the governing body. This may create problems for MPO board members to attend events/conferences and USDOT led events given that short notice travel would be virtually impossible to be approved in advance. The second issue for MPOs is the cap of lodging expenses in excess of \$120 per night. For MPOs that are administratively housed within a County or Municipality, the lodging cap of \$120 per night would apply to you. Foreign travel by county or municipal officers cannot be paid by their government body. Travel expenses incurred by public officers and employees may only be paid for if it is incurred 24 hours before, during and after the event necessitating the travel. Travel expenses outside those timeframes cannot be paid for by the government entity. This bill has undergone several changes, the hotel amount cap of \$120 has been removed. The bill has been referred to Ethics and Elections; Community Affairs; Rules. On the Ethics and

Elections Committee Agenda for 02/13/2018 at 2:00PM in Room 412, Knott Building. Passed Ethics and Elections Committee – 5 Yeas, 3 Nays. On the Community Affairs Committee Agenda for 02/20/2018 at 1:30PM in Room 301, Senate Office Building. The House version has one committee stop left to go, don't count this bill out yet. House version passed last committee stop and is headed to a full floor vote. Senate version (this bill) passed Community Affairs Committee with 7 Yeas, Zero Nays. Now headed to Rules Committee which meets on 02/26/2018 – this bill is not on the agenda. No change. **Did not pass.**

**SB 1188: Strategic Intermodal System – (Rouson)** – Companion Bill is HB 1277. Specifies that the Strategic Intermodal System and the Emerging SIS shall include existing or planned corridors that are managed lanes of transit. Referred to Transportation; Community Affairs; Rules. On the Transportation Committee Agenda for 02/13/2018 at 2:00PM in Room 401 of the Senate Office Building. Passed Transportation Committee – 6 Yeas, Zero Nays. Now in Community Affairs. The House version is not advancing, will not pass this session. **Did not pass.**

**SB 1200: Statewide Alternative Transportation Authority – (Young; Co-Introducer: Galvano)** – Companion bill is HB 535. Please see the 11/17/2017 MPOAC Legislative Update Newsletter Overview for more information on this bill. Renames Florida Rail Enterprise as Statewide Alternative Transportation Authority; revises annual allocations for Transportation Regional Incentive Program; specifies annual allocations to TBARTA & authority for certain purposes; provides requirements for use of funds provided to authority; requires enterprise contracts to remain with authority; provides requirements for funding requests & county matching funds; revises & provides definitions; replaces powers & duties of enterprise re: high-speed rail system with powers & duties of authority re: alternative transportation system; exempts proposed projects funded under authority from certain development requirement. The bill was referred to Transportation; Transportation, Tourism and Economic Development Appropriations Subcommittee; Appropriations. On Transportation Committee agenda for 02/06/2018 at 2:00PM in Room 401 of the Senate Office Building. Passed Transportation Committee with 6 Yeas, 1 Nay. On the Appropriations Subcommittee on Transportation, Tourism and Economic Development Agenda for 02/14/2018 at 1:30PM in Room 110, Senate Office Building. Passed Appropriations Subcommittee on Transportation, Tourism and Economic Development – 7 Yeas, 3 Nays. Now in Appropriations Committee. House companion bill has two committee stops left to go, will not pass this session. **Did not pass.**

**HB 1277: Strategic Intermodal System – (Willhite)** – Companion Bill is HB 1188. Specifies that the Strategic Intermodal System and the Emerging SIS shall include existing or planned corridors that are managed lanes of transit. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; Government Accountability. Will not pass this session. **Did not pass.**

**HB 1299: Public School Transportation – (Raburn)** – Companion bill is HB 188. Requiring district school boards to provide transportation to certain students; revising the speed and road conditions that meet the requirements for a hazardous walking condition; requiring a district school superintendent to request a review of a hazardous walking condition upon receipt of a written request from a parent of a student, etc. Referred to PreK-12 Innovation Subcommittee; PreK-12 Appropriations Subcommittee; Education. Passed PreK-12 Innovation Subcommittee with 10 Yeas and Zero Nays. Now in PreK-12 Appropriations Subcommittee. This bill has two committee stops left to go, will not pass this session. **Did not pass.**

**SB 1304: Dockless Bicycle Sharing – (Young)** – Companion bill is HB 1033 by Toledo. Providing insurance requirements for a bicycle sharing company; providing requirements for dockless bicycles made available for reservation by such company, etc. Bill referred to Banking and Insurance; Community Affairs; Rules. On the Banking and Insurance Committee Agenda for 02/06/2018 at 11:00AM in Room 110 of the Senate Office Building. Passed Banking and Insurance Committee with 8 Yeas, 2 Nays. On the Community Affairs Committee Agenda for 02/13/2018 at 10:00AM in Room 301 of the Senate Office Building. Was not considered at last committee stop. Has two committee stops to go, the House version has one committee stop to go. Not likely to pass this session. **Did not pass.**

**SB 1350: Airports – (Perry)** – Increasing eligibility for certain funding by the DOT to include airports that have fewer than a specified number of commercial passenger enplanements annually. Bill referred to Transportation; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. Will not pass this session. **Did not pass.**

**SB 1516: Metropolitan Planning Organizations – (Perry)** – This is a companion bill to HB 575, at this time the two bills are identical – HB 575 is likely to undergo revisions. Revises MPO voting membership requirements according to population; prohibits entire county commission from being members of governing board; revises percentage of membership which may be composed of county commissioners; requires adoption of certain bylaws; revises member reappointment provisions; requires compliance with certain provisions by specified date. MPOs with an urbanized population under 500,000 must have a board of between 5 and 11 members, MPOs with an urbanized population over 500,000 must have a board of between 5 and 15 members. The bill does not affect the Miami-Dade TPO. The bill bans weighted voting and places term limits on Governing Board Members. The bill was filed on 01/04/2018, on 01/12/2018 it was referred to Transportation, Community Affairs and Rules. Will not pass this session. **Did not pass.**

**HB 6001: Traffic Infraction Detectors – (Avila; Ingoglia)** – Similar to SB 176. Companion Bill is SB 548. Repeals provisions relating to installation & use of traffic infraction detectors to enforce specified provisions when driver fails to stop at traffic signal, provisions that authorize DHSMV, county, or municipality to use such detectors, & provisions for distribution of penalties collected for specified violations. Referred to Appropriations Committee, on the Committee agenda for 10/10/2017. Bill passed Appropriations Committee (Yeas 16, Nays 10). Bill has been placed on Calendar for Full House Vote. The Bill passed the full House on a vote of 83 Yeas, 18 Nays. This bill has been sent to the Senate. Senate version has not advanced, will not pass this session. **Did not pass.**