

*Mayor Susan Haynie*  
Chair

## Legislative Update for the week ending 04/28/2017

### Overview

Greetings Readers! This is the final week of regular legislative session. I say this because the House and Senate are working long hours over the weekend to craft a funding/spending plan for the coming fiscal year. Reports coming out Saturday evening (4/29) indicated that most areas of the budget have general agreements pinned down between House and Senate representatives. There are apparently still a few budget areas hanging up discussion and the list of local projects seeking funding is not finalized. Of course, the Governor has been fairly mum about his likes and dislikes and he does have the authority to line item veto the budget or even veto the whole budget. Since the governor's top priorities, funding Enterprise Florida and Visit Florida, aren't in the proposed budget at anything near the funding levels the Governor asked for, we could see a few surprises from his veto pen. That will have to be a review for another newsletter though. For now, the legislature needs to have a finalized budget done by Tuesday in order to adjourn on time. There appears to be a lot of work to do between now and Tuesday and reports are coming in that lawmakers were working on Saturday, some even dressed in jeans as they hammered out agreements on spending.

Federal Legislative Update – Certainly you heard, probably from many sources, the news about the Federal rulemaking named MPO Collaboration and Planning Area Reform this week. The clerk of the United States House of Representatives reported that on Thursday that at 2:18 PM, Senate Bill 496 passed the House by a vote of 417 to 3. The next stop is the President's desk and his signature.

Last week I shared with you some movement and amendments that were made to HB 1375 (Specialty License Plates) and a change in how the funding would be distributed. To refresh your memory, currently \$15 for each Share the Road plate goes to Bike Florida and Florida Bicycle Association. The funding would be re-directed to the Florida Sports Foundation who would then distribute some of the funds to Bike Florida and Florida Bicycle Association. Additionally, the Florida Sports Foundation would take some funds for administrative purposes. There are two companion bills, SB 56 which does not appear to be moving and SB 784 which is on the agenda for the Appropriations Committee (04/25/2017). An amendment could be attached to SB 784 on Tuesday. Last week I asked you to keep an eye on these bills. I can report that HB 1375 has passed the House and has been received by the Senate with the amendment described here still attached.

We will catch up with you next week – I hope you enjoy this edition of the Legislative Update!

Lastly, this issue of the Legislative Update, as all issues do, contains changes to bill status or bills that are new to this Legislative Update in **RED** for your ease of discerning changes from the previous edition. For a fast read, look for the changes in **RED**.

---

*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)

## Meetings of interest next week

### **Monday**

Senate

Appropriations Committee  
Full Session  
Special Order Calendar Group

House

Rules and Policy Committee

### **Tuesday**

Senate

Full Session  
Special Order Calendar Group

House

Full Session

### **Wednesday**

Senate

Full Session

House

Full Session

### **Thursday**

Senate

Full Session

House

Full Session

### **Friday – Sine Die**

Senate

Full Session

House

Full Session

## Legislation of interest to the membership

**Changes from last update are shown in RED**

**HB 139: Local Tax Referenda – (Ingoglia; Avila - CO-INTRODUCERS: Donalds; Gruters; Massullo) – (Companion Bill SB 278 – Steube)** - Requires local government discretionary sales surtax referenda to be held on the date of a general election. Passed Local, Federal and Veterans Affairs Subcommittee. Now in Ways and Means Committee. Companion bill introduced (SB278) and assigned to committees but has not been heard in committees. A committee substitute bill was passed by the Ways and Means Committee and has been sent to the Government Accountability Committee where it is waiting to be heard. A Committee Substitute was passed out of the Government Accountability Committee and placed on Special Order Calendar for 04/25/2017.

**Passed the House and received in the Senate.**

**HB 221: Transportation Network Companies – (Sprowls)** - Provides that transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles/for-hire vehicles; requires TNC to designate & maintain agent for service of process; provides fare requirements & requirements for TNC's digital network; provides for electronic receipt; provides automobile insurance requirements & requirements for specified proof of coverage; provides disclosure requirements for TNC driver in event of accident; requires TNC to cause its insurer to issue certain payments directly to certain parties; requires TNC to make specified disclosures in writing to TNC drivers; authorizes specified insurers to exclude certain coverage; provides that right to exclude coverage applies to coverage included in automobile insurance policy; provides that specified automobile insurers have right of contribution against other insurers that provide automobile insurance to same TNC drivers in satisfaction of certain coverage requirements under certain circumstances; requires TNC to provide specified information to certain parties during claims coverage investigation; requires certain insurers to disclose specified information to other insurer involved in claim; provides that TNC drivers are independent contractors if specified conditions are met; requires TNC to implement zero-tolerance policy for drug/alcohol use; provides TNC driver requirements; requires TNC to conduct background check for TNC driver; prohibits TNC driver from accepting certain rides or soliciting/accepting street hails; requires TNC to adopt nondiscrimination policy & notify TNC drivers of policy; requires TNC drivers to comply with nondiscrimination policy & applicable laws regarding nondiscrimination & accommodation of service animals; prohibits TNC from imposing additional charges for providing services to persons who have physical disabilities; requires TNC to maintain specified records; specifies that TNCs, TNC drivers, & TNC vehicles are governed exclusively by state law; prohibits local governmental entities & subdivisions from taking specified actions; provides applicability & construction. Passed both Committees, and passed the House. Referred to three Committees: Banking and Insurance, Judiciary, and Rules. This bill was withdrawn from Committees and was substituted for SB340 which had a couple of committee substitutes on it. It was then heard by the full Senate and passed on the 19<sup>th</sup> of April. This bill has passed both chambers.

**SB 340: Transportation Network Companies - (Brandes – CO-INTRODUCER: Galvano)** - Providing that a transportation network company (TNC) driver is not required to register certain vehicles as commercial motor vehicles or for-hire vehicles; providing requirements for a TNC's digital network; providing that specified automobile insurers have a right of contribution against other insurers that provide automobile insurance to the same TNC drivers in satisfaction of certain coverage requirements under certain circumstances, etc. Referred to three Committees. The Banking and Insurance Committee moved a committee substitute forward. Committee Substitute passed the Judiciary Committee. Now before the full Senate. Placed on Special Order Calendar for 04/18/2017. This was laid on the table and HB221 was substituted for this bill.

**SB 596: Utilities – (Hutson) - Companion Bill (HB 687)** - Utilities; Creating the “Advanced Wireless Infrastructure Deployment Act”; prohibiting the Department of Transportation and certain local governmental entities, collectively referred to as the “authority,” from prohibiting, regulating, or charging for the collocation of small wireless facilities in public rights-of-way under certain circumstances; providing that approval of, and charges by, an authority are not required for routine maintenance, the replacement of certain wireless facilities, or the installation, placement, maintenance, or replacement of certain micro wireless facilities, etc. Passed Communications, Energy and Public Utilities Committee. Committee Substitute passed Government Oversight and Accountability Committee. Passed by Rules Committee on 04/19/2017, now on 2<sup>nd</sup> reading in Senate. HB 687 Referred to two Committees, in the Energy, Utilities and Commerce Committee and passed one. **This bill was laid on the table and substituted/referred to CS/CS/HB 687.**

**HB 647: Hillsborough County Public Transportation Commission - Grant, J. ; Toledo ; (CO-INTRODUCERS) Harrison ; Raburn ; Raulerson ; Shaw ; Spano** - Prohibits commission from incurring additional obligations or indebtedness; requires liquidation of assets & satisfaction of existing obligations & indebtedness by a specified date; dissolves commission; corrects cross reference. Passed Transportation and Infrastructure Committee. Passed Government Accountability Committee, now before the full House. **Passed the House and received in the Senate.**

**SB 720: Central Florida Expressway Authority – (Mayfield) – Companion Bill (HB299)** - Central Florida Expressway Authority; Increasing the number of members making up the governing body of the Central Florida Expressway Authority; adding the geographical boundary of Brevard County to the area served by the authority, etc. SB720 has been assigned to three committees. Passed two committees. Now on the Rules calendar of 04/25/2017 in the Senate. **Now on Special Order Calendar for 05/02/2017.** HB299 has passed the full House and was received in the Senate.

**SB 842: South Florida Regional Transportation Authority (Articles - Co-Introducer: Galvano) – Companion Bill HB 695** – Authorizing the South Florida Regional Transportation Authority, in conjunction with the operation of a certain commuter rail service, to have the power to assume specified indemnification and insurance obligations, subject to certain requirements; requiring the Department of Transportation to transfer specified amounts annually from the State Transportation Trust Fund to the authority, etc. Committee Substitute proposed by the Transportation Committee, pending reference review. The Committee Substitute is now in Senate Appropriations Subcommittee on Transportation, Tourism and Economic Development. Passed all but Appropriations Committee, will be heard in that committee on 04/25/2017. **Passed Appropriations Committee, placed on Calendar, Substituted CS/CS/CS/HB 695 and Laid SB 842 on the Table.**

**HB 865: Department of Transportation (Williamson – Co-Introducer Fischer)** – This is the annual bill put forward by the Department and this year is a fairly “light” year for their bill. It contains clean-up provisions for mostly minor things. The last part of the bill does place some restrictions on the Tri-Rail system and their ability to contract. Here is a link to the bill: <http://flsenate.gov/Session/Bill/2017/00865> The Bill was filed on February 17<sup>th</sup> and has not had any further action.

Provides for assessment & calculation of fine for unlawful weight & load of natural gas-fueled vehicle; requires written certification of weight information; provides gross vehicle weight requirements; provides exception; requires inspection of certain bridges at intervals required by Federal Highway Administration; revises amount for which DOT may enter into certain construction & maintenance contracts; provides requirements for validation of turnpike revenue bonds & related complaints; waives requirements for approval of certain work program amendments by LBC; deletes provisions regarding Florida Highway Beautification Council; transfers certain powers & duties to DOT; prohibits SFRTA from entering into certain contracts/agreements & committing certain funds w/o DOT approval of expenditures; prohibits certain funds to be provided to authority except under certain circumstances; provides requirements for entering into certain new contracts. Passed Transportation and Infrastructure Subcommittee. Now in Transportation and Tourism Appropriations Subcommittee. To be heard in the Government Accountability Committee this coming week. **Passed through the House and was received in the Senate.**

**SB 1672: Tampa Bay Area Regional Transit Authority (Latvala – Co-Introducers Galvano; Rouson)** - Creating the Tampa Bay Area Regional Transit Authority Metropolitan Planning Organization Chairs Coordinating Committee to replace the Tampa Bay Area Regional Transportation Authority Metropolitan Planning Organization Chairs Coordinating Committee; revising the definition of the term “authority” to mean the Tampa Bay Area Regional Transit Authority and to include only Hillsborough, Manatee, Pasco, and Pinellas Counties and any other contiguous county that is party to an agreement of participation; creating the Tampa Bay Area Regional Transit Authority, instead of the Tampa Bay Area Regional Transportation Authority, etc. Referred to three committees. Committee Substitute passed the Transportation Committee. Passed Community Affairs Committee, will be heard in Appropriations Committee on 04/25/2017. **Passed the Senate and has been sent to the House.**

## Other transportation legislation

**HB 179: Veteran Identification – (Combee)** - Veteran Identification; Requires DHSMV to create veteran identification card for certain purposes; provides for design of card; provides eligibility requirements; prohibits use of card for certain purposes; authorizes use of card as proof of veteran status for obtaining waivers of license/registration fees relating to certain businesses & occupations & carrying concealed weapons/firearms. Committee Substitute by Local, Federal and Veteran's Affairs Subcommittee, passed; Completed CS review. Committee Substitute passed the Transportation and Tourism Appropriations Subcommittee, now in the Government Accountability Committee. **Passed the House and has been received by the Senate.**

**SB 302: Penalties and Fees – (Brandes - CO-INTRODUCERS: Rouson; Young)** - Revising requirements relating to the payment of court-related fines or other monetary penalties, fees, charges, and costs; prohibiting the suspension of a person's driver license solely for failure to pay a penalty if the person demonstrates to the court, when specified, that he or she is unable to pay such penalty; revising penalties relating to suspending, revoking, or withholding issuance of driver licenses or driving privileges for minors under a specified age who possess firearms under certain circumstances, etc. Committee Substitute by Transportation Committee, passed; Completed CS review and advanced to Appropriations Subcommittee on Criminal and Civil Justice. The Appropriations Subcommittee on Criminal and Civil Justice passed a Committee Substitute on 04/13/2017. Now in Appropriations Committee.

**SB 534: Public Works Project – (Perry) Companion bill HB 599** - Public Works Projects; Prohibiting the state and political subdivisions that contract for public works projects from imposing restrictive conditions on certain contractors, subcontractors, or material suppliers or carriers; prohibiting the state and political subdivisions from restricting qualified bidders from submitting bids or being awarded contracts, etc. Committee Substitute by Community Affairs Committee. Committee Substitute passed the Governmental Oversight and Accountability Committee. Bill has passed the Appropriations Committee and is on 2<sup>nd</sup> reading before the Senate. **Substituted CS/CS/HR599 for this bill and SB 534 was Laid on Table.**

**HB 1137: Use of State Funds – (Edwards)** - Provides limitation on actual expenses of certain lodging that may be reimbursed for specified employee; authorizes employee to expend own funds on lodging expenses that exceed specified amount; establishes maximum costs per square foot guidelines for new state-funded construction; provides duties of DMS; provides criminal penalties; requires legislative budget requests for fixed capital outlay for new construction to comply with certain requirements; prohibits use of state funds to purchase alcoholic beverages & food or beverages for certain state agency appreciation or recognition events. Referred to three committees. Passed Oversight, Transparency and Administration Subcommittee. Committee Substitute passed Government Operations and Technology Appropriations Subcommittee, now in Government Accountability Committee. Placed on Committee Agenda for 04/06/2017, was not considered. Passed out of Committees and is on the Special Order Calendar for 04/25/2017.

**HB 1387: Express Lanes – (Nunez)** - Requires DOT & Florida Turnpike Enterprise to ensure reasonable & practicably feasible entry & exit points on express lanes & to undertake efforts to expand reasonable & practicably feasible entry & exit points for certain purposes; provides toll requirements. Introduced on 03/07/2017, referred to three Committees. Passed the Transportation and Infrastructure Subcommittee Agenda. A Committee Substitute passed the Transportation and Tourism Appropriations Subcommittee, now in Government Accountability Committee. **Passed the House and has been received by the Senate.**

**HB 6007: Traffic Infraction Detectors – (Avila; Ingoglia - CO-INTRODUCER: Diaz, M.) – (Very similar to SB 178 - Artiles - CO-INTRODUCERS: Brandes; Mayfield)** - Traffic Infraction Detectors; 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. Passed Transportation and Infrastructure Subcommittee; Passed Appropriations Committee; Passed Government Accountability Committee; Placed on Calendar. On 2<sup>nd</sup> Reading. Placed on Special Order Calendar, 03/22/2017. Passed the full House. Now in the Senate and assigned to three committees: Transportation; Community Affairs; and Transportation, Tourism and Economic Development Appropriations Subcommittee. This bill does not appear to be moving in the Senate.