



# The Florida Metropolitan Planning Organization Advisory Council

*Commissioner Nick Maddox  
Chair*

## **MPOAC Staff Directors' Meeting**

**Date:** Tuesday, January 30, 2020  
**Time:** Noon – 2:30 p.m.  
**Location:** Orlando Airport Marriott Lakeside  
7499 Augusta National Drive, Orlando, FL 32822

**Greg Stuart, Presiding**

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- 1. Call to Order & Pledge of Allegiance**
- 2. Approval of Minutes: October 29, 2019 Meeting**
- 3. Public Comments (non-agenda items)**
- 4. Executive Director's Report**
  - A. UPWP Report**
  - B. Legislative Update**
- 5. Agency Reports**
  - A. Florida Department of Transportation**
  - B. Federal Highway Administration**
- 6. Business Items & Presentations**
  - A. Draft State Fiscal Years 20201-22 UPWP for Presentation**
  - B. Autonomous Vehicle and Alternate Fuel Vehicle FL Market Penetration Rate and VMT Assessment Study by CUTR**
  - C. Hurricane Evacuation Route Behavior Study**
  - D. Creation of Staff Directors Leadership Committee**
  - E. Election of Officers**
- 7. Communications**
- 8. Member Comments**
- 9. Adjournment**

**Any person who desires or decides to appeal any decision made by this Council with respect to any matter considered at this meeting will need a record of the proceedings. For such purposes, such person may need to ensure that a verbatim record of the proceedings is made which record includes testimony and evidence upon which appeal is to be based.**

**The needs of hearing or visually impaired persons shall be met by contacting the Council sponsoring such meeting at least 48 hours prior to the meeting. Please contact Johnathan Waldron at (850) 414-4037 or by email to [John.waldron@mpoac.org](mailto:John.waldron@mpoac.org).**

## **Item Number 1**

### **Call to Order & Pledge of Allegiance**

#### **DISCUSSION:**

The Chair will open the meeting and a quorum will be determined. All are asked to rise for the Pledge of Allegiance.

#### **REQUESTED ACTION:**

None

#### **ATTACHMENT:**

None

## **Item Number 2**

### **Approval of Minutes: October 29, 2019**

#### **DISCUSSION:**

Review and comments from members.

#### **REQUESTED ACTION:**

Approval of Meeting Minutes from the October 29, 2019 meeting of the MPOAC Staff Directors' Committee Meeting.

#### **ATTACHMENT:**

October 29, 2019 MPOAC Staff Directors' Committee Meeting Minutes.

**Florida MPO Advisory Council  
Meeting of the Staff Directors  
October 29, 2019  
Orlando, Florida  
Draft Meeting Minutes**

**Staff Directors in Attendance:**

Lois Bollenback, Vice Chair, River to Sea TPO  
Mary Beth Washnock, Bay County TPO  
Paul Calvaresi, Broward MPO  
Gary Harrell, Charlotte County - Punta Gorda MPO  
Brandy Otero, Collier MPO  
Austin Mount, Florida-Alabama TPO  
Whit Blanton, Forward Pinellas  
Mike Escalante, Gainesville MTPO  
Pat Steed, Heartland Regional TPO  
Steve Diez, Hernando/Citrus County MPO  
Beth Alden, Hillsborough MPO  
Phil Matson, Indian River County MPO  
Michael Woods, Lake-Sumter MPO  
Donald Scott, Lee County MPO  
Beth Beltran, Martin MPO  
Nick Lepp, MetroPlan Orlando  
Wilson Fernandez, Miami-Dade TPO  
Derrick Harris, Ocala/Marion County TPO  
Dawn Schwartz, Okaloosa-Walton TPO  
Nick Uhren, Palm Beach TPA  
Dave Hutchinson, Sarasota/Manatee MPO  
Georganna Gillette, Space Coast TPO  
Peter Buchwald, St. Lucie TPO

**OTHERS IN ATTENDANCE:**

Fred Forbes, Lee County MPO (MPOAC Governing Board)  
Carl Mikyska, MPOAC  
Brigitte Messina, MPOAC  
Paul Gougelman, MPOAC General Counsel  
Jeff Kramer, Center for Urban Transportation Research, USF  
Christen Miller, Center for Urban Transportation Research, USF  
Karen Brunelle, Florida Division, Federal Highway Administration

Cathy Kendall, Florida Division, Federal Highway Administration  
Peter Mancauskas, US-DOT/ Federal Highway Administration  
Huiwei Shen, Florida Department of Transportation  
Mark Reichert, Florida Department of Transportation  
Erika Thompson, Florida Department of Transportation  
Scott Philips, Florida Department of Transportation  
Kellie Smith, Florida Department of Transportation, District 5  
Alison Stettner, Florida Department of Transportation, District 5  
Sandy Johnson, Broward MPO  
Brian Freeman, Indian River County MPO  
Chelsea Favero, Forward Pinellas  
Jason Loschiavo, MetroPlan Orlando  
Matthew Komma, Palm Beach TPA  
Laura Carter, Space Coast TPO  
Mary Jo Gustave, Emerald Coast Regional Council  
Caitlin Cerame, Emerald Coast Regional Council  
Franco Saraceno, Kittelson & Associates  
Jon Sewell, Kimley-Horn  
Henry Lewis, Kimley-Horn  
Carmon Monroy, Stantec  
Rob Cursey, Tindale Oliver  
Dave Bottomley

• **CALL TO ORDER**

Lois Bollenback, Vice Chair, River to Sea TPO, called the meeting to order at 12:10 pm. All stood for the Pledge of Allegiance. Introductions were made.

• **APPROVAL OF MINUTES: JULY 30, 2019 MEETING**

A typographical correction was made to the minutes of the July 30, 2019 Staff Directors' Advisory Committee meeting.

Dave Hutchinson, Sarasota/Manatee MPO, moved to approve the minutes of the July 30, 2019 Staff Directors' Advisory Committee meeting, as amended. Pat Steed, Heartland TPO, seconded. The motion carried unanimously.

• **PUBLIC COMMENTS**

No public comments were made.

## • EXECUTIVE DIRECTOR'S REPORT AGENCY REPORTS

### A. UPWP REPORT

Mr. Carl Mikyska, MPOAC Executive Director, presented the UPWP Report showing expenditures and budget since July 2019, as well as a list of activities and accomplishments of the MPOAC from August through October 2019.

- The MPOAC budget is on track.
- The MPOAC 2020 Policy Positions brochure was completed and printed.
- Mr. Mikyska represented Florida at the TRB Performance Measures Conference in Atlanta, GA.
- The 2020 MPOAC Weekend Institute dates have been set:
  - March 20 – Orlando
  - April 17 – Tampa

### B. LEGISLATIVE UPDATE

Mr. Carl Mikyska informed the membership that pre-session committee weeks for the 2020 Florida Legislative session (which will begin in January 2020) have started. He provided an overview of transportation related legislation introduced to date and other happenings at the Capitol.

Mr. Mikyska noted that Ms. Stacy Miller, FDOT Assistant Secretary of Finance and Administration, presented FDOT's budget requests to the appropriate legislative committees. Overall, the transportation budget request is for approximately \$9.9 billion for the upcoming state fiscal year. Construction and maintenance activities represents 88% (\$8.7B) of the proposed budget. In Florida, a \$1B expenditure in transportation creates about 28,000 jobs. There is a return on investment of about \$4.40 for every \$1.00 invested in transportation. Top priorities of the FDOT are safety, system preservation, congestion relief, and leveraging technology.

Representative Chris Sprowls of Pinellas County was voted as the next (presumed) speaker of the Florida House. Mr. Mikyska noted that Representative Sprowls has expressed his continued support for the Multi-Use Corridors of Regional Economic Significance (M-CORES) initiative. Representative Sprowls also spoke of the need for bi-partisan cooperation, increased cash reserves, disaster recovery funds, and the state's "spending problem."

The next (presumed) Senate President will be Senator Simpson of Pasco, Hernando and Citrus counties. He sponsored the Texting While Driving bill in the previous legislative session.

• **AGENCY REPORTS**

**A. FLORIDA DEPARTMENT OF TRANSPORTATION**

Mr. Mark Reichert, Administrator for Metropolitan Planning, Florida Department of Transportation (FDOT), Office of Policy Planning, updated the members on the activities of FDOT and brought forward information of importance to the membership about FDOT's efforts.

Ms. Huiwei Shen (in attendance) is the new Chief Planner for FDOT and Mr. Chris Edmonston is the new Manager of the Systems Implementation Office. Mr. Scott Philips has joined Mr. Reichert's staff (also in attendance).

The Office of Economic and Demographic Research (EDR) is a research arm of the Legislature principally concerned with forecasting economic and social trends that affect policy making, revenues, and appropriations. Due to updated Revenue Estimating Conference projections, the allocations/commitments were reduced by \$255M through FY 2024/25. The Conference reduced revenue projections to the State Transportation Trust Fund (STTF) due to:

- lower actual fuel consumption compared with prior estimates;
- a lower forecast for tourism which resulted in lower projected rental car surcharge proceeds; and
- a lower forecast for initial registration fees.

In order to address resurfacing needs as well as the emphasis placed on other high priority areas such as connected and automated vehicles and transportation technology, \$529M of capacity-related allocations through FY 2024/25 will be reprioritized. Documentary stamp tax revenue projections were increased slightly.

PL Allocations:

Texas triggered an adjustment in FY 2020 based on national Highway Trust Fund (HTF) contributions data which was updated in August 2019. As such, the apportionments for Texas were adjusted upward and the apportionments for all other States were adjusted proportionally downward in order to not exceed the total funds (authorized apportionment) for the country as a whole. As a result, \$118k of Florida's original federal planning funds (PL) allocation has been reallocated to Texas (0.53 percent of the total national amount).

### Federal Statewide Planning Finding:

#### 2 Corrective Actions:

- For the MPOs that have not adopted the Consensus Document or other coordination documentation, beginning October 1, 2019, FHWA/FTA will not approve S/TIP or LRTP amendments for those MPO areas until they take the appropriate action and provide the documentation to FHWA/FTA.
- FDOT and its respective metropolitan planning organizations and transit providers must develop a process and procedure for administering federal transportation funding by March 18, 2020.

### Purchase Thresholds:

#### 1. [2 CFR 200.439](#) Equipment and other capital expenditures:

- General equipment purchases and other capital expenditures are evaluated at *a Per unit cost*. These purchases must have prior approval by FHWA/FTA unless the item(s) are included in the MPOs approved Unified Planning Work Program (UPWP). The UPWP must provide technical details specific to the item being purchased as if the information had been sent separately.
- Prior federal approval is not required for purchases under \$5,000 per unit. However, significant equipment purchase(s) must be reported in the MPO's quarterly report and invoice.
- Capital expenditures for special purpose equipment are allowable as direct costs, provided that items with a unit cost of \$5,000 or more have prior written approval of the federal awarding agency or pass-through entity.
- Capital Expenditures are expenditures to acquire capital assets of tangible and intangible assets used in operations and having a life of more than one year.
  - Capital assets include land, buildings, equipment and intellectual property (this includes software purchases and leases) acquired by various means and expenditures to make additions, modifications, replacements, rearrangements, reinstallations, renovations, or alterations to capital assets that materially increase their value.

#### 2. When consulting with the MPO regarding an equipment purchase or other capital expenditure, please make sure to determine that the purchase(s) is:

- Reasonable and necessary for the MPO to implement and carry out their federal award;
- Distributed proportionately across the MPO's UPWP funding sources, unless the MPO only performs FHWA funded work (2 CFR 200.405);
- Allowed as direct a cost; 2 CFR 200 should be consulted for these specifications; and,

Coordinated with the MPO's FDOT District Liaison and FHWA planner to ensure all parties are informed of the purchase.

- The use and disposal of the equipment must be in accordance with 2 CFR 200.313.
3. Micro purchases are supplies which when purchased together (in aggregate) the sum total is under \$10,000. If the aggregate per purchase is under \$10,000 and the MPO is using a simplified acquisition procedure, which most of them do, they do not have to obtain prior approval for that purchase.

#### TPM Safety Targets

- Transportation Performance Measurement (TPM) Safety Targets for MPOs are due by February 27, 2020. Data should be available by October 31, 2019.

#### Long Range Transportation Plan (LRTP) Due Dates:

- Eight long-range transportation plans (LRTPs) are due to be adopted by the end of December 2019. The due dates are not flexible and there is no mechanism for granting extensions. If due dates are missed, the MPO Transportation Improvement Program (TIP) becomes "frozen" until the LRTP is formally adopted. No TIP/STIP modifications/amendments can be processed until the LRTP is adopted.

#### Florida Transportation Plan:

- Councilmember Bryan Caletka, Broward MPO, and Greg Slay, Capital Region TPA, are on the Florida Transportation Plan (FTP) Steering Committee.
- Anyone can follow the Subcommittees and participate through [www.floridatransportationplan.com](http://www.floridatransportationplan.com) "Get Involved" page.
  - Subcommittees are Autonomous, Connected, Electric Shared vehicles (ACES); Resiliency; and Safety.
- FDOT plans to share a draft of the Vision Element with the FTP Steering Committee at their November 14, 2019 meeting. That document will include updated goals which have been updated based on input from the Visioning Session in May 2019, partner input to date, and analysis of trends and plans, including all 27 MPO LRTPs.
- As work starts on the FTP Policy Element, FDOT will seek input from MPOs, as well as their constituents. FDOT plans to share a social media outreach storyboard with the MPOs and ask that they help engage the public in the FTP update. FDOT is working to schedule regional/district workshops for next summer.

#### Upcoming dates:

- TransPlex will be held on April 20 – 22, 2020.

- The Florida Metropolitan Planning Partnership (FMPP) meeting is scheduled for Thursday, December 5 – 6, 2019 in Orlando.
- MPOAC Leadership Meeting will meet in Tallahassee on November 4 – 5, 2019.
- FHWA/FTA TPM Workshop will take place in Atlanta November 6 – 7, 2019.

Upcoming Reports:

- MPO/Transit Agency Planning Coordination Study.
- Autonomous Vehicle/Alternative Fuel Vehicle (AV/AFV) Market Penetration Rate and Vehicle Miles Travelled (VMT) Assessment Study.

Peter Buchwald, St. Lucie TPO, asked how the Pavement Preservation Program will be funded. Mr. Reichert said that the money will come from Strategic Intermodal System (SIS) program dollars. A member asked for more information from the MPOAC Leadership meeting held earlier in 2019. Mr. Carl Mikyska said that the MPOAC Leadership meeting minutes will be sent to members by email.

Nick Uhren, Palm Beach TPA, asked about the process to administer federal transportation funding that needs to be developed collaboratively between FDOT and its planning partners by March of 2020. He requested for FDOT to present the process they are envisioning with FHWA at the January 2020 meeting.

RISK ASSESSMENT

Erika Thompson, Statewide MPO Coordinator, Florida Department of Transportation (FDOT), Office of Policy Planning, provided an overview of the risk assessment tool which was modified to reflect feedback from MPOs in the last round of MPO Annual Joint Certifications by FDOT staff. Updates to the risk assessment tool include:

- Adding statutory language.
- The Invoice Review Checklist and the Supporting Documentation Review Checklist questions were updated from a series of questions to one question for each checklist.
- Adding questions based Technical Memorandums including: Technical Memorandum 19-02: Car Allowance or Mileage Reimbursements; Technical Memorandum 19-04: Incurred Cost and Invoicing Practices; Technical Memorandum 19-05Rev: Director’s Timesheets and Expenses.
- Percentage based scoring system to better reflect the MPO’s level of risk using weighted questions.
- Attachments can be submitted through the MPO Document Portal

Lois Bollenback, Vice Chair, River to Sea MPO, asked about the status of the MPO Document Portal. Ms. Thompson replied that the portal is up and running. Currently, MPO Liaisons are uploading documents provided to them by MPOs.

## B. FLORIDA DIVISION OF FEDERAL HIGHWAY ADMINISTRATION

Ms. Karen Brunelle, Director, Office of Finance and Administration, Federal Highway Administration (FHWA) Florida Division, shared the following general announcements and accomplishments:

- FHWA is revising its regulations by rescinding 23 CFR 635.411(a)-(e). This will provide greater flexibility for states to use proprietary or patented materials in federal-aid highway projects. It is hoped this will encourage innovation in transportation technology and methods.

### Transportation Performance Measurement (TPM) updates:

- August 2019:
  - FDOT set 2019 safety targets (all were set to zero).
  - Transit Asset Management Plan (TAMP) consistency determination was made by FHWA.
  - FTA/FHWA provided feedback on the FDOT System Performance Report Template.
- September 2019:
  - New Guidance has been created: Performance Based Planning and Programming Implementation Roadmap. Visit the following website for more information: [www.fhwa.dot.gov/planning/performance\\_based\\_planning/](http://www.fhwa.dot.gov/planning/performance_based_planning/)
- October 2019:
  - All TPM requirements were included in STIP and all MPO TIPs.
  - Consensus documents were approved.

### Upcoming TPM Activities include:

- MPOs must set their 2020 safety targets by Feb 27, 2020.
- TPM Safety Target Setting Workshop will take place November 13 – 14, 2019 at the Hillsborough MPO.
  - Beth Alden, Hillsborough County MPO, added that attendees can validate their parking when parking in the Hillsborough County parking garage. She also announced that the MPOs of West Central Florida are hosting the second Gulf Coast Safe Streets Summit at the Hilton Tampa Downtown from November 12-14, 2019. The program includes moderator Jeff Speck, and District 1 Secretary L. K. Nandam. There is a \$50 advance registration fee.
- 23 CFR 667.9 FDOT's Periodic Evaluation of Facilities Due to Emergency Events:

- Per FDOT's March 2019 report, only 1 roadway experienced damages two or more times (Monroe Co – US1).
- No MPOs will need to consider this provision in developing future TIPs until the next report is issued.
- FHWA WOW-Wednesday factoid: 51.5% of all roadway fatalities happen in urban areas. From 2015-2017, there were almost 56,000 urban roadway fatalities.
- Ms. Brunelle shared her personalized safety message, "whether you are a driver, a pedestrian, or a passenger, be observant, be adaptable and be safe." She recently put her message into action when she had a motorcycle collision with a deer. However, she did not drop her bike, stating that training and experience saved her life.

Cathy Kendall, Planning Team Leader, Florida Division, Office of Finance and Administration, Federal Highway Administration (FHWA) Florida Division, brought forward information on the following topics:

- The FHWA and Federal Transit Administration conduct an evaluation of the MPOs as part of Transportation Management Area (TMA) Certification Reviews, which are required to be conducted every four years by federal law. Overall, the report found that MPOs need to emphasize coordination reflected in their Public Participation Plans.
- Florida Federal Planning Findings (page 14): FHWA randomly reviewed 57 projects in the proposed STIP, at least two from each MPO throughout the state, for general consistency between the TIP, STIP, and LRTP documents. The results indicated that emphasis is needed in this area to ensure that projects are accurately reflected in both the TIP and STIP and that these projects are flowing from and are found to be consistent with the MPO's LRTP. Consistency between the TIP and STIP was noted in 86% of the projects reviewed. Identifying/locating an LRTP project associated with a particular STIP project continues to be a challenge, and only 72% of the projects reviewed were deemed consistent with the LRTP. FHWA will share the information with the applicable Districts and MPOs.
- Florida Statewide Federal Planning Findings (page 18): In the Summary of the Fiscal Year 2019 FHWA/FTA Certification Reviews of the Transportation Management Areas, a total of four corrective actions were identified:
  - The LRTP did not include the first five years of the Plan and therefore, does not demonstrate full fiscal constraint of the Plan
  - Several of the Cost Feasible Plan (CFP) tables show costs exceeding revenues and do not include costs for the full 20-year horizon of the plan. The tables also do not clearly specify which projects are federally-funded.
  - The federal review team (FRT) did not find language in the TIP that it is fiscally constrained by year.

- Mandatory elements of the Public Participation Plan are not addressed in the MPO's PPP.
- The following statewide Corrective Actions (as noted in the Florida Federal Planning Findings on page 21) require action for compliance with the federal planning regulations and must be completed within the timeframes noted:
  - For the MPOs that have not adopted the Consensus Document or other coordination documentation, beginning October 1, 2019, FHWA/FTA will not approve S/TIP or LRTP amendments for those MPO areas until they take the appropriate action and provide the documentation to FHWA/FTA.
  - FDOT and its respective metropolitan planning organizations and transit providers must develop a process and procedure for administering federal transportation funding by March 18, 2020.
- FHWA/FTA highlighted the following Noteworthy Activities underway by FDOT this year:
  - TPM- The Federal Review Team commends FDOT for their assistance in providing data to the MPOs for TPM.
  - TPM- FDOT's development of TIP and LRTP templates is commendable and an excellent example of the State DOT coordinating transportation planning efforts with MPOs and transit agencies.
  - MPO Portal- Commend FDOT for their efforts to better coordinate, track and streamline the review process for MPO documents and actions through the new MPO Review Portal.
  - Transit- The Federal Review Team commends FDOT for commissioning a study exploring interactions between transit agencies and MPOs, including identification of best practices.
  - Transit- FDOT's coordination, review, and certification of MPO TAM target endorsement provided valuable guidance and support with respect to these FTA requirements.
- Long Range Transportation Plan (LRTP) updates need to include the new TPM requirements. FHWA issued an expectation letter in 2018 that includes tips for updating LRTPs.

Upcoming TPM Activities include:

- FHWA Bikeway Selection Guide Workshops will take place on November 6, 2019 in Cocoa Beach and November 7, 2019 in Tampa.
- There has been an update to the BikePed Guidance to reflect FAST Act requirements.

Peter Mancauskas, FHWA Center for Innovative Finance Support, gave an overview about using innovative finance in the planning process. Innovative finance planning can:

- Increase planning budget.

- Accelerate project delivery.
- Increase stakeholder and public awareness.
- Incorporate financing considerations to project selection criteria.
- Maximize capital options and leverage existing funding.

FHWA offers training and technical assistance to help state and local entities learn the differences between innovative financing and conventional funding approaches. FHWA can also help identify opportunities to incorporate innovative financing tools and concepts throughout the transportation planning process. More information can be found at [https://www.fhwa.dot.gov/ipd/how\\_business/training.aspx](https://www.fhwa.dot.gov/ipd/how_business/training.aspx)

Peter Buchwald, St. Lucie TPO, asked if FHWA is marketing the training to local agencies. Mr. Mancauskas replied that they are working to find ways to market to more agencies. Currently, they are planning to use digital marketing and webinars to reach local agencies.

## • BUSINESS ITEMS & PRESENTATIONS

### A. M-CORES PRESENTATION

Ms. Huiwei Shen, the newly appointed Chief Planner with FDOT, shared with the membership efforts of the department and partners related to the M-CORES program.

The Multi-use Corridors of Regional Economic Significance (M-CORES) program is intended to revitalize rural communities, encourage job creation and provide regional connectivity while leveraging technology, enhancing the quality of life and public safety, and protecting the environment and natural resources. The program was signed into law by Governor Ron DeSantis on May 17, 2019. The intended benefits include, but are not limited to, addressing issues such as:

- Hurricane evacuation
- Congestion mitigation
- Trade and logistics
- Broadband, water and sewer connectivity
- Energy distribution
- Autonomous, connected, shared and electric vehicle technology
- Other transportation modes, such as shared-use nonmotorized trails, freight and passenger rail, and public transit
- Mobility as a service
- Availability of a trained workforce skilled in traditional and emerging technologies
- Protection or enhancement of wildlife corridors or environmentally sensitive areas

- Protection or enhancement of primary springs protection zones and farmland preservation areas

FDOT is assigned with assembling task forces to study three specific corridors:

- The Suncoast Connector, extending from Citrus County to Jefferson County
- The Northern Turnpike Connector, extending from the northern terminus of Florida's Turnpike northwest to the Suncoast Parkway
- The Southwest-Central Florida Connector, extending from Collier County to Polk County

The three task forces held their first meeting on August 27, 2019. Each task force is expected to issue a final report by October 1, 2020. FDOT will perform a project evaluation according to its own rules, policies, and procedures. If feasible, construction is expected to begin no later than December 31, 2022.

Also, there will be public workshops scheduled in the study areas. Those meetings and workshops will be publicly noticed and posted at <https://floridamcores.com/>. Residents are also encouraged to send FDOT feedback and ideas at [FDOT.Listens@dot.state.fl.us](mailto:FDOT.Listens@dot.state.fl.us).

## B. MPO-TRANSIT AGENCY COORDINATION RESEARCH STUDY

Mr. Jeff Kramer with the University of South Florida, Center for Urban Transportation Research, presented an overview of the MPO-Transit Agency Coordination Research Study and its findings.

The survey findings showed that a high percentage of both MPOs and transit agencies are satisfied with the level of interagency coordination during the development of MPO long-range transportation plans (LRTPs). However, the MPOs were not as satisfied as the transit agencies with the level of interagency coordination during the development of transit agency Transit Development Plans (TDPs). Three MPOs made statements to the effect that their transit agency did not welcome their involvement in the development of the TDP because the transit agency viewed it as their internal document. MPOs were also less satisfied than the transit agencies with the level of consistency between the vision, goals, and strategies of the LRTP and TDP (34% of MPOs versus 56% of transit agencies). The largest perceived challenge to better coordination of the LRTP and TDP is the difference in horizon years and update frequency. All of the survey findings point to room for improvement when it comes to MPO and transit agency planning coordination.

In addition to the survey of MPOs, the research also included 6 case studies from across the state that were based on agency staff interviews and document reviews. The key findings from the case studies included:

1. Personality is key (i.e., getting along contributes to better coordination).
2. Regularly scheduled coordination meetings between MPO and transit agency staff improves coordination.
3. Collaboration on planning studies or transportation projects can lead to improved coordination on the LRTP and TDP updates.
4. Formalizing coordination through an interlocal agreement can improve planning coordination (MPO allocating a portion of FTA 5305(d) funds to the transit agency; agreement that the LRTP establishes the vision for transit needs in the region).
5. MPOs playing a significant role in transit system operations can improve planning coordination (most likely in smaller metropolitan areas).

Based on research findings from the literature review, surveys, and case studies, the following suggestions are provided for improved planning coordination between MPOs and transit agencies:

1. Implement regular meetings between decision-making staff (MPO, transit agency and FDOT).
2. Implement mechanisms to make both MPO and transit agency governing boards aware of the issues and activities of the other agency.
3. Ensure that staff is active in the committee structure of the other agency.
4. Share staff between both agencies to conduct, in part or in full, transit planning activities for the other agency.
5. Enter into a formal agreement to define each agency's role in planning for transit in the region.
6. Implement regular meetings between decision-making staff (MPO, transit agency and FDOT).
7. Implement mechanisms to make both MPO and transit agency governing boards aware of the issues and activities of the other agency.
8. Ensure that staff is active in the committee structure of the other agency.
9. Share staff between both agencies to conduct, in part or in full, transit planning activities for the other agency.
10. Enter into a formal agreement to define each agency's role in planning for transit in the region.

Whit Blanton, Forward Pinellas, suggested that the recommendations could have gone further to include statutory changes, including making state transit block grant funding contingent upon consistency between LRTPs and TDPs.

### C. HURRICANE EVACUATION BEHAVIOR STUDY AND FL STATEWIDE MODEL

Postponed to the January 30, 2020 MPOAC meeting.

### D. CONSOLIDATED PLANNING GRANT

Mr. Mark Reichert, Administrator for Metropolitan Planning, Florida Department of Transportation (FDOT), Office of Policy Planning, informed members that a revised Consolidated Planning Grant (CPG) Primer had been sent via email to the MPOs and a hard copy was given to all members in attendance. Mr. Scott Philips, Statewide Metropolitan Planning Analyst, Florida Department of Transportation, Office of Policy Planning, presented the FDOT proposal for implementing the Consolidated Planning Grant (CPG) program.

The CPG is an option offered by the Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) to state DOTs to consolidate FHWA planning (PL) and FTA 5305(d) transit planning funds into a single coordinated grant. Combining the federal planning funds into a single grant through the CPG streamlines contracting, fund tracking, invoicing, and provides MPOs with greater flexibility to use their planning funds. The CPG offers state DOTs the option to select either FHWA or FTA to serve as the CPG's "Lead Grant Agency." Under the CPG both funding sources will be immediately available to MPOs at the start of the federal fiscal year (October 1).

Direction has been given to MPOAC staff to hold a forum that will allow staff of the member MPOs to engage in a deeper discussion of how a CPG would be implemented by the financial staff of the twenty-seven Florida MPOs.

FDOT is in the discovery phase at this time, gathering information from other states to help inform process development. Then, the Central Office will work with FDOT District Offices to develop and test the new consolidated planning grant process. Early next year, FDOT will implement this process, provide training, and monitor the performance of the CPG.

A discussion took place amongst members about the CPG's timeline. Lois Bollenback, Vice Chair, River to Sea MPO, encouraged Mr. Reichert to ensure that MPOs have an opportunity to further discuss the details of the CPG. Karen Brunelle, Florida Division, Federal Highway Administration, stated that the MPOAC will need to take an adoptive action to agree to go to a CPG before implementation.

### E. PL DISTRIBUTION FORMULA HISTORY AND CURRENT DISTRIBUTION AMOUNTS

In 2020 the United States will conduct a decennial census count and this information is used, among other things, to determine how federal transportation planning funds (PL) will be distributed to MPOs across the country and within Florida. It is common practice in transportation to review the funding distribution formulas for each state around the time of the release of new urbanized area population figures resulting from the decennial census count. Based upon previous decennial census counts and the release of urbanized area designations and population counts, urbanized area counts are expected around the Spring of 2022.

At a future meeting, the MPOAC membership and FDOT will need to review the distribution formula to determine if any changes are warranted.

A discussion took place about the process and the timeline. Peter Buchwald, St. Lucie TPO, asked why this is being done before the 2020 census. Mr. Mikyska replied that he wants to discuss when the appropriate time would be stating that it can be done before or after the 2020 census.

#### • COMMUNICATIONS

N/A

#### • MEMBER COMMENTS

- Brigitte Messina, MPOAC, is retiring after 13 years with the MPOAC.
- FDOT Central Office has sent out the Transformational Program guide.

#### • ADJOURNMENT

The next meeting of the MPOAC Staff Directors will be held at 12:00PM on January 30, 2020 at the Orlando Airport Marriott Lakeside Hotel, 7499 Augusta National Drive, Orlando, FL 32822. MPOAC has arranged for a room block at a rate of \$185 per night. A meeting notice will be sent out at least one month prior to the meeting date.

Meeting adjourned at 2:59 pm.

## **Item Number 3**

### **Public Comments (non-agenda items)**

#### **DISCUSSION:**

Recommendations or comments by the public.

#### **REQUESTED ACTION:**

As may be desired.

#### **ATTACHMENT:**

None

## **Item Number 4A**

### **Executive Director's Report UPWP Report**

#### **DISCUSSION:**

Mr. Carl Mikyska, MPOAC Executive Director, will be presenting the UPWP Report showing expenditures and budget through the end of second quarter of state fiscal year 2020 as well as a list of activities and accomplishments of the MPOAC from November through January 2020.

#### **REQUESTED ACTION:**

None requested. For discussion and action as may be desired.

#### **ATTACHMENTS:**

1. UPWP Activities Report – November through January 2019.
2. MPOAC Budget Report – Second Quarter of State Fiscal Year 2020.

# MPOAC Quarterly UPWP Report November 2019 to January 2020

## Task 1.1 – Administration

- Ongoing task, payment of invoices, requisitions, travel vouchers and expenses of MPOAC – occurring quarterly.
- Quarterly reports are on track.
- Met with the FHWA Planning Team Leader multiple times.
- Coordinating with CUTR, developed January MPOAC meeting content and materials.
- Prepared meeting minutes of the October MPOAC Governing Board and Staff Director's Committee Meetings.
- CUTR represented MPOAC at the October quarterly meeting of the MPOAC Governing Board and Staff Director's Committee Meetings.
- Participated in the Florida Greenways and Trails Foundation Meetings.
- Worked with FDOT personnel about pursuing a Consolidated Planning Grant program for the Florida MPOs.
- CUTR presented research findings related to MPO-Transit Agency coordination at the FMPP meeting in December. Also presented this material to AMPO via a webinar in December.
- Attended the FDOT Production Meeting Performance Review Meeting and Executive Meeting
- Attended Florida Transportation Commission Work Program Review Meeting.
- Assisted the Florida Transportation Commission in locating a meeting site for a future meeting.
- On-boarded John Waldron for the MPOAC Administrative Assistant position and restructured the position to become a transportation planner.
- Hosted the October 29, 2019 meetings of the MPOAC Staff Director's Committee and the MPOAC Governing Board meetings.
- CUTR participated in, and presented at, the Safety Performance Targets Workshop in Tampa, FL on behalf of MPOAC.
- Produced the agenda packages for the January 30, 2020 MPOAC Freight Committee, Noteworthy Practices Working Group, Staff Director's Committee and Governing Board meetings.
- Maintained and updated as necessary the MPOAC.org website.
- Coordinated with Florida DOT and MPOAC Staff Directors Leadership to set an agenda for the MPOAC Leadership Meeting in November.
- Participated in the MPOAC Leadership Meeting.
- Participated in, and presented at, the TPM Workshop hosted by FHWA and FTA at Georgia Tech's campus in Atlanta, GA.
- Attended the Sarasota/Manatee MPO Transit Advisory and presented to the Governing Board Meeting.
- Attended the Capital Region Transportation Planning Agency Board Meeting.

- Prepared a draft UPWP for the coming State Fiscal Years 2021 – 2022 with assistance from CUTR.
- Met with the Florida DOT OIG office about their past reviews and upcoming reviews of MPOs.
- Participated in the ISD Managers meetings.
- Attended FRCA meeting and presented MPOAC activities.

#### Task 2.1 – MPOAC Policy Positions

- Printed the MPOAC Policy Positions brochure and distributed them to members of the legislature and partners.
- Presented MPOAC Policy Positions to several groups.
- Continued publishing the weekly MPOAC Legislative Newsletters for the 2020 legislative session.
- Tracked legislative proposals and transportation related bills introduced for the MPOAC Membership.
- Met with Legislative Staff on bills filed that are of interest to MPOAC.
- Coordinated legislative outreach and messaging with Florida DOT legislative staff.
- Actively participated in the Florida Association of Intergovernmental Relations meetings.
- Coordinated with both Florida League of Cities and Florida Association of Counties.
- Worked with Florida Public Transportation Association on transit related bills.

#### Task 2.2 – MPOAC Institute Training Activities

- Redesigned and printed “Save the date postcards”.
- Began registering attendees for the 2020 MPOAC Weekend Institute sessions.
- Began reviewing and updating training materials for 2020 sessions.

#### Task 3.1 – Assessment of Documents, Regulations, Policies and Legislation

- Have regularly met with, and coordinated with, the Florida DOT Forecasting and Trends Office regarding MPO customized performance measures.
- Met with staff from Florida League of Cities and Florida Association of Counties on multiple occasions.

#### Task 3.2 – Statewide Plans, Programs, and Performance Measures Implementation

- Attended, and participated in, FTP/SIS Implementation Committee Meeting at Florida DOT.
- Coordinated with the Florida DOT Freight Office to coordinate MPOAC efforts with the DOT efforts.
- Met multiple times with Florida DOT staff and contractors to work on transportation mobility measures and transportation performance measures for Florida’s MPOs.
- Continued national research on states that maintain statewide federal funds exchange programs. Statewide programs were identified online and relevant

written information was downloaded and summarized. A number of questions related to programs across the country could not be answered based on the available written material. CUTR researchers continued the process of reaching out to appropriate state officials to fill in the information gaps. Research findings will be used to inform FDOT and Florida MPOs on national approaches to establishing and maintaining statewide federal fund exchange programs.

- Concluded research on MPO safety target setting methodologies across the country. The research was based on a survey sent to all MPOs in the country focusing on safety performance target setting, data requirements, and coordination with state DOTs. Research findings were used to develop a presentation for a November 2019 Safety Performance Targets Workshop held at the Hillsborough MPO in Tampa. The PPT file outlining results from the survey was provided to the MPOAC Executive Director.

#### Task 3.3 – Public Transportation, Environment & Community Planning

- Attended, and participated in, the Florida Greenways and Trails Foundation quarterly meeting and Executive Committee meeting. Met with the Treasurer and Executive Director several times.
- Collectively met with the Florida DOT Secretary, Statewide Planner and the President of the Florida Greenways and Trails Foundation.

#### Task 3.4 – Safety, Operations and Management

- Coordinated with Florida DOT to plan and shape the upcoming Florida Metropolitan Planning Partnership meeting.
- Attended the Florida Metropolitan Planning Partnership meeting representing the MPOs.
- Coordinated with FDOT staff on the use of transportation performance data for MPOs.

#### Task 3.5 – MPOAC Strategic Plan and Implementation

- Produced the agenda and meeting materials for the January 30, 2020 meeting of the Noteworthy Practices Committee.
- Conducted the annual polling of projects for inclusion in the 2020 Noteworthy Practices Working Group agendas
- Launching the Training Working Group.

**Florida Metropolitan Planning Organization Advisory Council  
FY 2019/2020 Budget  
July 1, 2019 to June 30, 2020**

<b>Category</b>	<b>Annual Allocation</b>	<b>1st Qtr Expenditures 7/1/19-9/30/19</b>	<b>2nd Qtr Expenditures 10/1/19-12/31/19</b>	<b>3rd Qtr Expenditures 1/1/20-3/31/20</b>	<b>4th Quarter Expenditures 4/1/20-6/30/20</b>	<b>Expenditures to Date</b>	<b>Remaining Balance</b>
<b>Salaries/Benefits</b>	\$ 177,000	\$ 44,850	\$ 44,250			\$ 89,100	\$ 87,900
<b>Expense</b>	\$ 55,661						
Travel	\$ 25,000	\$ 3,240	\$ 5,425			\$ 8,665	\$ 16,335
Meetings	\$ 23,274	\$ 7,078	\$ 5,221			\$ 12,299	\$ 10,975
Administrative	\$ 5,887	\$ 346	\$ 1,127			\$ 1,473	\$ 4,414
Membership Dues *	\$ 171,826	\$ 1,000	\$ 170,826			\$ 171,826	\$ -
							\$ -
<b>Contracted Services</b>							\$ -
General Counsel	\$ 22,000	\$ 3,125	\$ 2,770			\$ 5,895	\$ 16,105
							\$ -
<b>Transportation Planning</b>							\$ -
Univ. South FL (CUTR)	\$ 92,500	\$ 13,750	\$ 13,750			\$ 27,500	\$ 65,000
MPOAC Institute	\$ 85,000	\$ 8,500	\$ -			\$ 8,500	\$ 76,500
							\$ -
<b>Strategic Plan</b>							\$ -
Florida State University	\$ 5,000	0	\$ -			0	\$ 5,000
							\$ -
<b>Total Federal Funds</b>	\$ 607,487	\$ 81,889	\$ 243,369			\$ 325,258	\$ 282,229
							\$ -
<b>Advocacy Activities</b>							
<b>Local Funds</b>	\$ 10,500	450	\$ 935			1385	\$ 9,115
							\$ -
<b>Total Budget</b>	\$ 617,987	\$ 82,339	\$ 244,304			\$ 326,643	\$ 291,344

\* FBT, FPTA, NARC & AMPO

## **Item Number 4B**

### **Executive Director's Report Legislative Update**

#### **DISCUSSION:**

The 2020 Florida Legislative Session has started. The Executive Director will provide an overview of transportation related legislation introduced to date and happenings at the Capitol.

#### **REQUESTED ACTION:**

None requested. For discussion and action as may be desired.

#### **ATTACHMENT:**

None – Please see the Legislative Newsletters under Communications.

## **Item Number 5A**

### **Agency Reports – Florida Department of Transportation**

#### **DISCUSSION:**

Mr. Mark Reichert, Administrator for Metropolitan Planning, Office of Policy Planning will update the members on the activities of Florida DOT and bring forward information of importance to the membership about Florida DOT efforts.

- Status of Document Portal
- Consolidated Planning Grant Update
- Planning Emphasis Areas
- Release of Transportation Improvement Plan (TIP) Files
- Overview of Tentative Work Program
- Hurricane Impacts to Work Program
- TransPlex Reminder
- Safety Targets

#### **REQUESTED ACTION:**

None requested. For discussion and action as may be desired.

#### **ATTACHMENT:**

None.

## **Item Number 5B**

### **Agency Reports – Florida Division of Federal Highway Administration**

#### **DISCUSSION:**

Ms. Cathy Kendall, Team Leader of the Planning Team and Ms. Karen Brunelle, Director of Program Development of FHWA will share with the membership the following:

1. General Announcements
2. Fiscal Constraint Technical Assistance
3. Fiscal Year 20 Planning PAR Summary Report
4. TPM Updates

#### **REQUESTED ACTION:**

None requested. For discussion and action as may be desired.

#### **ATTACHMENTS:**

Statewide Transportation Improvement Program Fiscal Constraint Provisions and Flexibilities  
Advanced Construction and the STIP/TIP  
Fiscal Year 20 Program Accountability Results (PAR) Review  
PowerPoint - Transportation Performance Management Updates Announcement

## **Statewide Transportation Improvement Program (STIP) Fiscal Constraint Provisions and Flexibilities**

**Purpose:** The purpose of this document is to highlight the flexibilities related to fiscal constraint and the STIP/TIP, especially around the concept of funds "reasonably expected to be available."

The transportation planning rule requires that the STIP/TIP shall include (for each project or phase) the amount of Federal funds proposed to be obligated during each program year. In their coordination with State DOTs and MPOs, Division Planners should keep in mind that States have flexibility when identifying what are "reasonably available" funds in the STIP/TIP, including new transportation authorizations, grants, tolls, taxes, tax increases, new bonds, or other innovative finance mechanisms. In nonattainment and maintenance areas, the planning regulation stipulates the first two years of the STIP/TIP shall be limited to those projects for which funds are available or committed.

**It is important to remember what is the STIP/TIP.** The STIP/TIP is a planning and programming document, not a financial or accounting document. It may be necessary for States to revise the amount, source, or category of funds at the time of obligation in the Financial Management Information System (FMIS). In these cases, Division Planners and Financial Specialists should work closely to ensure the projects are eligible for the revised Federal funding category(ies) and that State DOTs and MPOs reflect in the STIP/TIP the estimated amount, sources, and categories of funds. Documentation of administrative modifications that adjust the funding amount, sources, or categories that have occurred can be provided after the project(s) are obligated in FMIS. The frequency with which the documentation is submitted should be decided by the State DOT and MPOs, working with FTA and FHWA. It may be sent at the time the administrative modification is made or less frequently, such as monthly or quarterly. This agreed-upon frequency may be included in a documented process and criteria for administrative modifications (minor revisions or changes) and amendments (major revisions or changes).

Projects that involve a major change to the STIP/TIP include:

- the addition or deletion of a project;
- a major change in estimated project cost or project/project phase initiation dates;
- major changes in funding sources of currently-included projects; or
- a major change in design concept or scope, project limits, changes across modes, or changes impacting air quality conformity.

Amendments or major changes to the STIP have to be made before a project or projects are obligated in FMIS. The criteria for determining a major change to a project or program should be included in the documented process and criteria for administrative modifications and amendments.

When looking at fiscal constraint of the STIP, determining whether a future funding source is "reasonable" requires a judgment decision. Two key considerations that State and local officials need to demonstrate are:

1. Evidence to support the estimate of revenue, and
2. Documentation of milestone dates for securing the funds.

Some examples of "reasonable" and "not reasonable" assumptions are highlighted in the following table.

<b>Reasonable</b>	A new toll or other user fee dedicated to a project or program may be reasonable if there is credible evidence of support by the Governor, legislature, and/or other appropriate local/regional decision-makers and a strategy exists with milestones for securing those approvals within the time for implementing the affected projects.
<b>Reasonable</b>	A new tax for transportation purposes requiring local and/or State legislation and/or support from the Governor is reasonable if there is credible evidence of sufficient support (both governmental and public) to enact the new tax and a strategy exists for securing those approvals within the time for implementing the affected projects.
<b>Reasonable</b>	If a State or local jurisdiction has past historical success in incrementally increasing gas taxes for transportation purposes, it is reasonable to assume that this trend (and the historic rate of increase) will continue.
<b>Reasonable</b>	A new bond issue for a project or program may be reasonable if there is credible evidence of support by the legislature, Governor and/or other appropriate decision-makers and a strategy exists with milestones for securing those approvals within the time for implementing the affected projects or program.
<b>Not Reasonable</b>	Assuming new funds from an upcoming Statewide, regional, or local ballot initiative would indicate a strong likelihood of defeat or there is a history of repeated defeat of similar ballot initiatives in recent years. However, this assumption could be reasonable if a new strategy has been developed to achieve success where past attempts have failed, and is supported by State and/or local decision-makers.
<b>Not Reasonable</b>	A 25 percent increase in gas tax revenues over five years is not reasonable if the growth over the previous five years was only 15 percent. However, special circumstances may justify and support a significantly higher increase than the historic rate, provided there is clear evidence of support from State and/or local decision-makers.
<b>Not Reasonable</b>	An assumption that a single metropolitan area will receive funding for multiple large-scale transportation projects under a federal discretionary program (e.g., BUILD Transportation Grants) is not reasonable if the assumption would result in that one metropolitan area receiving a disproportionately high percentage of the total national program dollars.

## **Advanced Construction and the STIP/TIP**

**Purpose:** The purpose of this document is to highlight the flexibilities on how to include Advanced Construction (AC) in the STIP/TIP. The two key actions governing AC projects in the STIP/TIP are:

1. Prior to Federal authorization of a project as AC, the project must be included in the Federally-approved STIP/TIP [see 23 CFR 630.705]. The project will support the fiscally constrained element of the STIP/TIP using all or some combination of State, local, and/or private funds. The financial limit on the amount of AC is set by the State's or MPO's ability to demonstrate fiscal constraint. Consideration should be given to the future availability of Federal-aid funds to accommodate the AC conversion.
2. Generally, when an AC project is converted to a Federally funded project, the STIP/TIP will document the full or partial conversion of this project. The amount of conversion is limited to the apportioned Federal-funds available in the category. As with any project, the State is not locked into the category of funds identified in the approved STIP/TIP. If the approved AC "conversion" substantially changes the current STIP/TIP's fiscal constraint determination, the STIP/TIP's will need to be amended. The fiscal constraint determination should be based on the individual, or group of project conversions, or the total amount and source(s) of Federal funds which are presented within the STIP/TIP.

# **FY20 Program Accountability Results (PAR) Review**

Florida Non-TMA MPOs - Planning and Civil Rights Self-Certification Topics

January 2020

## **PAR Overview**

For Fiscal Year (FY) 2020, the Florida Division Planning and Civil Rights staff conducted (3) Program Accountability Results (PAR) reviews on three of the State's non-Transportation Management Area (TMA) Metropolitan Planning Organizations (MPOs). The purpose of these reviews was to assess the MPOs' self-certification processes to determine their compliance with 23 CFR 450.334 (a). Based on an analysis of the TMA Certification Reviews' corrective actions and recommendations, this topic was one of the top 3 issues for TMAs and thus selected for this non-TMA review. This year's review effort completes an assessment of all nine non-TMA MPOs in Florida conducted over a three-year period. The non-TMA MPOs selected for review this FY were: Hernando-Citrus; Bay; and Okaloosa-Walton.

To initiate the PARs for this year, the Division utilized the Planning PAR Review Guide tailored to the review topic to conduct each review. This guide was used for the initial review cycle and will also be used for the third review cycle to assess the remaining non-TMA MPOs. All answers and comments were documented and evaluated for trend analysis. This document summarizes the FY20 PAR reviews with respect to thirty-four (34) Division specific planning and civil rights questions. Additional information was also gathered and documented from fourteen (14) interview questions that were discussed during a site visit with the MPOs and Division staff. This information supplements the responses provided below and is kept with the PAR data in the Division files ([U:\PER Team\PARs CAP \(PY14 thru xxx\)\FY20\Planning](U:\PER Team\PARs CAP (PY14 thru xxx)\FY20\Planning)).

## **PAR Questions and MPO Responses**

After review of several FHWA publications and regulations, the Division developed specific planning and civil rights questions focused primarily on self-certification topics that included planning, Title VI, Disadvantaged Business Enterprise (DBE), Equal Employment Opportunity (EEO), Americans with Disabilities Act (ADA), Older Americans, Gender and Disabilities (504). The questions captured information including policies and procedures, the evaluation of outreach strategies, and improving needs assessments for traditionally underserved communities. Documentation to assist the Division in answering the review questions was requested of and provided by the MPOs as part of this review process.

The three MPOs reviewed were largely consistent with their submittal of the self-certification process in that the responses reflect changes in FDOT direction to the MPOs. Rather than include the self-certification in the UPWP, FDOT's new process is for FDOT to provide all self-certification packages to FHWA. For one MPO, however, the self-certification was not signed by the director and has provided no delegation of authority to FHWA for an alternate to sign for the director. All three self-certifications stated that the MPO is in compliance with federal requirements; however, for one MPO, there was no documentation provided with the certification to support this finding.

The MPOs reviewed have either UPWP tasks or strategies in their PPPs to improve or support outreach to traditional underserved communities. These MPOs also utilize social media and other techniques to encourage public understanding and participation in the planning process. Two of the MPOs do not have measures in their PPP to evaluate outreach effectiveness for the inclusion of traditionally underserved communities. These MPOs also do not have a benefits and burdens analysis in their LRTP to avoid disproportionate impacts to particular groups. For ADA access, all three MPOs include at least sidewalk projects in their LRTPs and TIPs, which supports ADA access even if not specifically stated.

Related to civil rights, all three of the MPOs have current Nondiscrimination Assurances, Title VI/Nondiscrimination Coordinators with easy access to the MPO Director, and Community Characteristics Inventories that identify typically underserved populations. The Federal Review Team, for one of the MPOs, could not find an accessible Title VI/Nondiscrimination compliant filing procedure available and an updated Limited English Proficiency (LEP) Plan. None of the three MPOs reviewed has 50 or more employees. As such, they all have an ADA Program Access Plan, as appropriate. All of the MPOs conduct self-evaluations of their programs and activities to identify barriers to accessibility, and the MPO contracts reviewed found the appropriate standard nondiscrimination and/or required DBE assurance language and were found to be legally sufficient.

### **PAR Checklists**

The focus of the targeted review this performance year was on the non-TMA MPO self-certification process. There were thirty-four Division specific planning and civil rights questions used to conduct the reviews. Use of the Comment section by the planning and civil rights teams during the review process was emphasized and encouraged to help explain the responses provided to the PAR questions. The quality control/ quality assurance step continued to be utilized during this performance period. This effort ensures that the team leader reviews the checklists for recording errors, working with the appropriate planner to revise and/or clarify the recorded entries as needed prior to them being entered into the Division's PAR database. This process has greatly reduced the number of errors encountered previously during the subsequent data compilation and analysis phase.

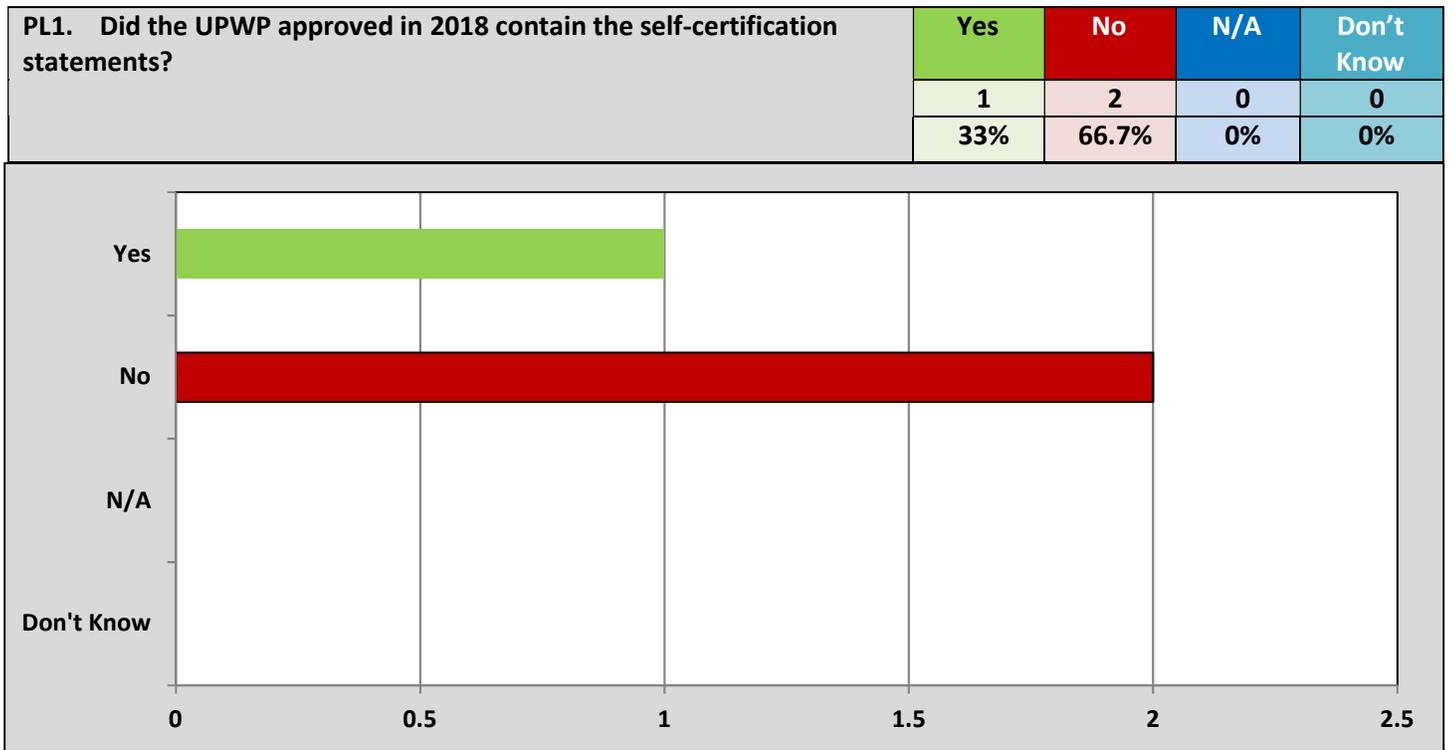
The checklist was an effective tool for capturing key information and documenting results of the review. For FY20, Question PL1 has been updated from “2016” to “2018” since new UPWPs were approved. Question PL2 has also been updated from “2017” to “2019”. No further changes to the checklist are recommended for future reviews on this topic.

## **Conclusion**

FY20 was the third and final year that the annual PAR reviews were geared exclusively towards the non-TMA MPO self-certification processes to ensure that applicable federal requirements are being met. The PAR reviews largely indicate that two of the MPOs reviewed are satisfactorily carrying out the requirements for self-certifications set forth specifically in 23 CFR 450.334(a). One of the MPOs was not consistent in addressing these requirements, and could be better focused to identify MPO process refinements to address planning and civil rights requirements. Specifically, one MPO had deficiencies related to not having the self-certification signed by the MPO Chair, not having documentation to support the self-certification, and not having an accessible Title VI/Nondiscrimination complaint filing procedure and an updated LEP Plan. FHWA will provide this report to FDOT and the MPOs to encourage these refinements in process and a greater focus on these processes as part of the self-certifications. FHWA will also work with FDOT to ensure technical assistance is provided to the MPO to address the specific deficiencies.

The completion of the FY20 Planning PAR completes the FHWA-Florida Division’s focused review of the self-certification process of the nine non-TMA MPOs in Florida. PAR reviews are an effective tool to complete a quick and focused review of various program elements. A new planning topic and implementation schedule will be developed for FY21 as part of the FY21 Program and Risk Assessment process.

# PLANNING PAR QUESTIONS/RESPONSE



**Examples of Remarks for ‘Yes’ Response to Question PL1:**

*There were no remarks for this response.*

**Examples of Remarks for ‘No’ Response to Question PL1:**

- *On page 58, FDOT Central Office provided a comment to the TPO that it does not have to include the MPO's Certification statement.*
- *OPP Central Office provided the TPO with a comment to remove the joint certification document from the UPWP on page 62 (p.74 in pdf).*

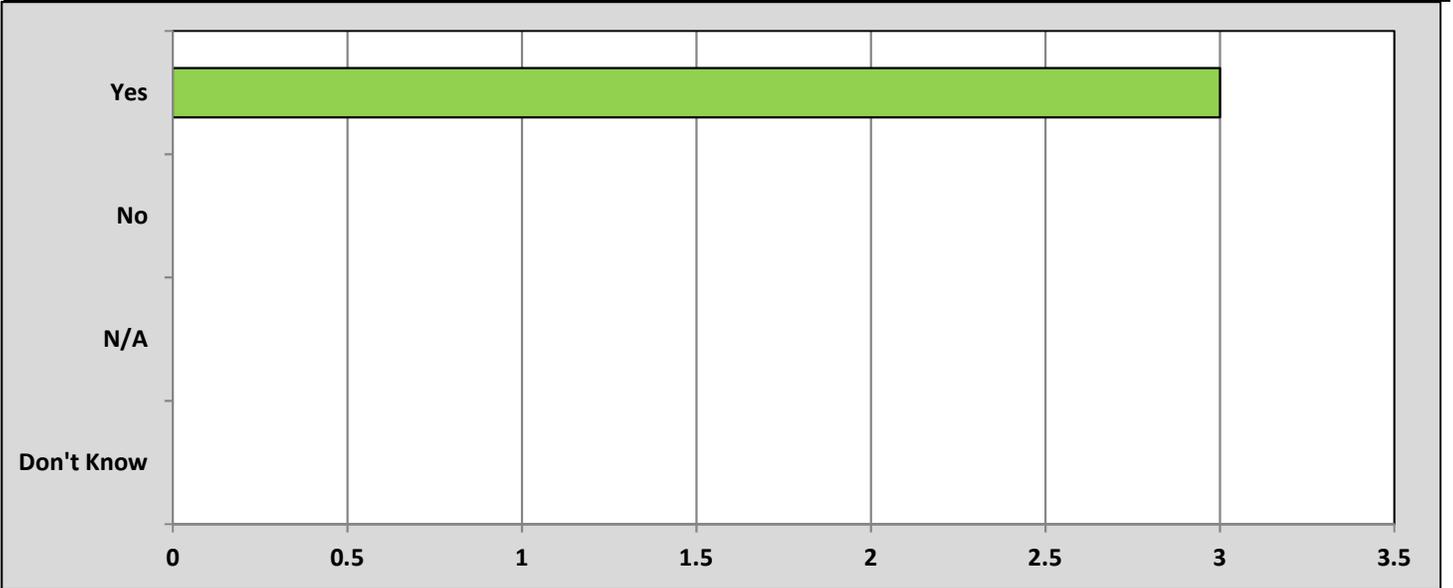
**Examples of Remarks for ‘N/A’ Response to Question PL1:**

There is not an “N/A” response for this question.

**Examples of Remarks for ‘Don’t Know’ Response to Question PL1:**

There is not a “Don’t Know” response for this question.

PL2. Did the MPO submit a certification to FHWA in 2019? If yes, how was it provided? (TIP, separately, etc.)	Yes	No	N/A	Don't Know
	3	0	0	0
	0%	100%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL2:**

- *OPP emailed the joint certifications separately to FHWA.*
- *Provided separately by FDOT MPO Liaison September 5, 2019.*

**Examples of Remarks for 'No' Response to Question PL2:**

There is not a "No" response.

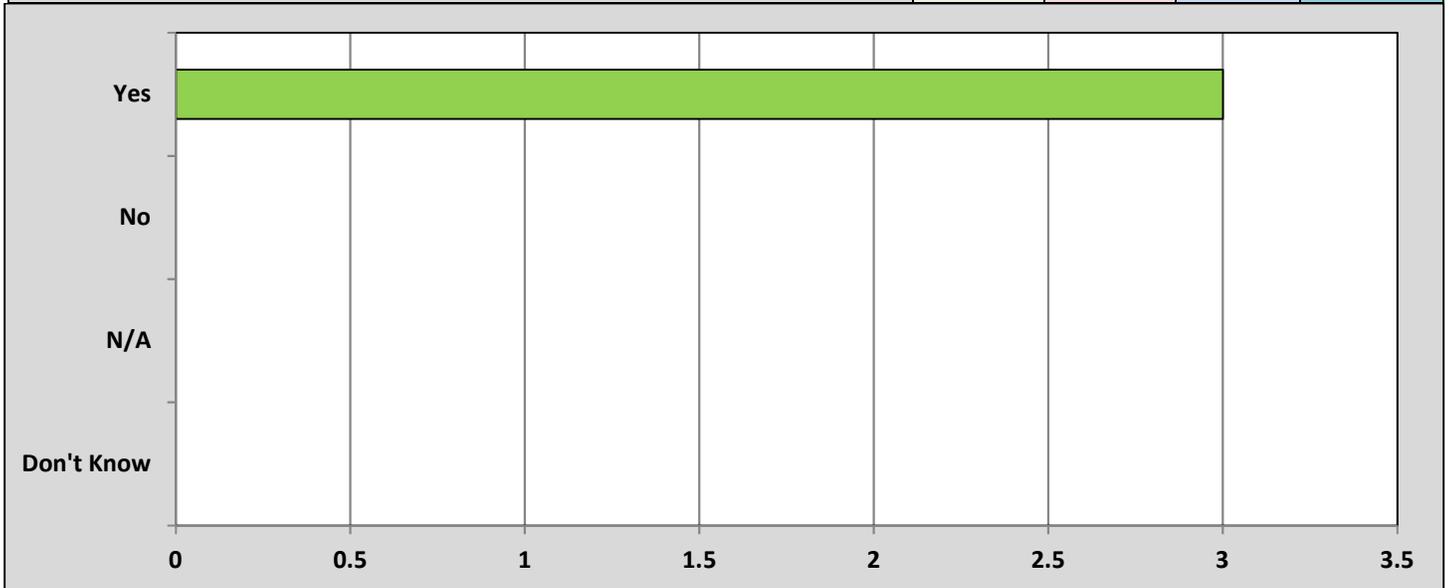
**Examples of Remarks for 'N/A' Response to Question PL2:**

There is not a "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL2:**

There is not a "Don't Know" response for this question.

PL3. For the most recent submittal, did all the certification statements indicate compliance with all federal requirements?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL3:**

- p. 41 in certification document package.

**Examples of Remarks for 'No' Response to Question PL3:**

There is not a "No" response for this question.

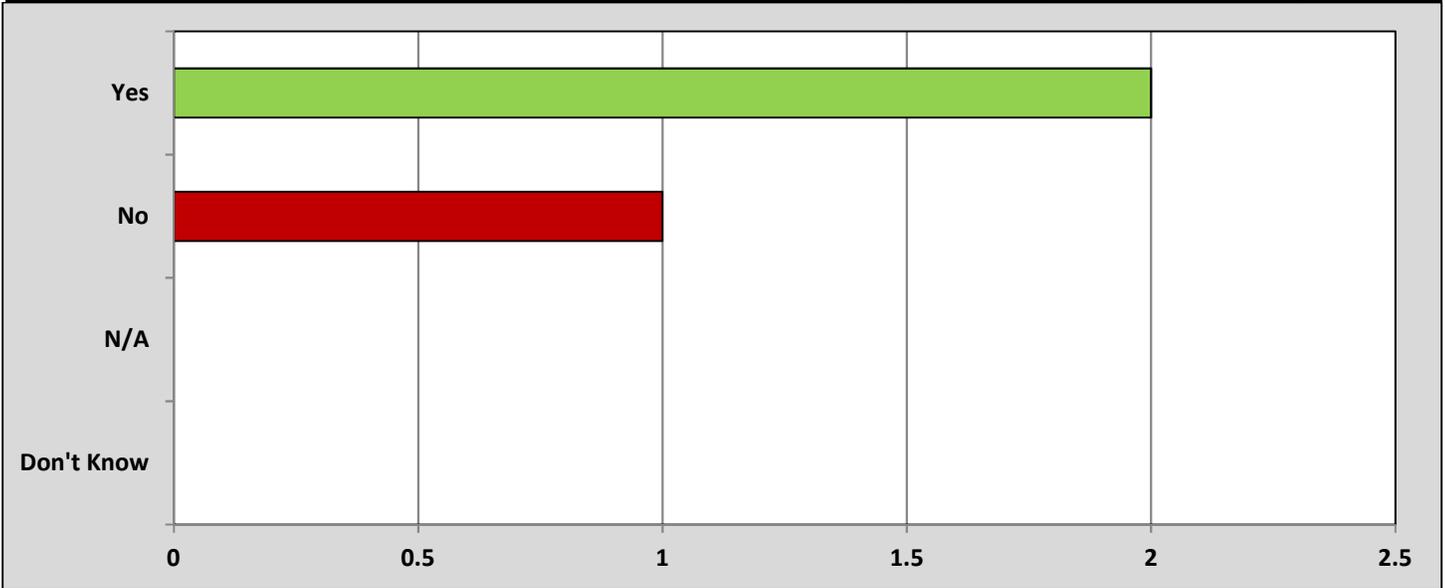
**Examples of Remarks for 'N/A' Response to Question PL3:**

There is not a "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL3:**

There is not a "Don't Know" response for this question.

PL4. For the most recent submittal, was the certification signed by the MPO Board Chair?	Yes	No	N/A	Don't Know
	2	1	0	0
	66.7%	33%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL4:**

No comments provided

**Examples of Remarks for 'No' Response to Question PL4:**

No comments provided, but see explanation in Question PL5.

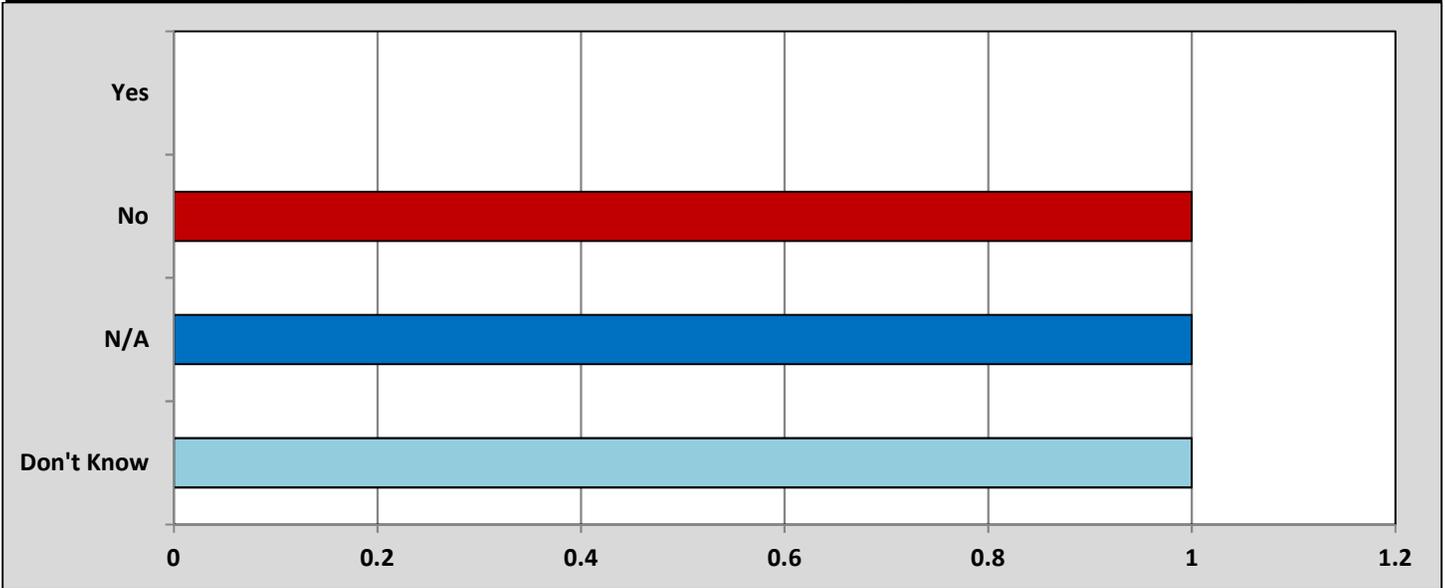
**Examples of Remarks for 'N/A' Response to Question PL4:**

There is not a "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL4:**

There is not a "Don't Know" response for this question.

PL5. If the MPO Board Chair did not sign the certification, does FHWA have a delegation of authority on file?	Yes	No	N/A	Don't Know
	0	1	1	1
	0%	33%	33%	33%



**Examples of Remarks for 'Yes' Response to Question PL5:**

There is not a "Yes" response to this question.

**Examples of Remarks for 'No' Response to Question PL5:**

*Amy Jamieson signed on behalf of the TPO but Nathan Boyles is the current chair.*

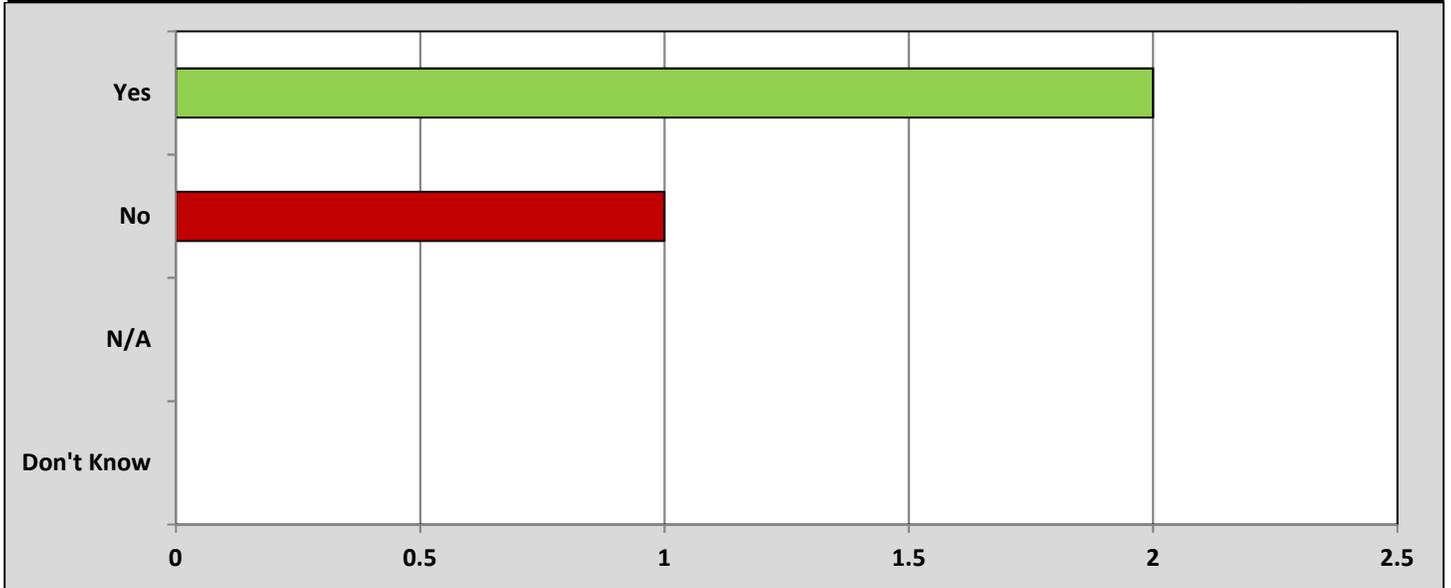
**Examples of Remarks for 'N/A' Response to Question PL5:**

*Waynes Dukes the Chairperson signs the certification.*

**Examples of Remarks for 'Don't Know' Response to Question PL5:**

*Uncertain if Pam Henderson is the current MPO Chair.*

PL6. Does the certification statement supporting documentation demonstrate compliance with the statements made?	Yes	No	N/A	Don't Know
	2	1	0	0
	100%	0%	0%	33%



**Examples of Remarks for 'Yes' Response to Question PL6:**

No remarks provided.

**Examples of Remarks for 'No' Response to Question PL6:**

*The joint certification document package did not include supporting documentation to verify compliance. The package only included 3 pages and not the entire packet to demonstrate compliance.*

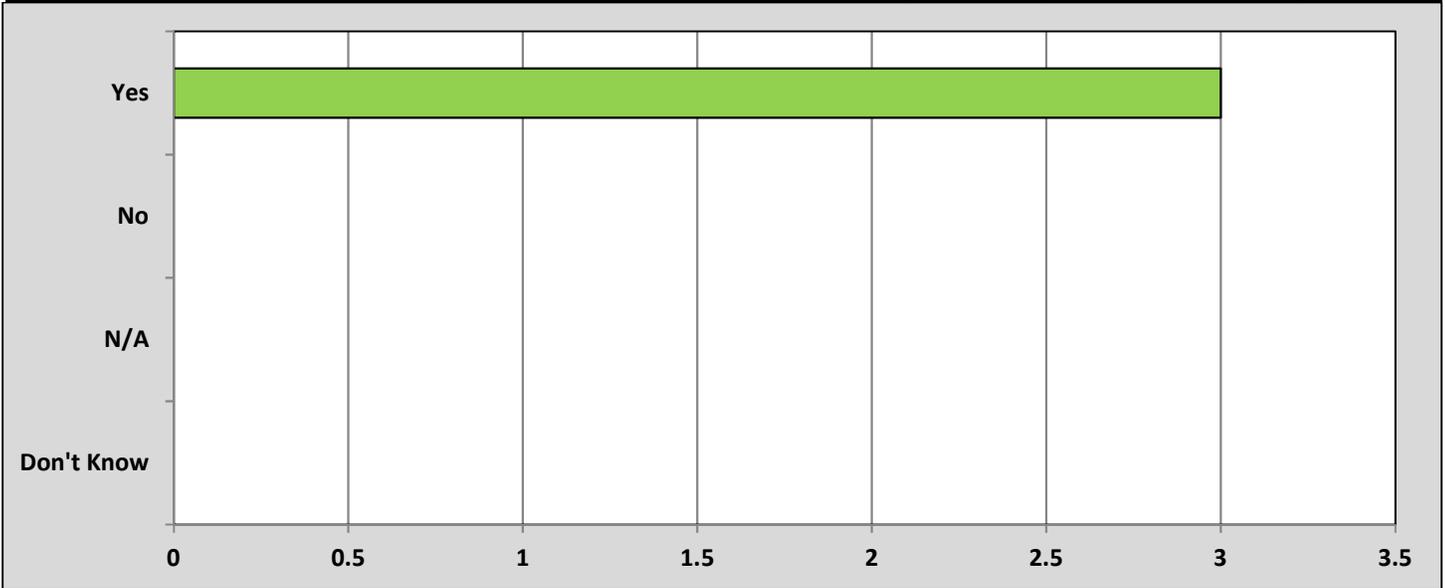
**Examples of Remarks for 'N/A' Response to Question PL6:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL6:**

There is not a "Don't Know" response for this question.

PL7. Does the UPWP provide tasks that support outreach activities to traditionally underserved communities?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL7:**

*Section 3.0 project planning. Ladders of Opportunity - Access to Essential Services page 21*

**Examples of Remarks for 'No' Response to Question PL7:**

There is not a "No" response for this question.

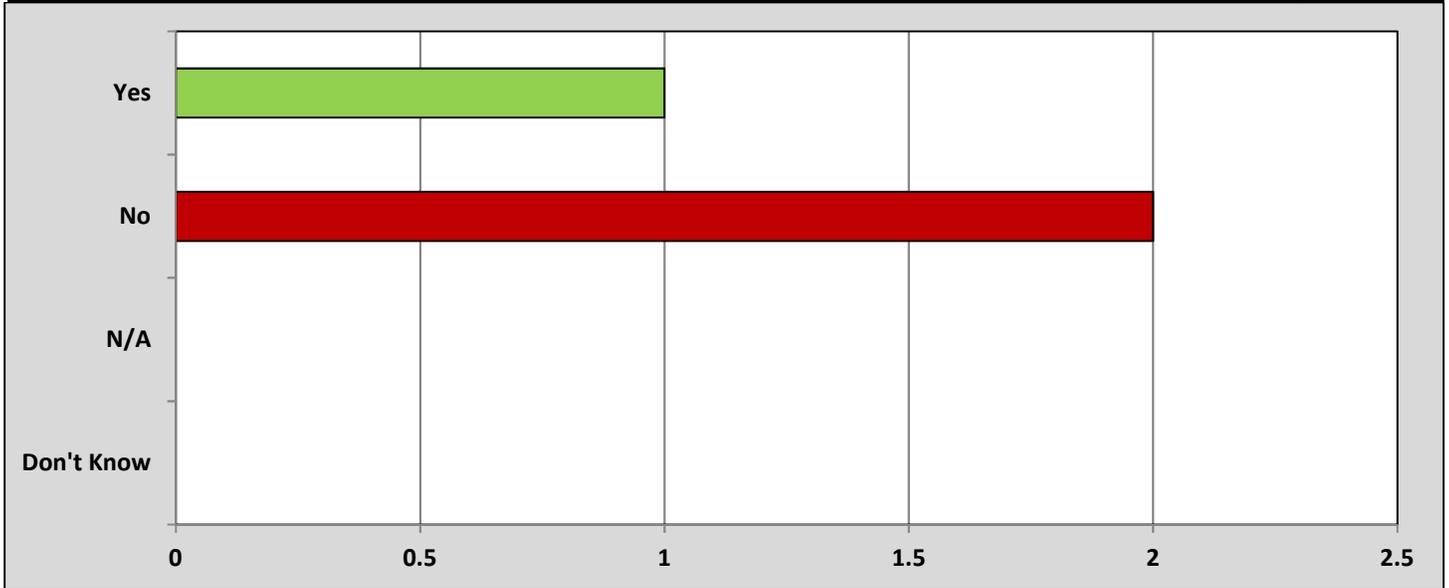
**Examples of Remarks for 'N/A' Response to Question PL7:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL7:**

There is not a "Don't Know" response for this question.

PL8. Does the UPWP provide tasks that collect and analyze demographic data (minority, low-income, LEP, etc.) to help inform the planning process?	Yes	No	N/A	Don't Know
	1	2	0	0
	33%	66.67%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL8:**

*Demographics, minority and low income, LEP PI section 1.3 page 42,*

**Examples of Remarks for 'No' Response to Question PL8:**

- *On page 19, the UPWP includes a 'Transportation Information Management' task that discusses developing, collecting, analyzing, and presenting spatial data to support all transportation planning projects and programs. No task in the UPWP denotes analyzing demographic data.*
- *The joint certification document package did not include supporting documentation to verify compliance. The package only included 3 pages and not the entire packet to demonstrate compliance.*

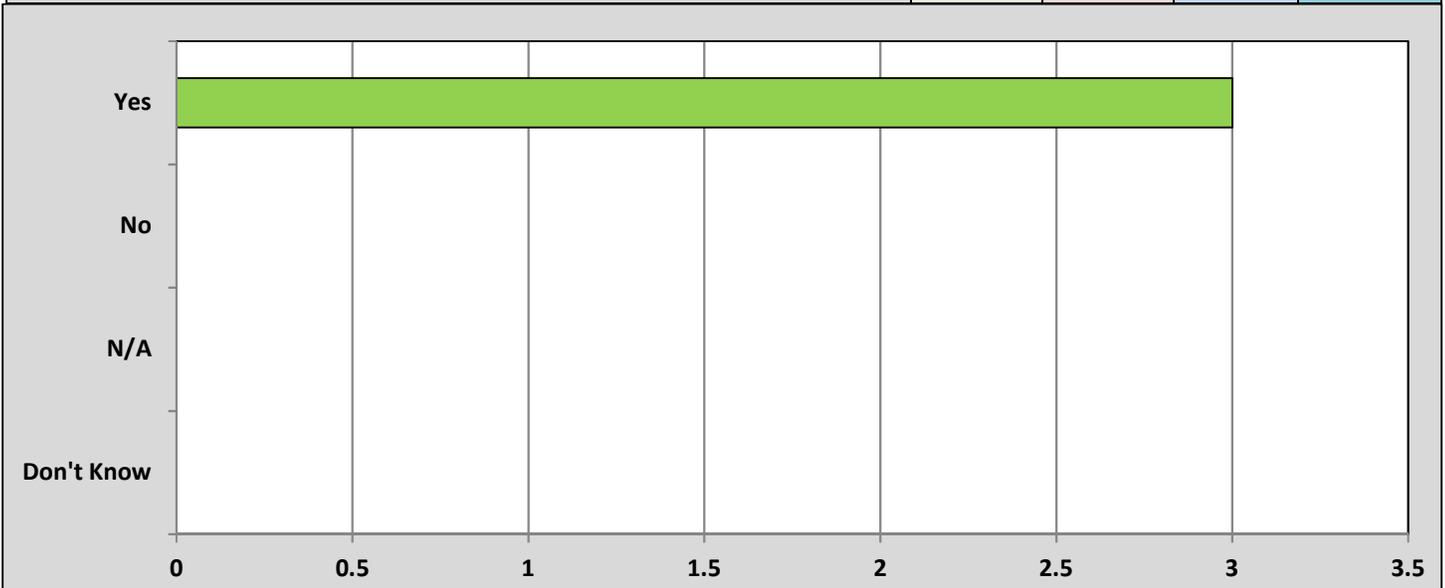
**Examples of Remarks for 'N/A' Response to Question PL8:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL8:**

There is not a "Don't Know" response for this question.

PL9. Does the UPWP provide tasks that support the evaluation of outreach strategies to improve outreach and needs assessment for traditional underserved communities?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for ‘Yes’ Response to Question PL9:**

- *On page 34 (p 46. in pdf), it mentions one task "assessments of outreach efforts" but does not elaborate on the evaluation process. This is located in Task C5: Education, Training, Outreach, and Public Engagement.*
- *UPWP Task 1.3 PI page 43 specifically calls out Special emphasis will continue to include the traditionally under-served and under-represented in the transportation planning process. The MPO will also assess the distribution of benefits and adverse environmental impacts at both the plan and project level, and will focus on low income and minority populations. Additionally, the MPO will continue the use of enhanced audio and video equipment to assist during presentations.*

**Examples of Remarks for ‘No’ Response to Question PL9:**

There is not a “No” response for this question.

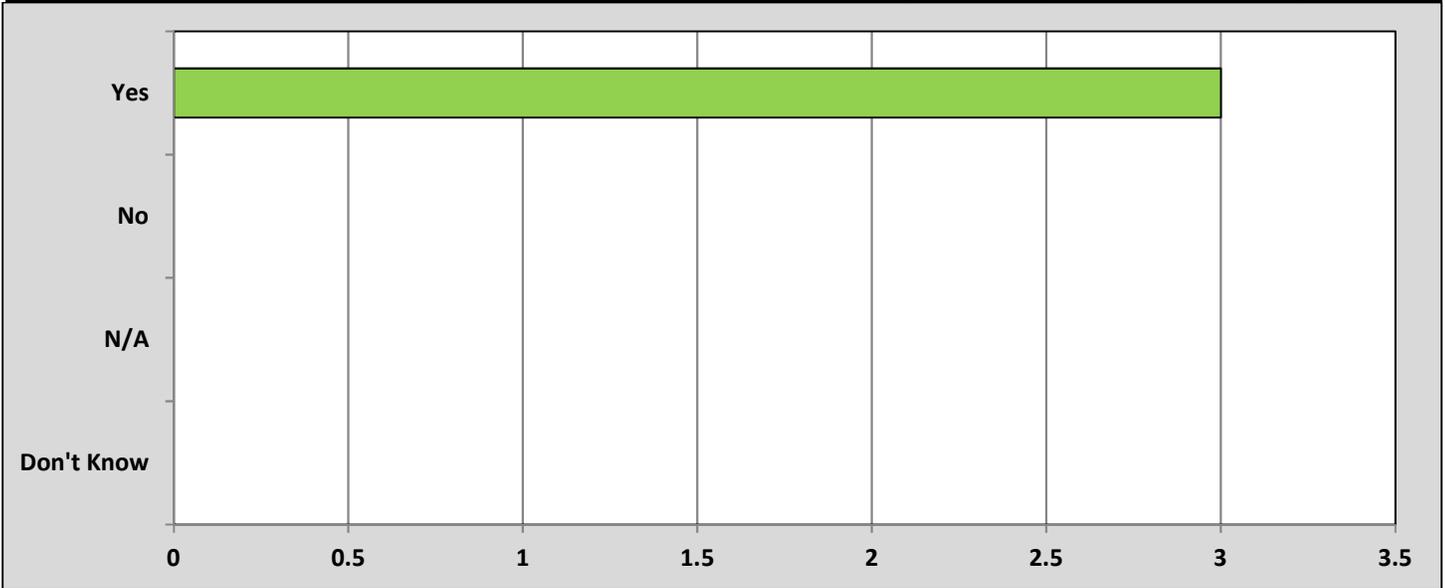
**Examples of Remarks for ‘N/A’ Response to Question PL9:**

There is not an “N/A” response for this question.

**Examples of Remarks for ‘Don’t Know’ Response to Question PL9:**

There is not a “Don’t Know” response for this question.

PL10. Does the PI Plan have specific strategies that reach out to and consider the input of traditionally underserved populations, including racial and ethnic minorities, low income and those with disabilities?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL10:**

*PPP 9/18/2018, Policy 3.1 page 7 of PPP, Policy 3.1: Target audiences shall be identified for each planning study conducted by the MPO, including affected stakeholders, residents, business and property owners, and those traditionally under-served and under-represented populations including, but not limited to, low income and minority households, within the study area.*

**Examples of Remarks for 'No' Response to Question PL10:**

There is not a "No" response for this question.

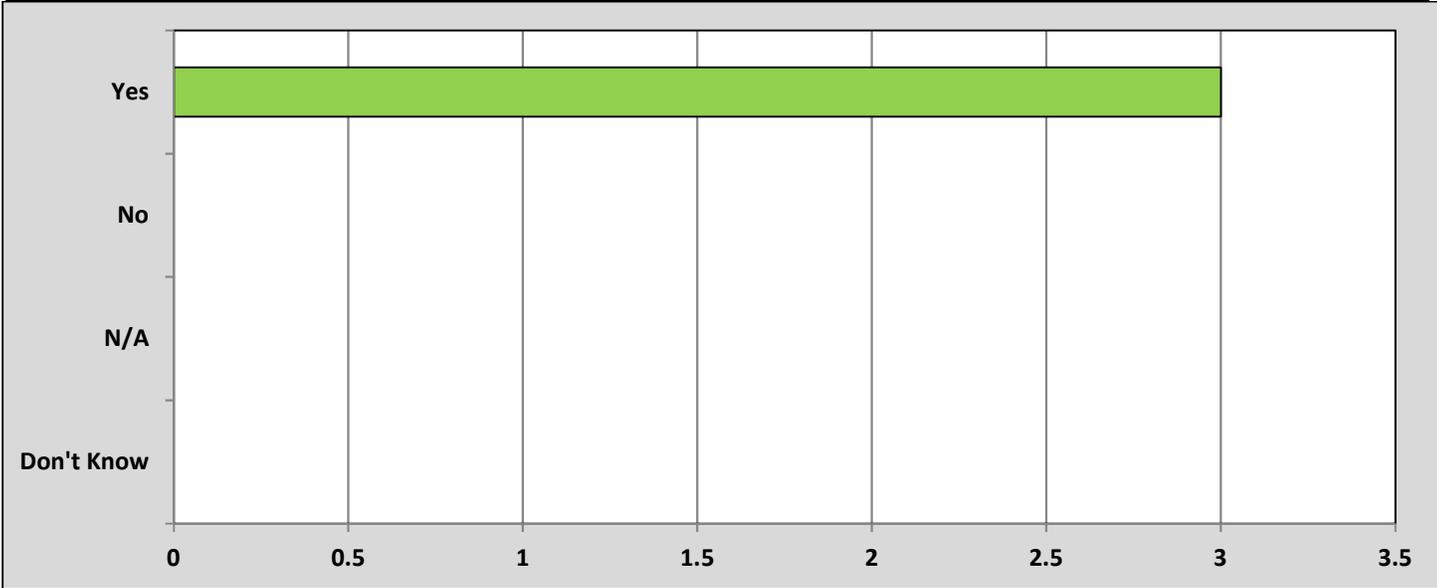
**Examples of Remarks for 'N/A' Response to Question PL10:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL10:**

There is not a "Don't Know" response for this question.

PL11. Does the PI Plan use social media, visualization, and/or other techniques to encourage a broad understanding of and participation of the public in the planning process?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL11:**

- *Although the plan mentions social media as a communication strategy, I did not find any direct links in the PPP to the TPO's social media outlets. The TPO's PPP does not utilize any visualization techniques. The TPO (1 of 3 under the RPC) is undergoing a website transition and uses the ECRC Facebook page as their social media outlet.*

**Examples of Remarks for 'No' Response to Question PL11:**

There is not a "No" response for this question.

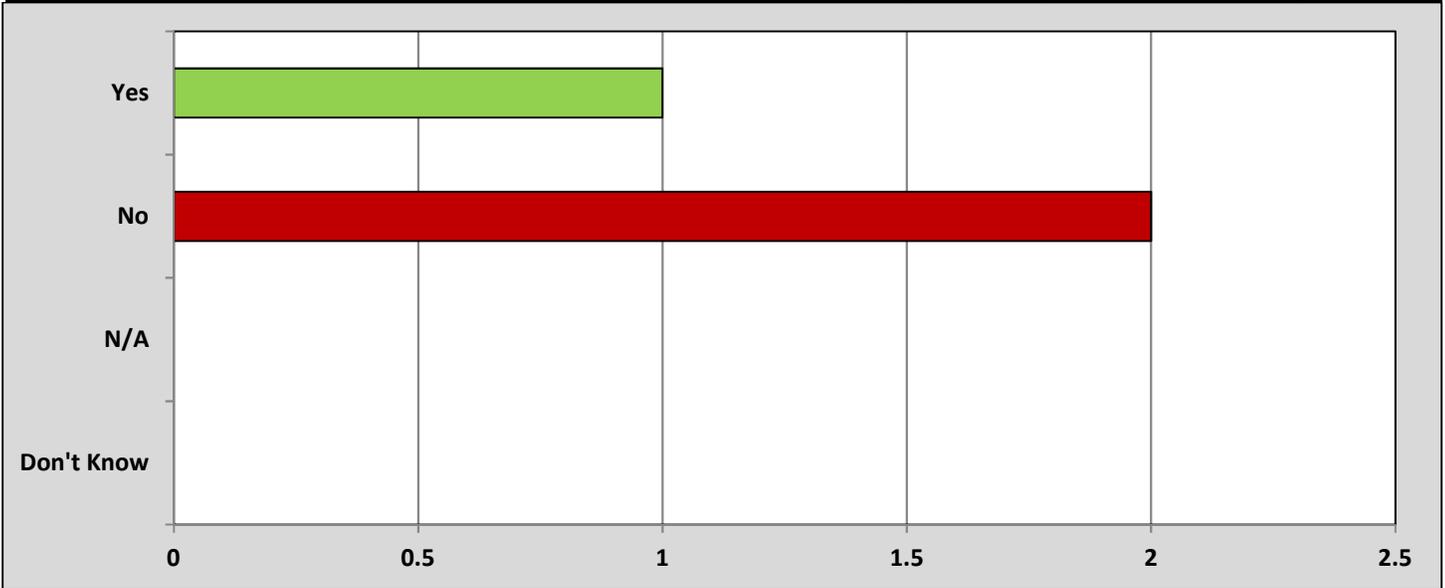
**Examples of Remarks for 'N/A' Response to Question PL11:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL11:**

There is not a "Don't Know" response for this question.

PL12. Does the evaluation of PI include measures demonstrating the effectiveness of outreach to and inclusion of traditionally underserved communities?	Yes	No	N/A	Don't Know
	1	2	0	0
	33%	66.67%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL12:**

*Objective 4, Policy 4.3 references page 8 of PPP.*

**Examples of Remarks for 'No' Response to Question PL12:**

- *On page 12, the PPP includes the following evaluation measures it currently utilizes which does not include measuring effectiveness of outreach to traditionally underserved communities: Number and quality of outreach opportunities, Number of social media followers and posts, Number of eNewsletter subscribers and eNewsletters, Number of news release subscribers (media as well as groups and organizations) and number of news releases distributed, Number of attendees at public workshops, Number and geographic distribution of CAC members, Number of unique visitors to the website, Number of completed surveys.*
- *P. 14 mentions a quarterly assessment of its public participation strategies, none of which specifically mention measuring the effectiveness of outreach to traditionally underserved communities. The following are the evaluation measures the TPO uses: Number and quality of outreach opportunities; Number of social media followers and posts, etc.*

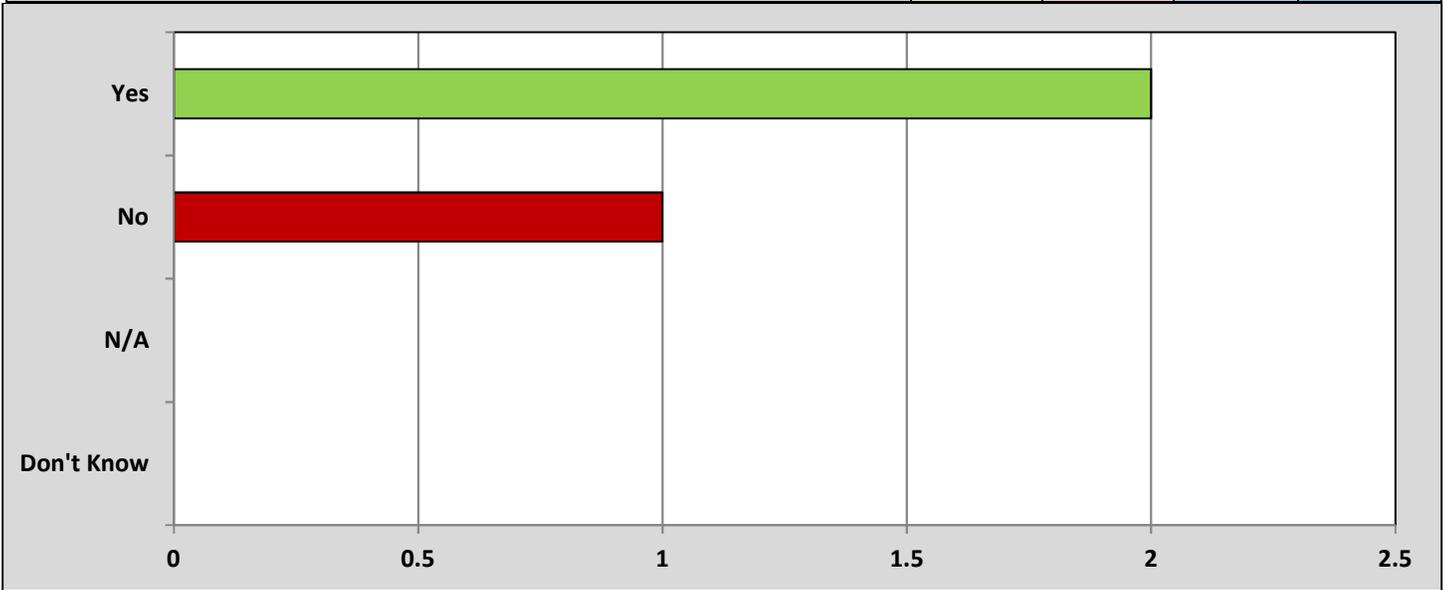
**Examples of Remarks for 'N/A' Response to Question PL12:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL12:**

There is not a "Don't Know" response for this question.

PL13. Does the LRTP include or discuss typical projects that support ADA access? (curb ramp cuts/extensions, transit stops/benches/lights, crosswalks, sidewalks, ped signals/detectible warnings, non-motorized planning)	Yes	No	N/A	Don't Know
	2	1	0	0
	66.67%	33%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL13:**

- LRTP includes ADA compliance statement located on page 4-10(p.106 in pdf). It also includes addressing ADA access via the TAP program on page 7-6 (p. 172). The LRTP has a table that discusses how the CMPP, ITS Master Plan, and Bicycle/Ped Master Plan which identifies projects to support the intermodal system for the region as well as several criteria on the LRTP checklist listed in Appendix B (p. 207/B-1).
- The LRTP 2040 discuss typical projects that support ADA access as indicated on page 5-24 through 5-27

**Examples of Remarks for 'No' Response to Question PL13:**

The LRTP does mention sidewalks throughout its project discussions but does not explicitly mention supporting ADA access. Page 4-9 discusses ADA but does not include ADA accessibility regularly in project discussions/descriptions.

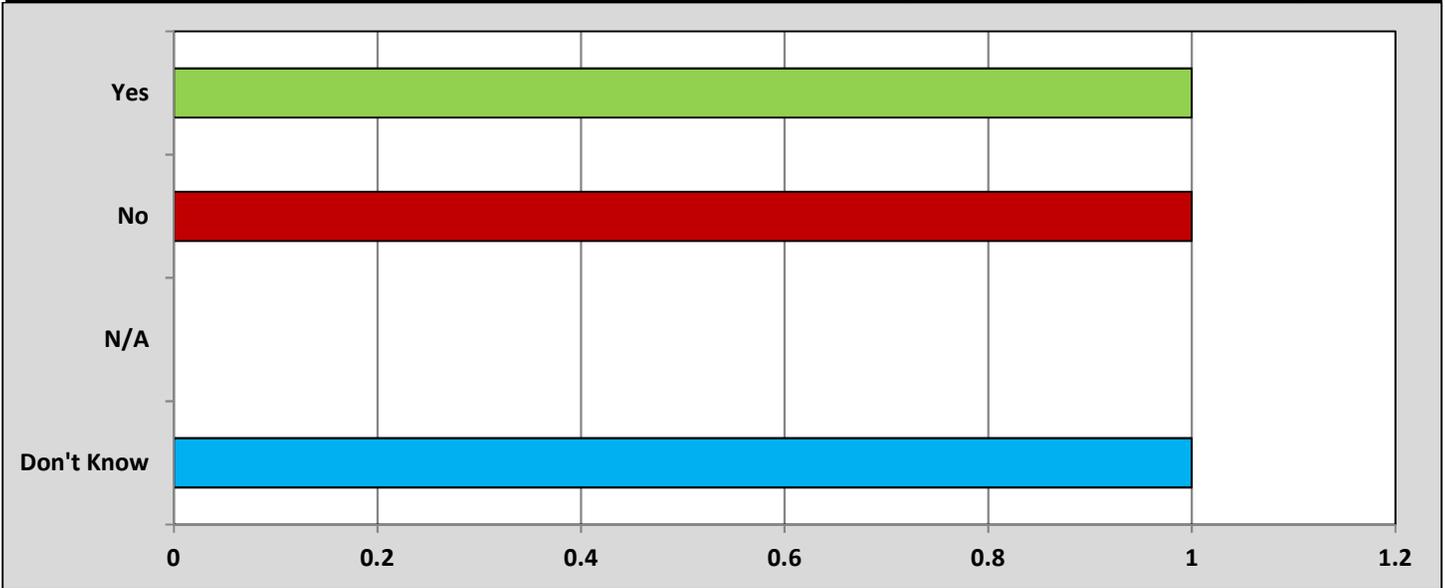
**Examples of Remarks for 'N/A' Response to Question PL13:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL13:**

There is not a "Don't Know" response for this question.

PL14. Does the LRTP use demographic and travel information based on ethnicity, race, age, income level, etc. for the populations within its planning boundaries as input to the LRTP development?	Yes	No	N/A	Don't Know
	1	1	0	1
	33%	33%	0%	33%



**Examples of Remarks for 'Yes' Response to Question PL14:**

*Chapter 2 beginning page 2-1-2-10 2040 LRTP*

**Examples of Remarks for 'No' Response to Question PL14:**

*Although the LRTP includes narrative addressing the TPO's outreach methods to include traditionally underserved populations on pages 4-8 through 4-10 (p92-94), it does not mention using any demographic or travel information as input for developing the LRTP.*

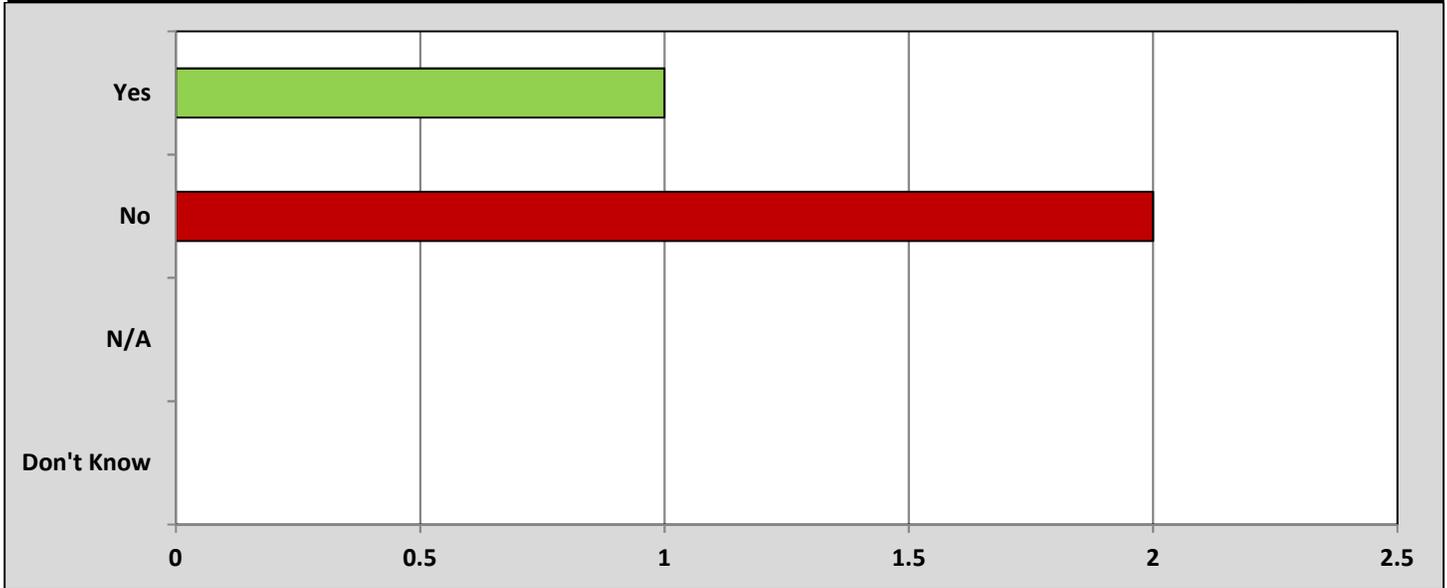
**Examples of Remarks for 'N/A' Response to Question PL14:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL14:**

*On page 4-8 (p. 104), the LRTP mentions using demographic maps as a tool to evaluate the 2040 needs assessment tool. I clicked on the following link that was provided in the LRTP but was unable to locate the maps used for the TPO's analyses due to the broken link. I also did not see any travel information utilized in the TPO's analyses based on demographic info.*

PL15. Does the LRTP have a benefits and burdens analysis to ensure disproportionate impacts to a particular group are not occurring?	Yes	No	N/A	Don't Know
	1	2	0	0
	33%	66.67%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL15:**

*Chapter 5 of 2040 LRTP pages 5-41 through 5-43*

**Examples of Remarks for 'No' Response to Question PL15:**

- *The LRTP discussed the requirement of using ETDM and adjusting meeting times for low-income/minority populations but nothing beyond that. Found on pages 4-8 through 4-10 (p. 92-94)*
- *Beyond including a statement to "demonstrate compliance" in the LRTP on pages 4-8 through 4-10 (p. 104-107 in pdf), I was unable to locate any benefits/burdens analysis.*

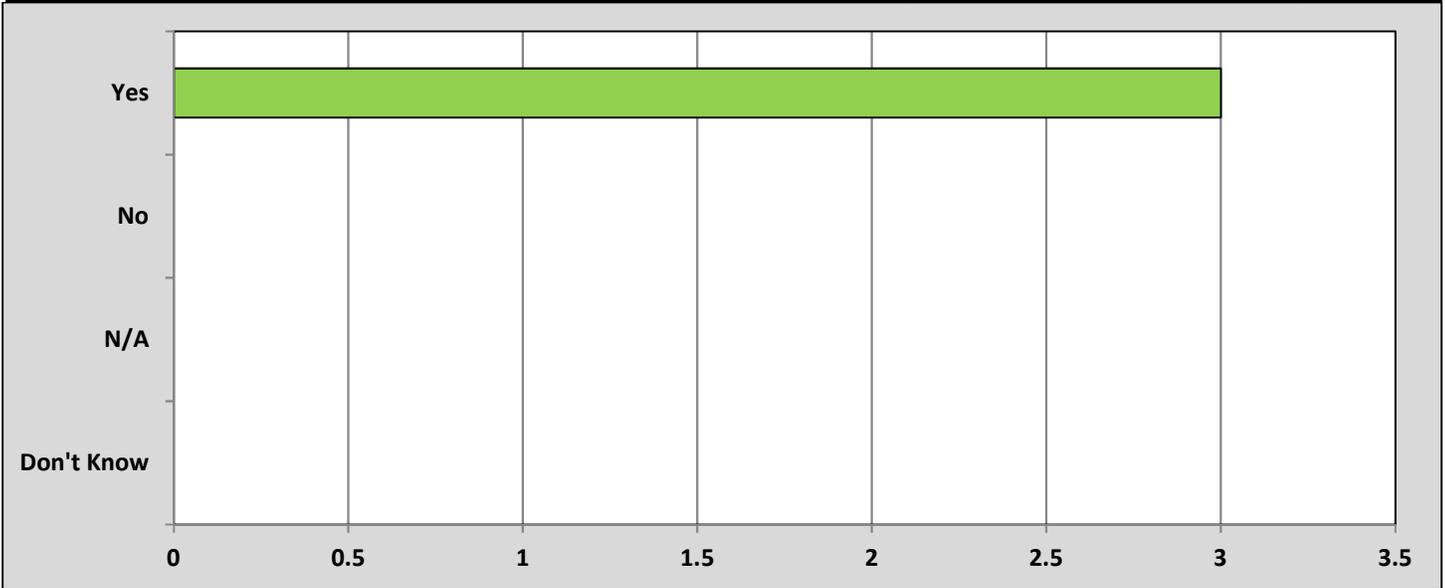
**Examples of Remarks for 'N/A' Response to Question PL15:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL15:**

There is not a "Don't know" response for this question.

<b>PL16. Does the TIP include typical projects that support ADA access? (curb ramp cuts/extensions, transit stops/benches/lighting, crosswalks, sidewalks, ped signals/detectible warnings, non-motorized planning)?</b>	<b>Yes</b>	<b>No</b>	<b>N/A</b>	<b>Don't Know</b>
	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>
	<b>100%</b>	<b>0%</b>	<b>0%</b>	<b>0%</b>



**Examples of Remarks for 'Yes' Response to Question PL16:**

- *The TIP includes TAP sidewalk projects which will be ADA compliant on Table 10 (p. 200 in pdf) and Table 11 (p. 201 in pdf).*
- *TIP page 129, mariner BLVD sidewalk ADA, transit development plan July 2019*

**Examples of Remarks for 'No' Response to Question PL16:**

There is not a "No" response for this question.

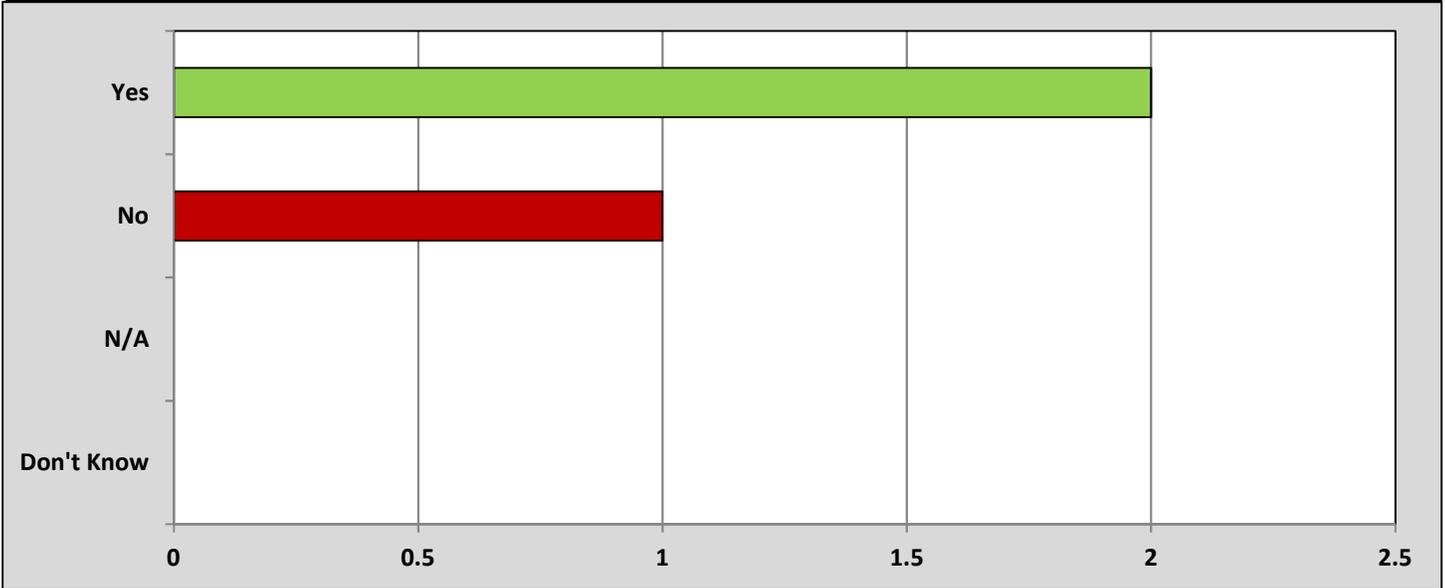
**Examples of Remarks for 'N/A' Response to Question PL16:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL16:**

There is not a "Don't Know" for this question.

PL17. Does the TIP project prioritization/selection process address implementing projects that support ADA Transition/Program Access?	Yes	No	N/A	Don't Know
	2	1	0	0
	66.67%	33%	0%	0%



**Examples of Remarks for 'Yes' Response to Question PL17:**

*The TIP project prioritization/selection process does not specifically calls out implementing projects that support ADA Transition/program access. There are ADA projects listed in the TIP on pages 129, 130.*

**Examples of Remarks for 'No' Response to Question PL17:**

*p. 76-83 in the LRTP are the evaluation criteria that of which no criteria address implementing ADA transition/program access projects.*

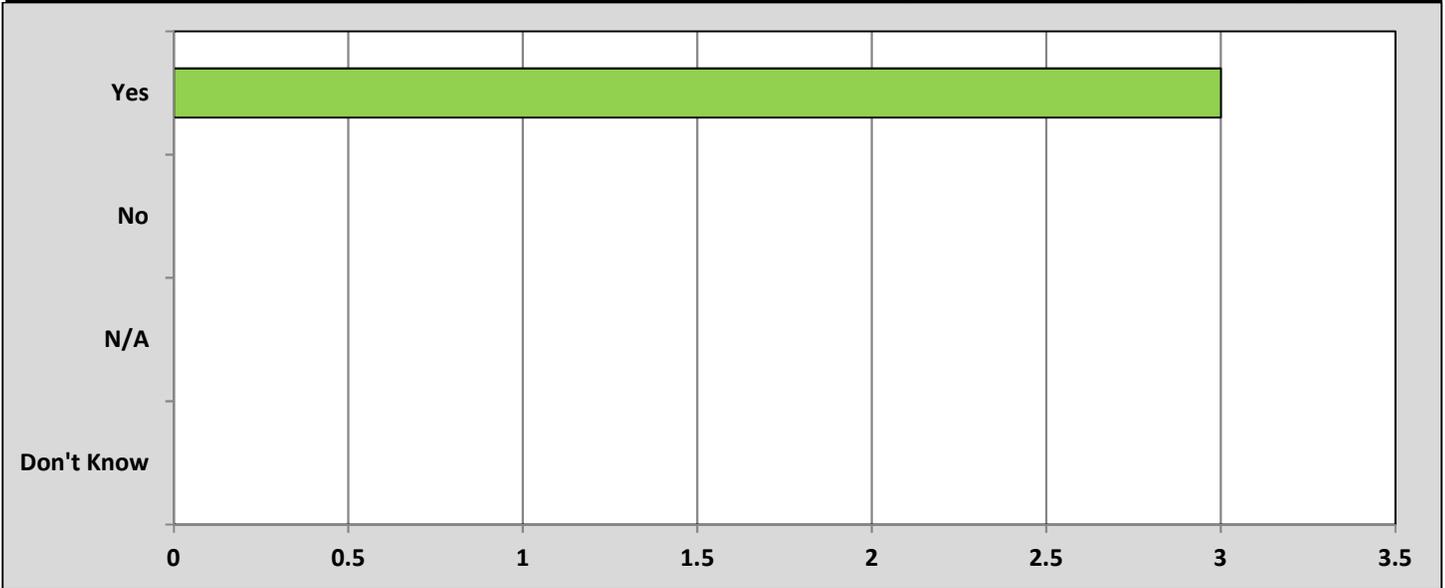
**Examples of Remarks for 'N/A' Response to Question PL17:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question PL17:**

There is not a "Don't Know" for this question.

CR1. Does the MPO have a Nondiscrimination Assurance executed by the current MPO Director within the past three (3) years?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR1:**

- *Appears to date to 2019, though is not dated with signature block (in the plan). In the UPWP, the document was signed on 04/24/2019 and includes Appendices A/E.*
- *In UPWP, signed 04/18/2019 (see page 48)*

**Examples of Remarks for 'No' Response to Question CR1:**

There is not a "No" response for this question.

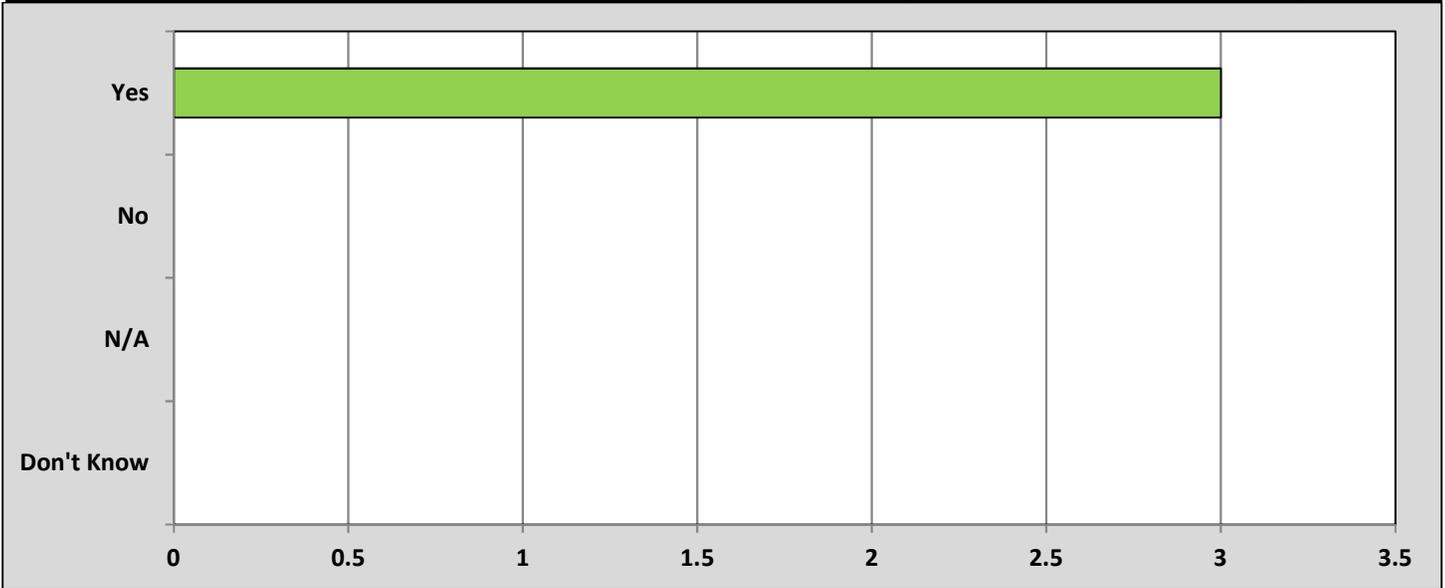
**Examples of Remarks for 'N/A' Response to Question CR1:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR1:**

There is not a "Don't Know" for this question.

CR2. Has the MPO appointed a named Title VI/Nondiscrimination Coordinator who has easy access to the MPO Director?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR2:**

- *Brittany Ellers*

**Examples of Remarks for 'No' Response to Question CR2:**

There is not a "No" response for this question.

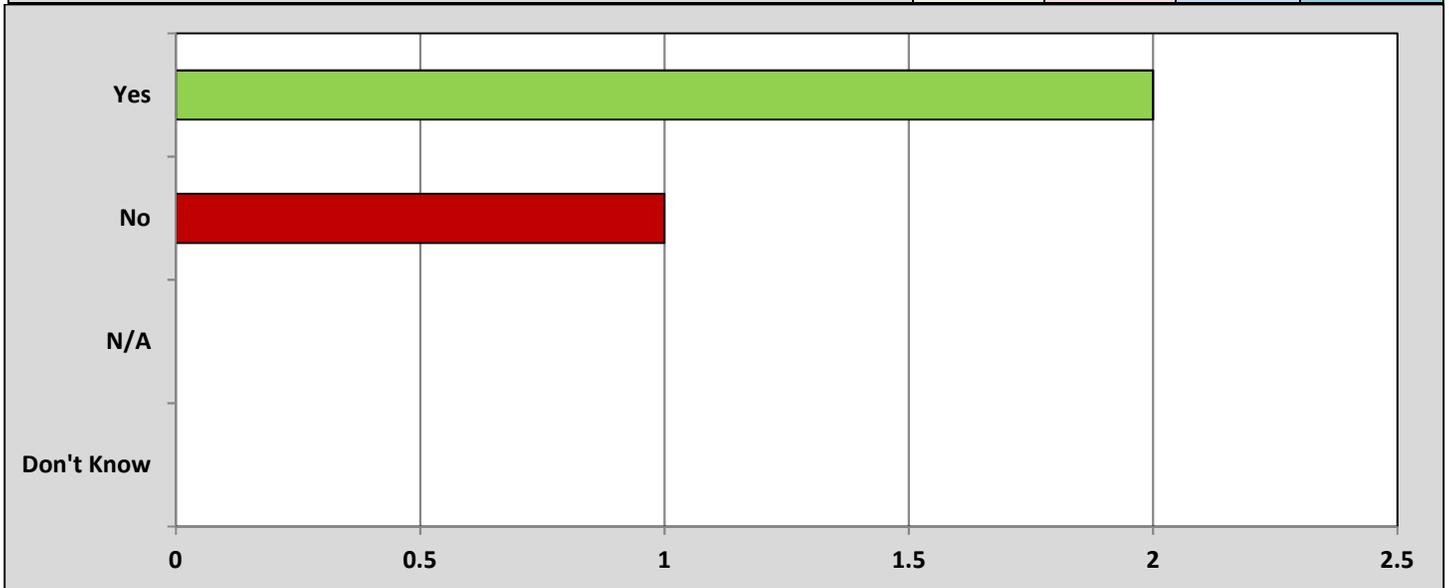
**Examples of Remarks for 'N/A' Response to Question CR2:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR2:**

There is not a "Don't Know" for this question.

CR3. Does the MPO have a Title VI/Nondiscrimination policy and complaint filing procedures available in a manner accessible to the public, including in languages other than English, if required?	Yes	No	N/A	Don't Know
	2	1	0	0
	66.67%	33%	0%	0%



**Examples of Remarks for ‘Yes’ Response to Question CR3:**

- *Does not appear to be broken down by race/ethnicity. However, TVI Plan further breaks down county demographics*
- *Page 12 of the Program Plan*

**Examples of Remarks for ‘No’ Response to Question CR3:**

*Solicitation, yes. But don't see an actual process listed anywhere. Bay had a Title VI plan developed for transit, but OWTPO doesn't appear to have even this much? Plans are very focused on PI of underserved communities but seem to leave analysis to ETDM. UPDATE: TPO reports analysis by layering CCI over plan projects and public involvement. Goal is to make the process usable for the public, as well.*

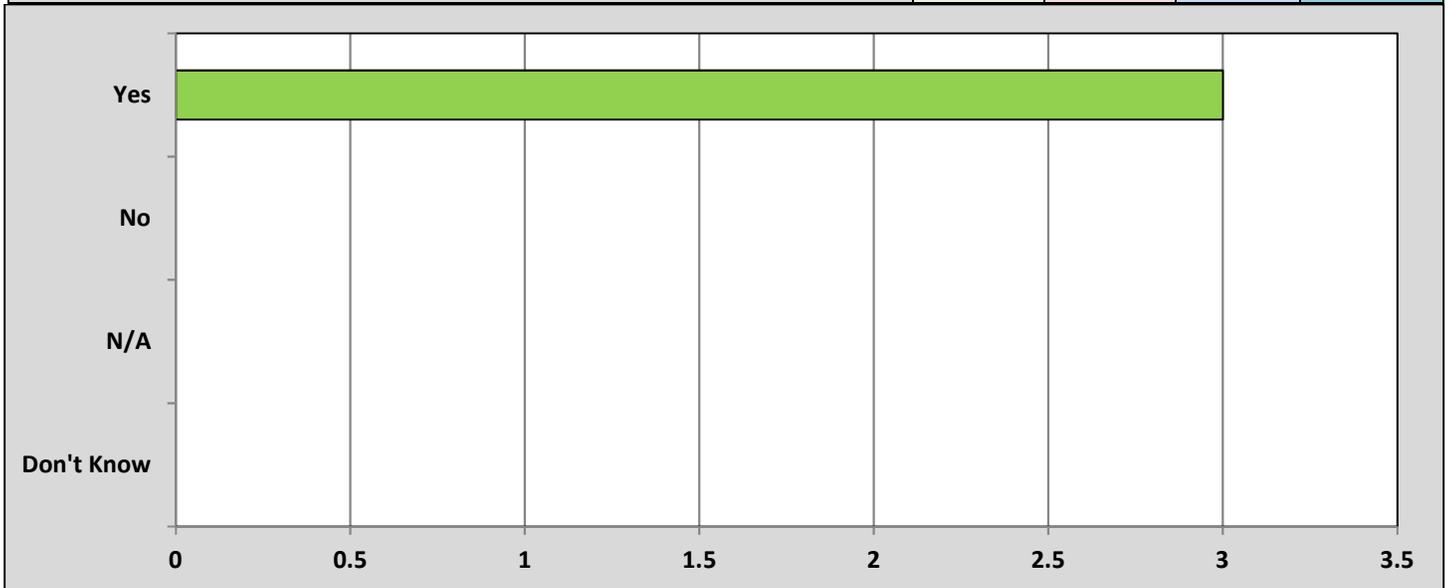
**Examples of Remarks for ‘N/A’ Response to Question CR3:**

There is not an “N/A” response for this question.

**Examples of Remarks for ‘Don’t Know’ Response to Question CR3:**

There is not a “Don’t Know” for this question.

CR4. Does the MPO have a Community Characteristics Inventory (CCI) that includes identification of locations of low-income, minority, and LEP populations?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR4:**

- Does not appear to be broken down by race/ethnicity. However, TVI Plan further breaks down county demographics.
- Maps on the website for each county. They are comprehensive but don't go farther than 'minority' status. UPDATE: TPO has CCI information down to race/ethnicity and other classes, but the 'at a glance' only shows 'minority'. Will update that with the new LRTP.

**Examples of Remarks for 'No' Response to Question CR4:**

There is not a "No" response for this question.

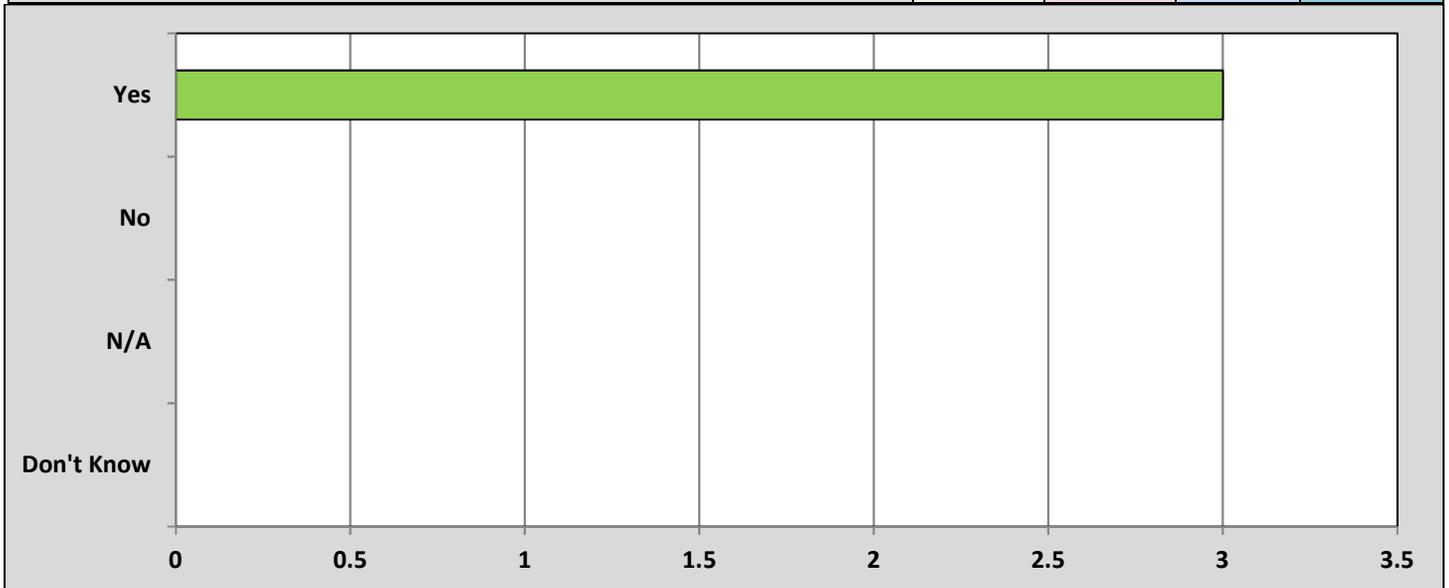
**Examples of Remarks for 'N/A' Response to Question CR4:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR4:**

There is not a "Don't Know" for this question.

CR5. Does the MPO use CCI data to inform the planning process, including selection/prioritization of projects and evaluation of potential impacts on low-income, minority and LEP communities?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR5:**

- *MPO uses a scoring process that ensures projects in underserved areas receive equitable consideration*
- *See section 9, page 23 - but analysis appears to be transit-focused. Page 12 of the PPP states that interactive mapping allows overlay of projects on specific underserved communities. Explore further during interview. LRTP discusses Title VI/ADA, but mostly with regard to PI. Equity objective in 4.4 doesn't mention race, ethnicity, rather age, disability, poor, elderly. Page 2 of the UPWP deals with data collection/analysis, including SCE data.*

**Examples of Remarks for 'No' Response to Question CR5:**

There is not a "No" response for this question.

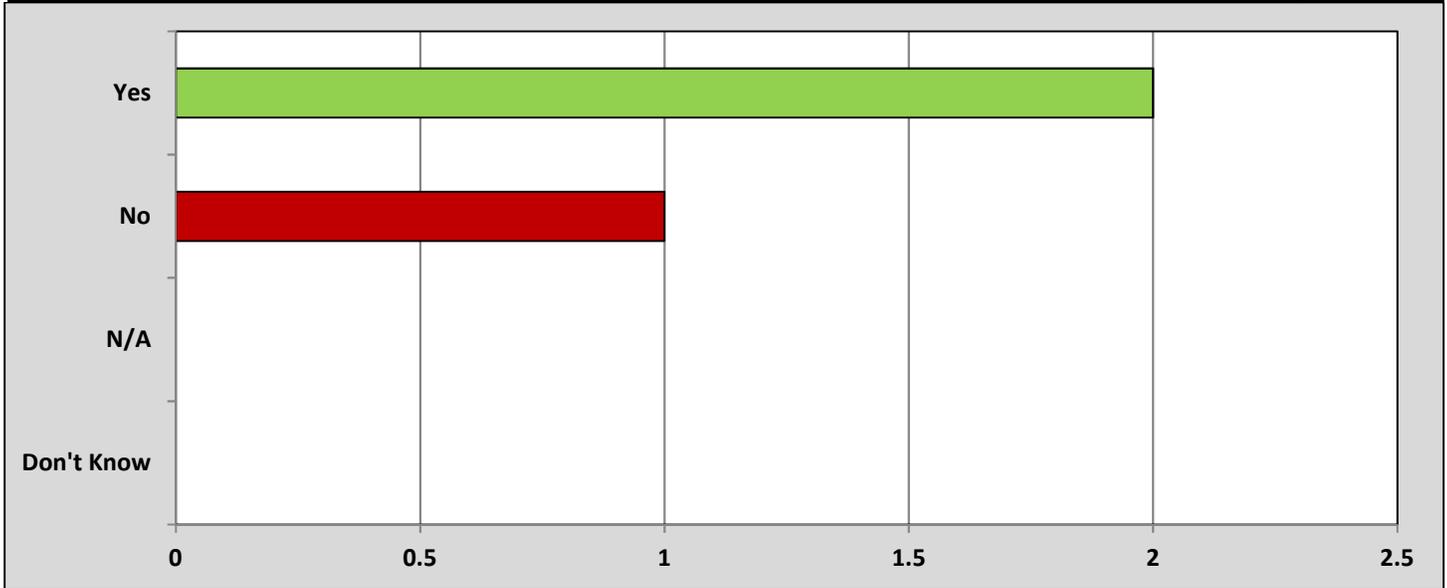
**Examples of Remarks for 'N/A' Response to Question CR5:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR5:**

There is not a "Don't Know" for this question.

CR6. Has the MPO taken steps to attain demographic parity on CAC, BPAC and related decision-making boards and advisory groups?	Yes	No	N/A	Don't Know
	2	1	0	0
	66.67%	33%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR6:**

- See page 21 of the plan - 15.4% Black. 0% Hispanic, though representation in by county as a whole is under 5%.

**Examples of Remarks for 'No' Response to Question CR6:**

Nothing in the web documents discusses this. Need to ask during interview. UPDATE - the migration to the new website left links to the old defunct site. TPO is in the process of updating as part of T6 Plan development. Should be fully corrected by 12/2019. Until then, the notification and contact links are accurate and on the web.

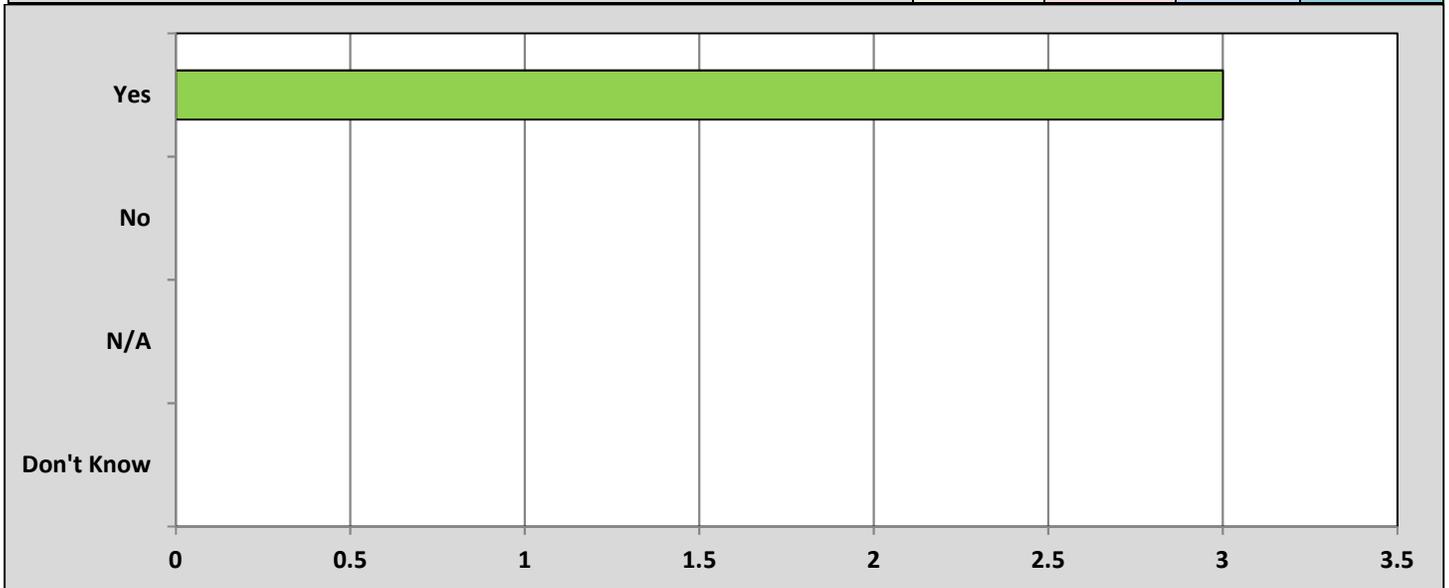
**Examples of Remarks for 'N/A' Response to Question CR6:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR6:**

There is not a "Don't Know" for this question.

CR7. Has the MPO reviewed its Title VI/Nondiscrimination program within the past three (3) years, verifying that information is current and assessing program strengths, concerns, goals, etc.?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR7:**

- *Performs an annual review of the program to ensure compliance but this information is not placed on the website. Would like the updated review checklist that FDOT/FHWA developed.*
- *Full review in 07/2018 with updates and corrections in 09/2018. Has since worked with FHWA in review of PPP and establishing program goals.*

**Examples of Remarks for 'No' Response to Question CR7:**

There is not a "No" response for this question.

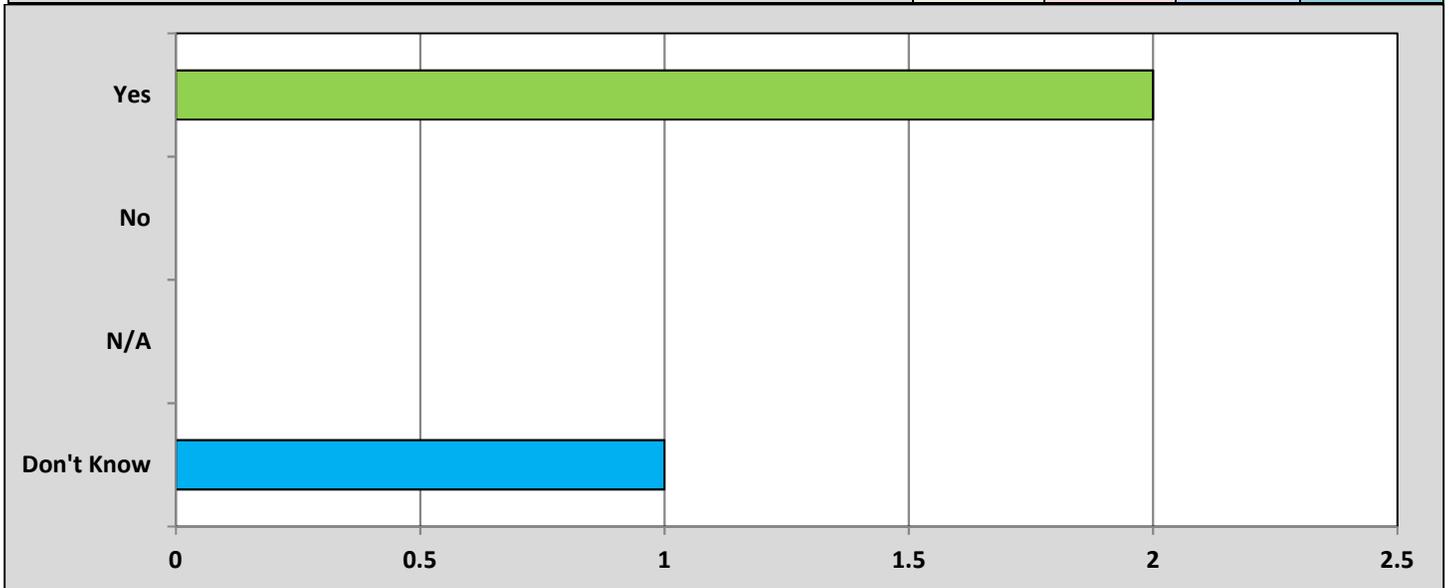
**Examples of Remarks for 'N/A' Response to Question CR7:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR7:**

There is not a "Don't Know" for this question

CR8. Does the MPO have a current written LEP Plan that includes the four factor analysis required by EO 13166?	Yes	No	N/A	Don't Know
	3	0	0	1
	66.67%	0%	0%	33%



**Examples of Remarks for 'Yes' Response to Question CR8:**

*But again, appears to rely on the transit provider LEP plan. LEP is low and access consists mostly of public notice, nondiscrimination forms, verbal interpretation. Data is okay - ACS 2011-2015*

**Examples of Remarks for 'No' Response to Question CR8:**

There is not a "No" response for this question.

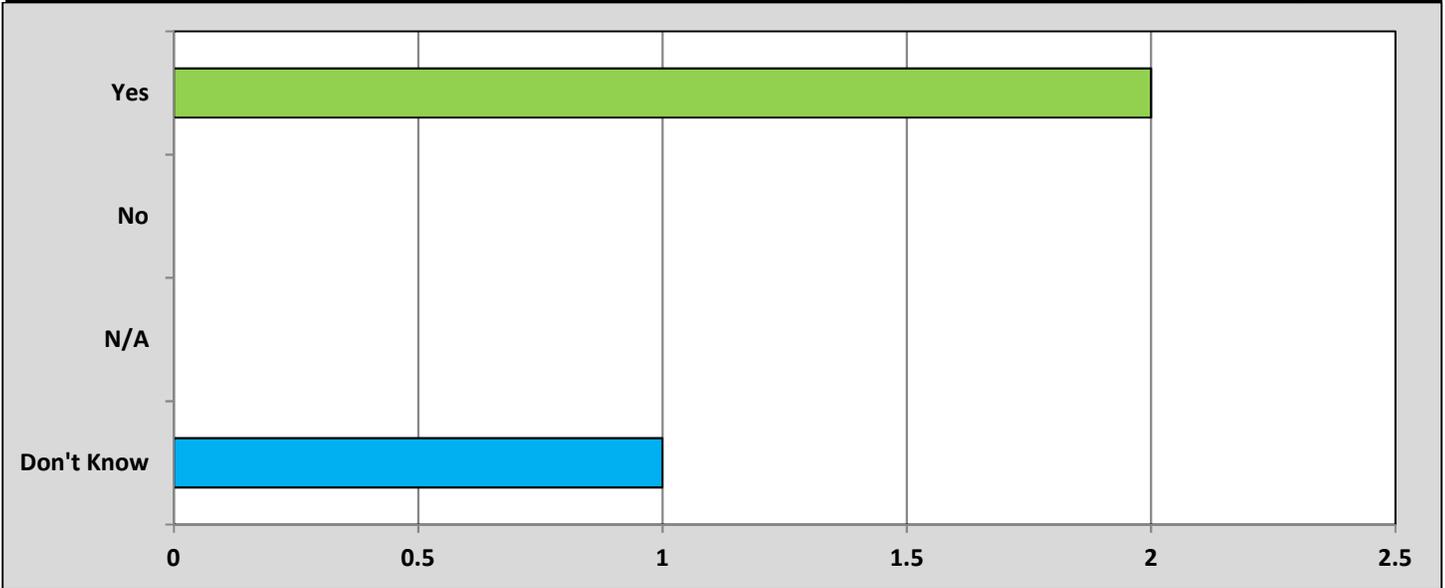
**Examples of Remarks for 'N/A' Response to Question CR8:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR8:**

LRTP says that there is a Language Access Plan, but link did not work.

CR9. Has the MPO updated its LEP Plan within the past three (3) years, using best quality data sources?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR9:**

*Update was in 2018 with approval in 2019. Data was ACS 5 year 2011-2015. Will need to update data for the next triennial plan.*

**Examples of Remarks for 'No' Response to Question CR9:**

There is not a "No" response for this question.

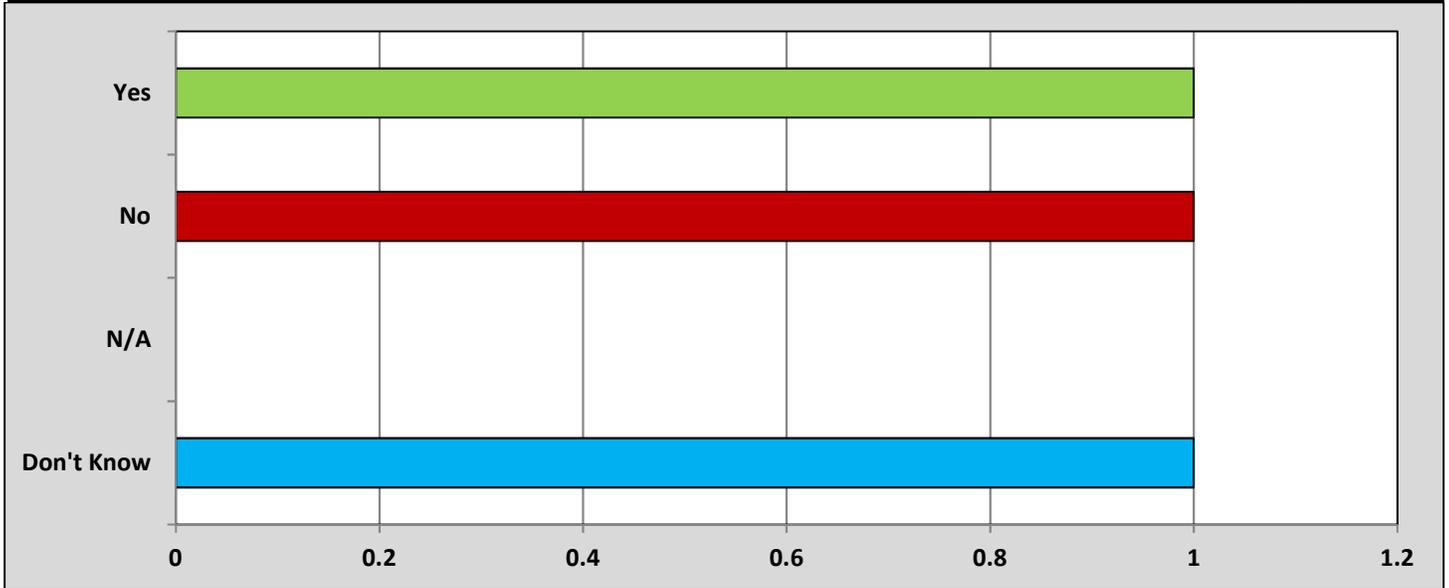
**Examples of Remarks for 'N/A' Response to Question CR9:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR9:**

*Unknown. LRTP says there is a language access plan from February 2013, but the link appears to be broken.*

CR10. Does the LEP Plan require written translation services?	Yes	No	N/A	Don't Know
	1	1	0	1
	33%	33%	0%	33%



**Examples of Remarks for 'Yes' Response to Question CR10:**

*Targeted translation by bilingual staff; standard translation to Spanish of TD Program material; transit services information; nondiscrimination information*

**Examples of Remarks for 'No' Response to Question CR10:**

*LEP Population of county is very low, requiring few written language services.*

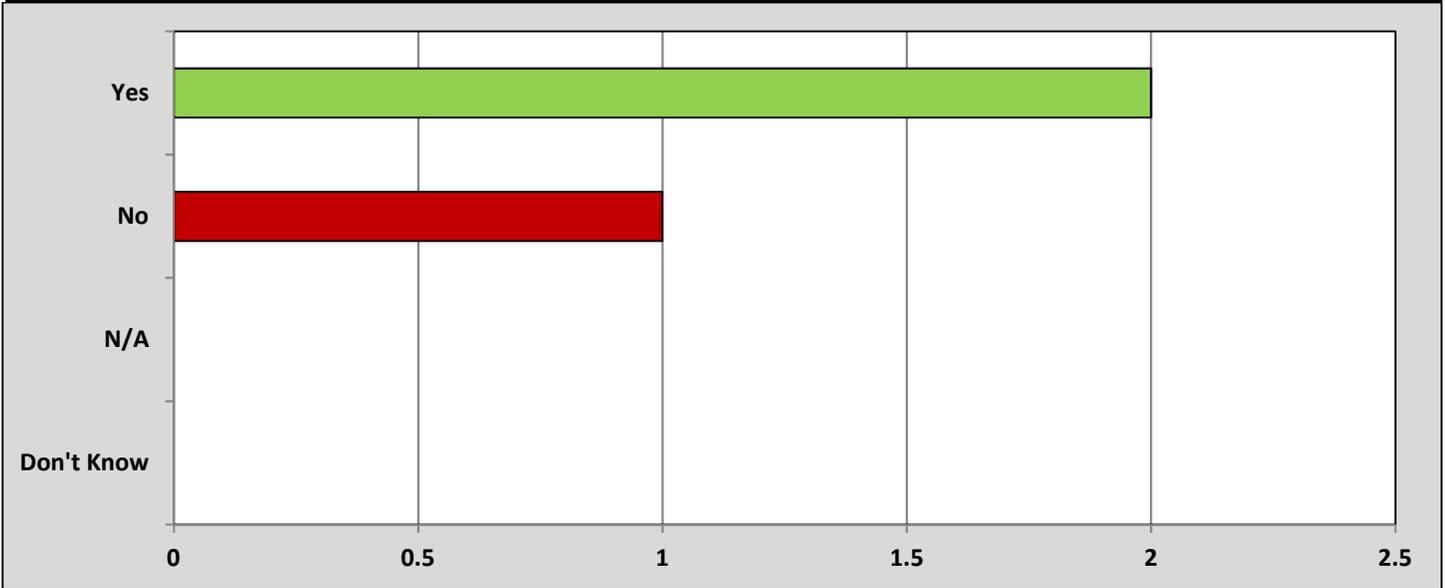
**Examples of Remarks for 'N/A' Response to Question CR10:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR10:**

*Unknown. LRTP says there is a language access plan from February 2013, but the link appears to be broken.*

CR11. Does the MPO publicly list the documents that it provides in languages other than English?	Yes	No	N/A	Don't Know
	2	1	0	0
	67%	33%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR11:**

*Website translation; Title VI and ADA Notification; Title VI and ADA complaint documents.*

**Examples of Remarks for 'No' Response to Question CR11:**

*None apparent on the website beyond the web translate feature, however, LEP statistics are low, around 2%. No real need to translate documents at this time.*

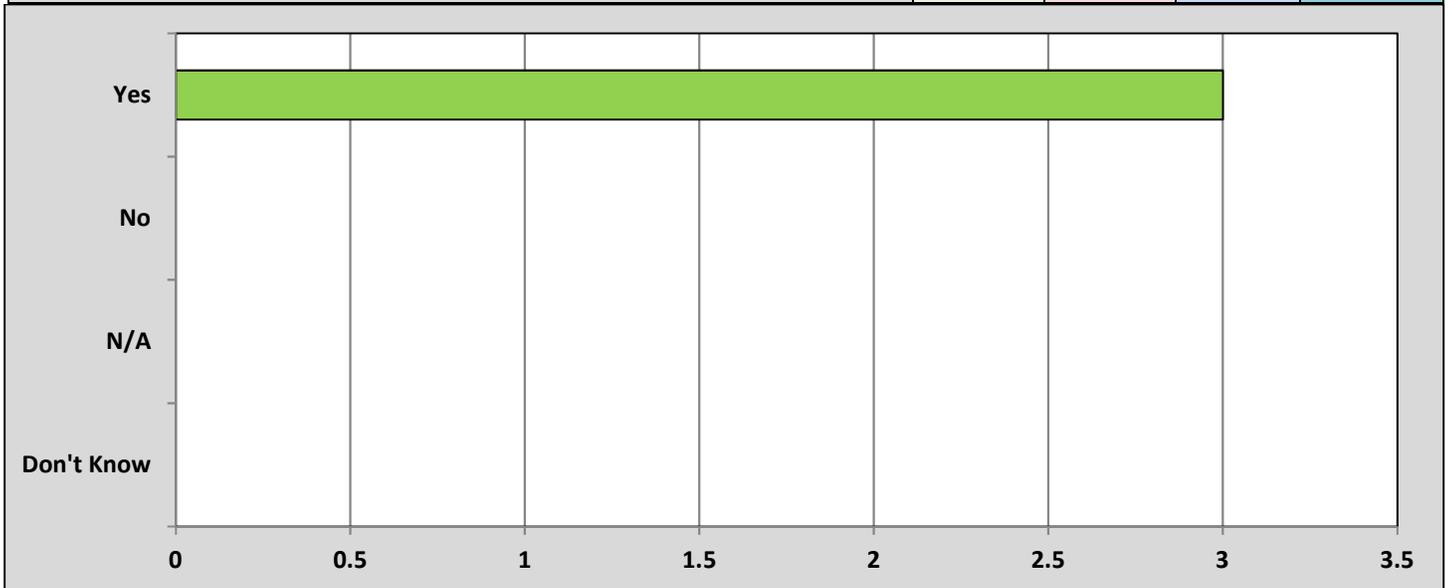
**Examples of Remarks for 'N/A' Response to Question CR11:**

There is not an "N/A" for this question

**Examples of Remarks for 'Don't Know' Response to Question CR11:**

There is not a "Don't Know" for this question

CR12. Does the MPO take steps to ensure individuals with disabilities have access to and are represented in the decision making process?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR12:**

- None apparent on the website beyond the web translate feature, however, LEP statistics are low, around 2%. No real need to translate documents at this time.
- Omnipresent access statements and venues are ADA accessible. Also, CAC has membership from the CIL

**Examples of Remarks for 'No' Response to Question CR12:**

There is not a "No" response for this question.

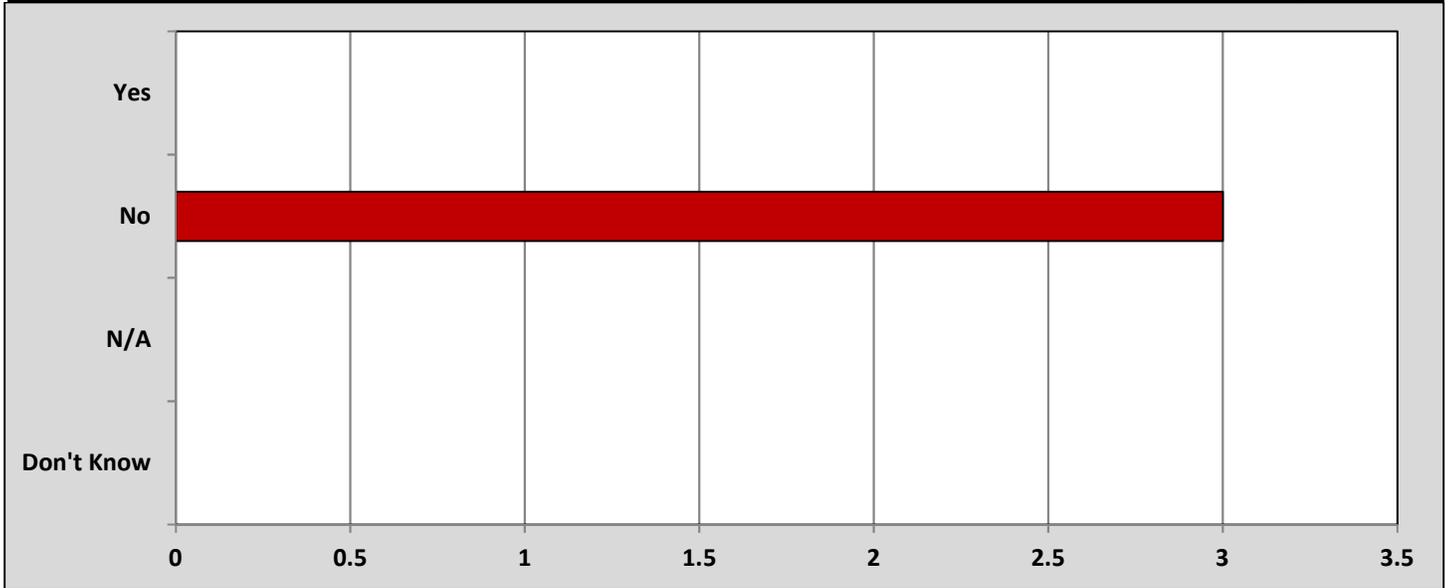
**Examples of Remarks for 'N/A' Response to Question CR12:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR12:**

There is not a "Don't Know" for this question

CR13. Is the MPO part of a public agency that has 50 or more employees?	Yes	No	N/A	Don't Know
	0	3	0	0
	0%	100%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR13:**

There is not a "Yes" response for this question.

**Examples of Remarks for 'No' Response to Question CR13:**

- *MPO is staffed by the county and its website is hosted through the county's portal, but otherwise MPO reports through ED to its multi-jurisdictional board.*
- *MPO is independent with fewer than 50 employees. It ensures that plans/programs/documents/activities are accessible and has a Nondiscrimination Plan goal to provide TP training and TA to its local agencies*

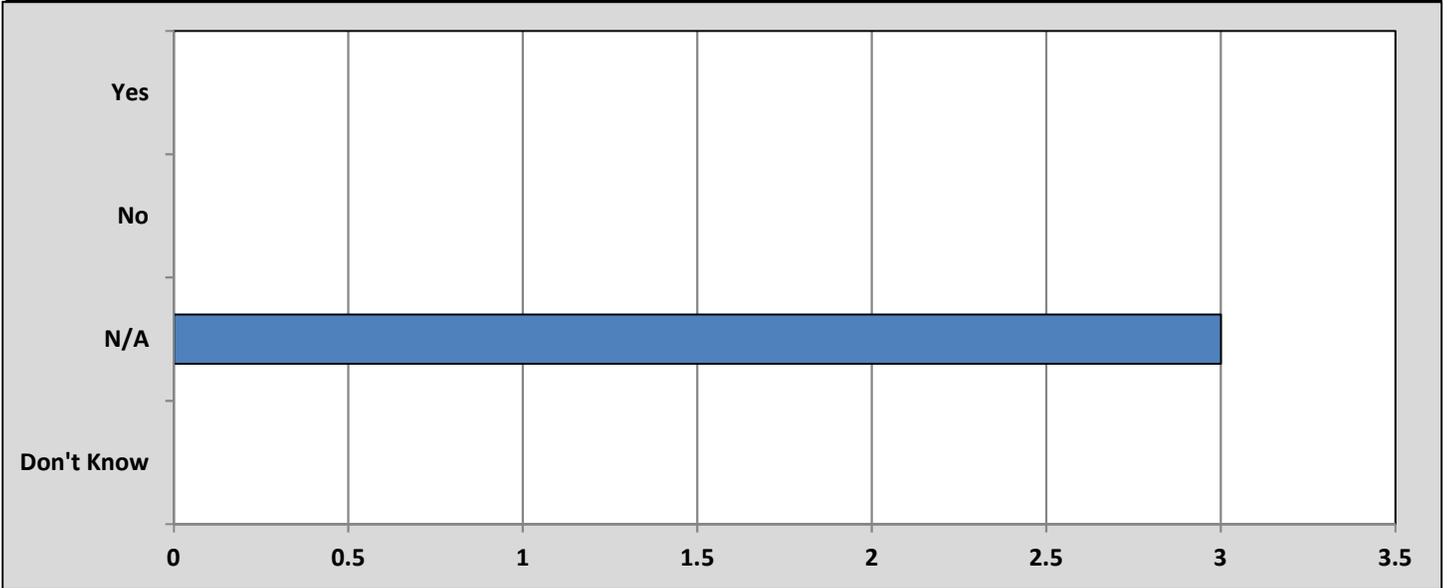
**Examples of Remarks for 'N/A' Response to Question CR13:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR13:**

There is not a "Don't Know" for this question

CR13a. If yes, does the MPO/public agency have an ADA Transition Plan?	Yes	No	N/A	Don't Know
	0	0	3	0
	0%	0%	100%	0%



**Examples of Remarks for 'Yes' Response to Question CR13a:**

There is not a "Yes" response for this question.

**Examples of Remarks for 'No' Response to Question CR13a:**

There is not a "No" response for this question.

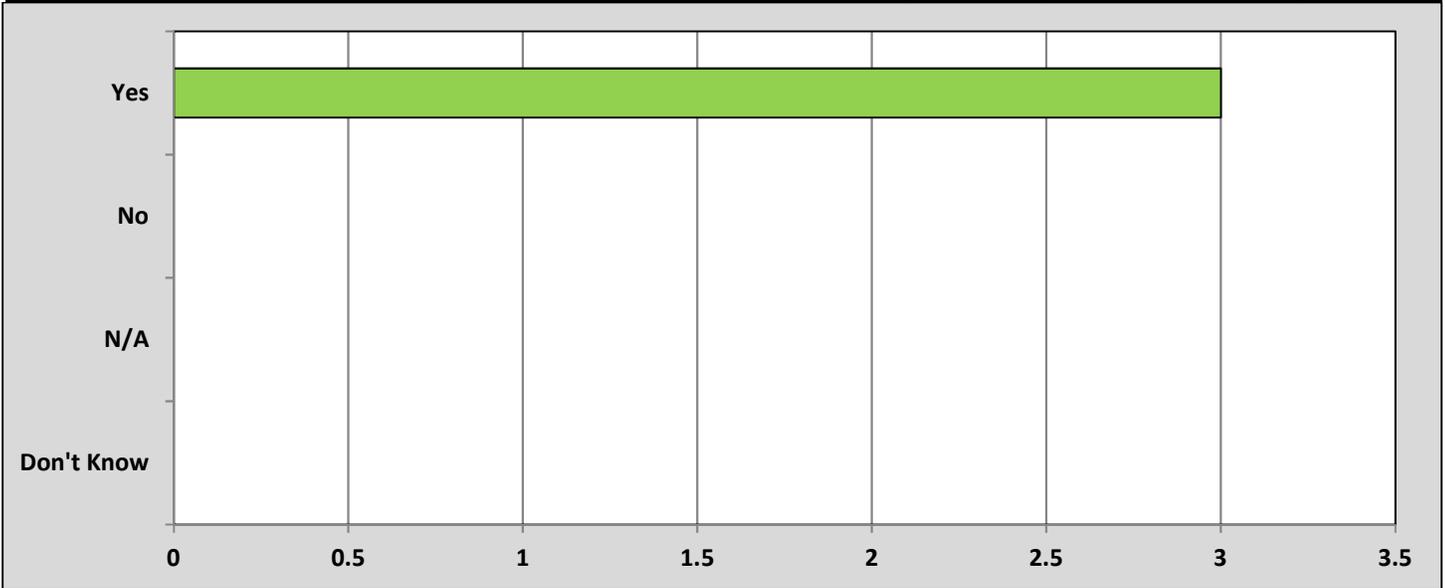
**Examples of Remarks for 'N/A' Response to Question CR13a:**

*Fewer than 50 employees*

**Examples of Remarks for 'Don't Know' Response to Question CR13a:**

There is not a "Don't Know" for this question

CR13b. If no, does the MPO/public agency have an ADA Program Access Plan describing how it provides access for those with disabilities to MPO programs, services and activities?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR13b:**

*MPO makes connectivity and usability a focus of its planning products. See Bike/Ped Master Plan as an example.*

**Examples of Remarks for 'No' Response to Question CR13b:**

There is not a "No" response for this question.

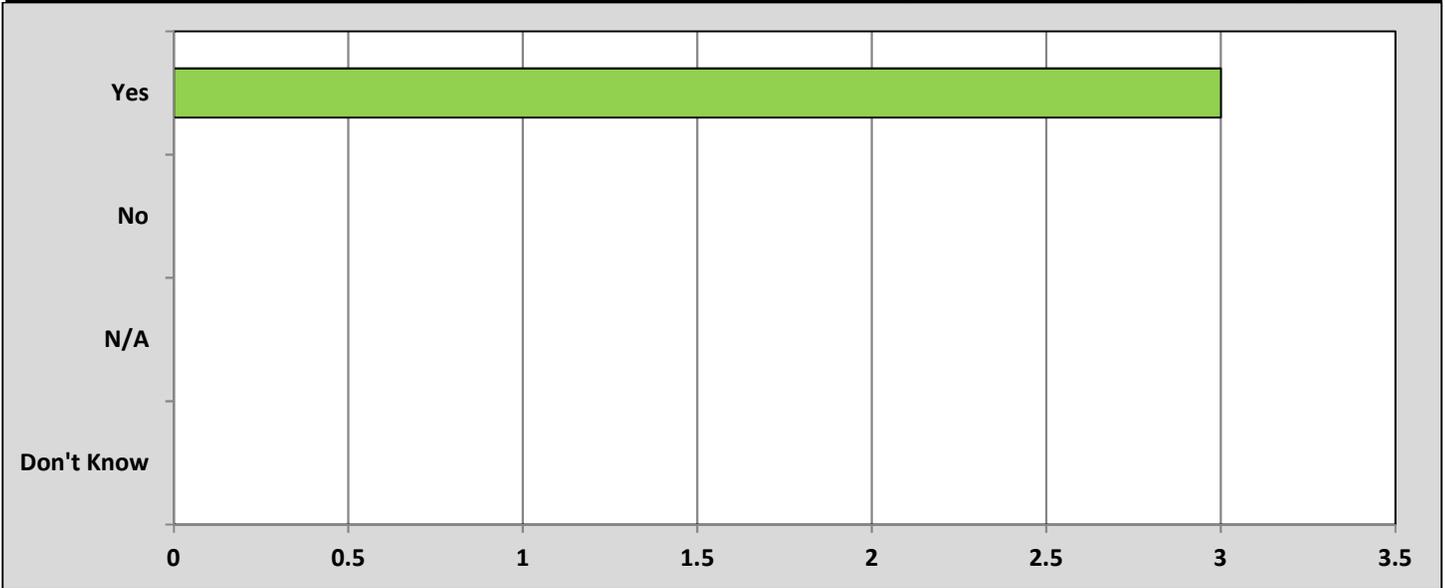
**Examples of Remarks for 'N/A' Response to Question CR13b:**

*There is not an "N/A" response to this question.*

**Examples of Remarks for 'Don't Know' Response to Question CR13b:**

There is not a "Don't Know" for this question

CR14. Did the MPO conduct a self-evaluation of its programs, services and activities to identify barriers to accessibility for those with disabilities?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR14:**

- *Currently, MPO has assessed multiple issues with its online resources and is developing a plan to provide full accessibility*

**Examples of Remarks for 'No' Response to Question CR14:**

There is not a "No" response for this question.

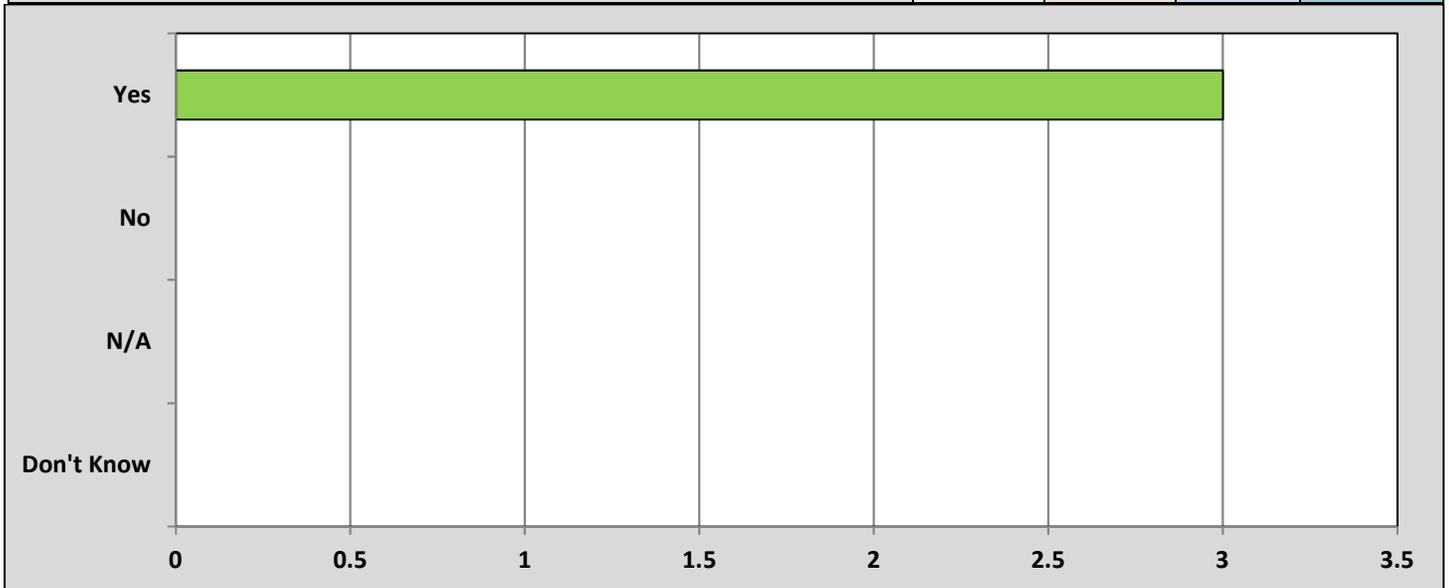
**Examples of Remarks for 'N/A' Response to Question CR14:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR14:**

There is not a "Don't Know" for this question

CR15. Does the FHWA funded MPO contract reviewed contain Appendices A and E of the standard nondiscrimination assurance?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR15:**

- *Should update the template to add the (E) clauses but package looks good.*
- *Template is a bit outdated - the essentials are there, but MPO should add E to its 9.05 RFP section.*

**Examples of Remarks for 'No' Response to Question CR15:**

There is not a "No" response for this question.

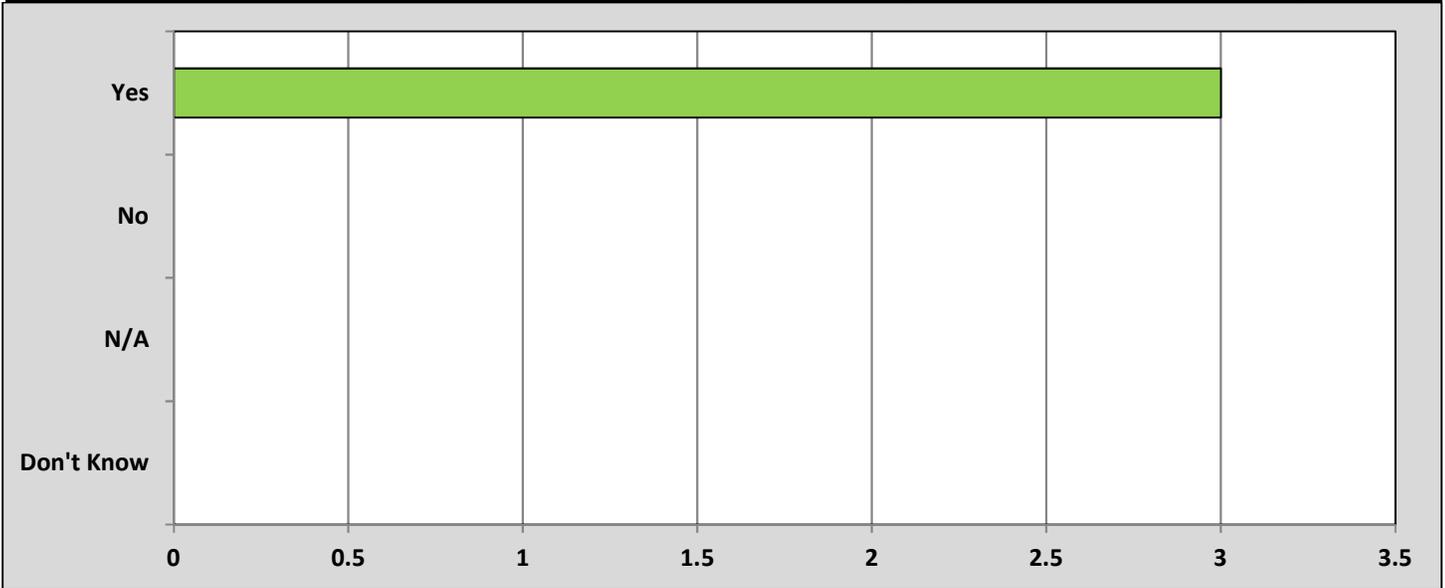
**Examples of Remarks for 'N/A' Response to Question CR15:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR15:**

There is not a "Don't Know" for this question

CR16. Does the FHWA funded MPO contract reviewed contain the required DBE assurance language as provided in 49 CFR 26.13(b)?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR16:**

- *Verbatim and in several RFP locations*
- *Page 9 of the Notice*

**Examples of Remarks for 'No' Response to Question CR16:**

There is not a "No" response for this question.

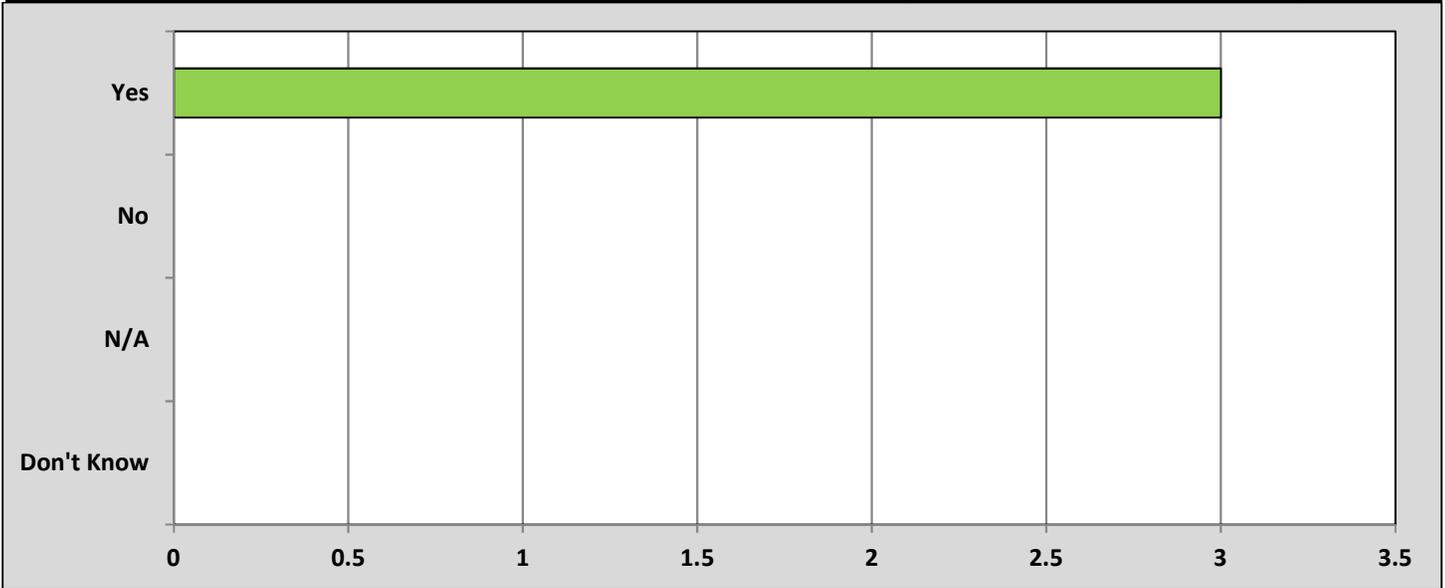
**Examples of Remarks for 'N/A' Response to Question CR16:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR16:**

There is not a "Don't Know" for this question

CR17. Does the FHWA funded MPO contract reviewed appear to be legally sufficient for civil rights purposes (i.e., does not contain local preferences, unapproved DBE provisions, etc.)?	Yes	No	N/A	Don't Know
	3	0	0	0
	100%	0%	0%	0%



**Examples of Remarks for 'Yes' Response to Question CR17:**

- Reviewed two MOAs and RFQ/P
- Reviewed two packages

**Examples of Remarks for 'No' Response to Question CR17:**

There is not a "No" response for this question.

**Examples of Remarks for 'N/A' Response to Question CR17:**

There is not an "N/A" response for this question.

**Examples of Remarks for 'Don't Know' Response to Question CR17:**

There is not a "Don't Know" for this question

# Transportation Performance Measurement

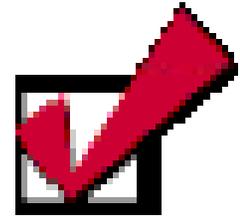
*Updates*

January 2020



U.S. Department of Transportation  
**Federal Highway Administration**

# Recent TPM Activities



- November 2019:
  - FHWA TPM Safety Target Setting Workshop – Hosted by Hillsborough MPO
- December 2019:
  - FHWA TPM Website Reorganized
    - » [www.fhwa.dot.gov/tpm](http://www.fhwa.dot.gov/tpm)
    - » Added Performance and Targets from all States for the 17 Measures
  - New HEPGIS Annual Travel Time Reliability and Congestion Metrics Maps Updated for TPM Data
    - » <https://hepgis.fhwa.dot.gov/fhwagis/#> (See Performance Metrics Tab)



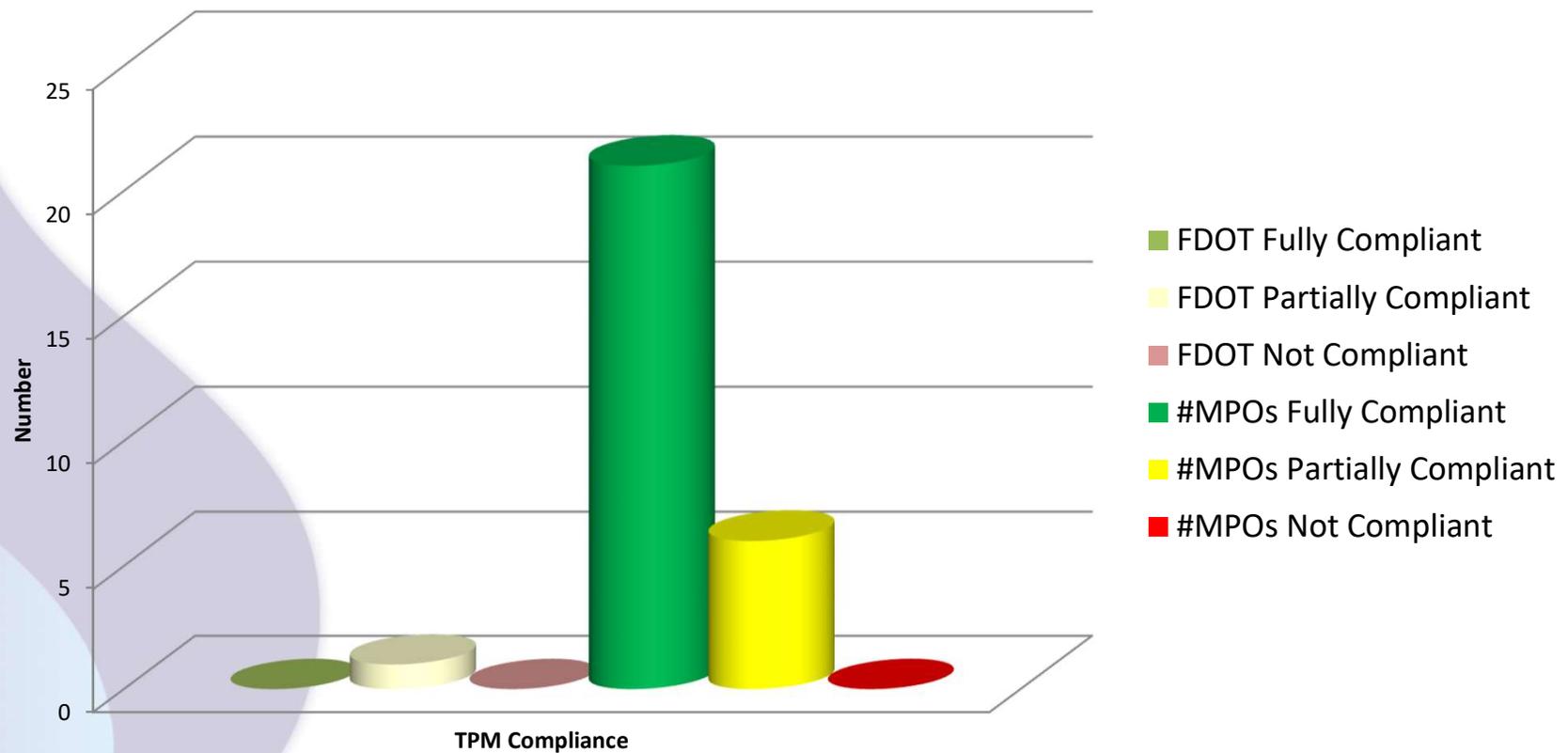


- TIPs:
  - Consistency with Regulations Varied
    - » Reg: Description of how MPO/FDOT linked project selections and investments to anticipate target achievement.
    - » What We Saw: Deferring to LRTP project prioritization rather than TIP prioritization for furthering progress towards targets.
  - Reminder – FDOT TIP Templates Available
- Performance of TPM Compliance



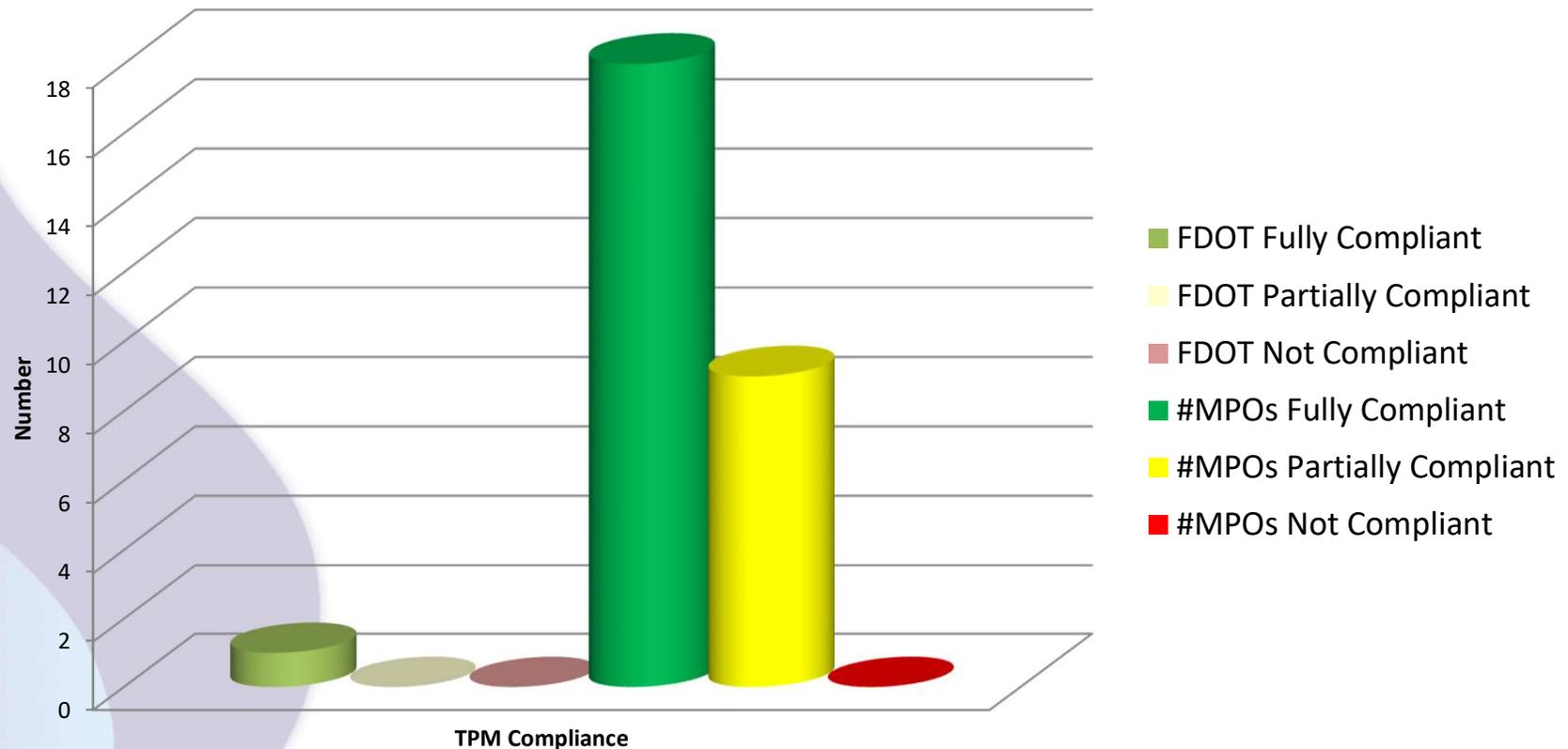
# Transportation Performance Management

S/TIP Effective October 1, 2018



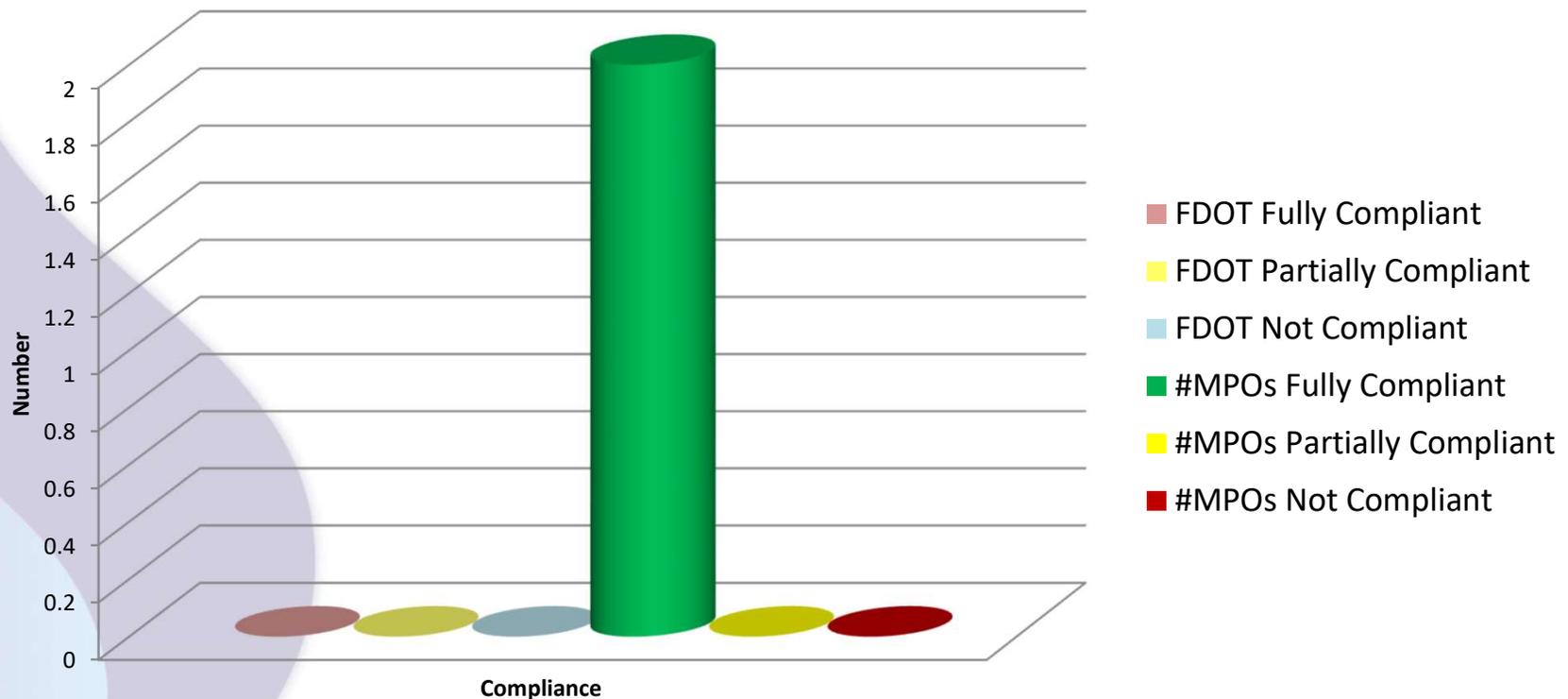
# Transportation Performance Management

S/TIP Effective October 1, 2019



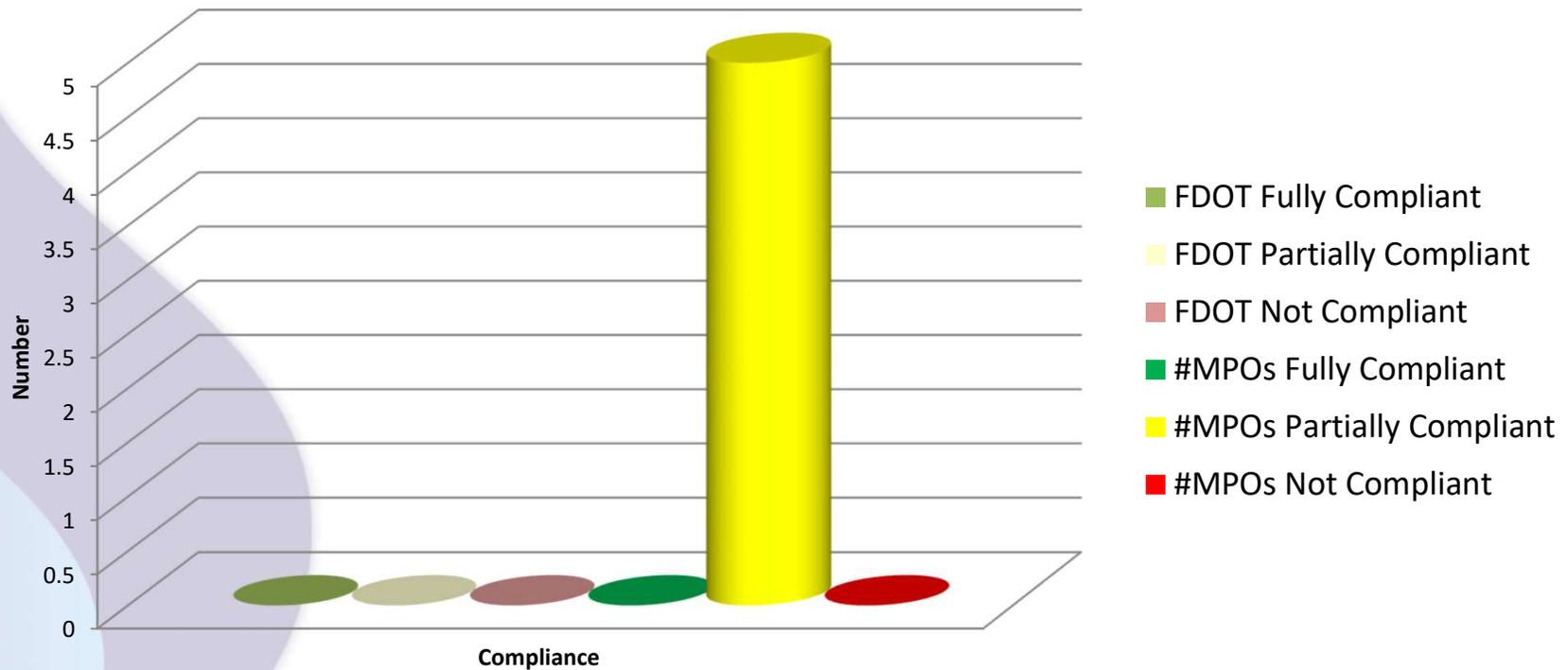
# Transportation Performance Management

Any LRTP Amended Between  
May 27, 2018 and May 19, 2019



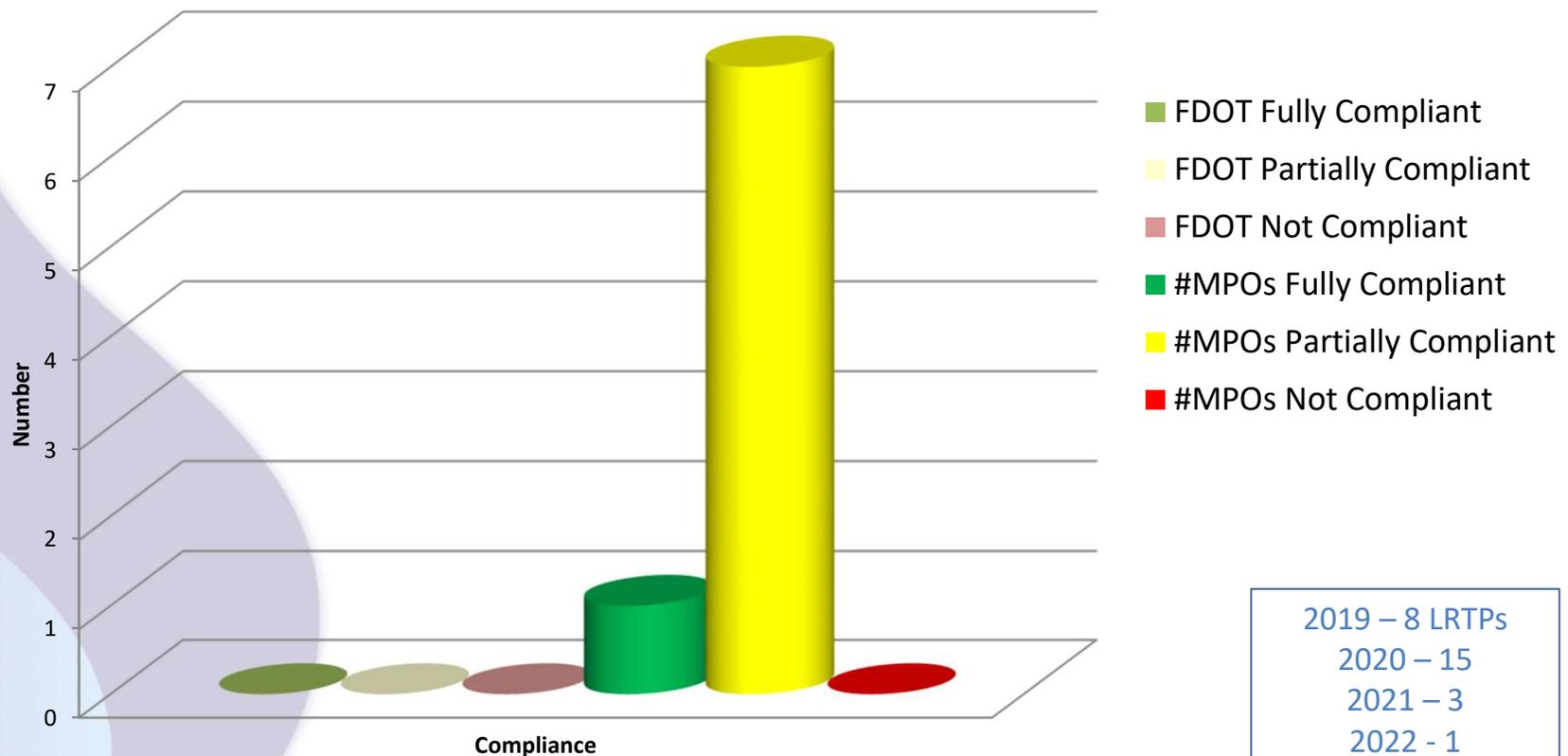
# Transportation Performance Management

Any LRTP Amended Between  
May 20, 2019 and new adoption date 2019/2020/2021/2022  
(First LRTPs Due Oct 2019)



# Transportation Performance Management

## Any LRTP Adopted in 2019/20/21/22



## Upcoming TPM Activities



- Feb 27: MPO Sets 2019 Safety Targets
- Oct 1: Adjusted Targets Due From FDOT
  - In the Mid Performance Period Progress Report
  - Applies to Systems Performance, Bridge, and Pavement Targets
  - All MPOs Supported State Targets
  - If FDOT adjusts, the MPOs have an opportunity to assess and adjust.



*Whether you are a driver, passenger, or  
pedestrian...*

*highway safety depends on YOU.*

*Be observant and be adaptable to be safe.*



U.S. Department of Transportation  
Federal Highway Administration

## **Item Number 6A**

### **Business Items & Presentations Draft State Fiscal Years 2021-22 UPWP for Presentation**

#### **DISCUSSION:**

The draft UPWP is presented for review by the Staff Directors and this begins the public comment period for the draft UPWP. MPOAC will be asking for final approval of the UPWP at the April 30, 2020 meeting. The UPWP is the business plan of MPOAC for a two-year period and outlines the work expected to be completed by the staff of MPOAC. This draft UPWP will begin July 01, 2020 and conclude on June 30, 2022.

Changes from the current UPWP include the addition of representing Florida's MPOs in M-CORES activities as the M-CORES facilities are studied, the pending census and anticipated public comment period related to the methodology used to create urbanized areas with the 2020 Census data and lastly a larger expense amount in the second year of the UPWP for annual dues to our national memberships in AMPO and NARC. Our memberships are on a calendar year basis, our funding is on a state fiscal year basis. When MPOAC receives funding to pay membership dues, it is halfway through the membership cycle. Paying membership dues is a cumbersome process which typically takes several months. This creates an awkward situation when attending functions of our national organizations and we have not paid our annual dues for the year at the time of a function. To be good members and partners to both AMPO and NARC, MPOAC would like to schedule our cash flow to have funds available to pay memberships at the beginning of the calendar year (January 1st) which is the beginning of the membership cycle.

#### **REQUESTED ACTIONS:**

None requested. For discussion and action as may be desired.

#### **ATTACHMENT:**

Draft MPOAC Unified Planning Work Program for State Fiscal Years 2021-22

# State Fiscal Years 2021 and 2022 Unified Planning Work Program

## Florida Metropolitan Planning Organization Advisory Council

Prepared By:  
Florida Metropolitan Planning  
Organization Advisory Council

605 Suwannee Street, MS 28B  
Tallahassee, FL 32399-0450  
Telephone: (850) 414-4037  
[www.mpoac.org](http://www.mpoac.org)



Federal Aid Project Number: 00AC-056-M  
FM Numbers: 439339-2-13-01 & 439339-2-14-01 & 439339-2-14-02



**MPOAC Resolution 2020-01**

**A RESOLUTION OF THE FLORIDA METROPOLITAN PLANNING ORGANIZATION  
ADVISORY COUNCIL (MPOAC) ADOPTING THE MPOAC UNIFIED PLANNING  
WORK PROGRAM FOR STATE FISCAL YEARS 2020/2021 – 2021/2022.**

**Whereas**, The MPOAC is established by Florida Law pursuant to Section 339.175 F.S. to assist Florida's MPOs in carrying out the urbanized area transportation planning process by serving as the principal forum for collective policy discussion;

**Whereas**, The MPOAC adopts a Unified Planning Work Program for two fiscal years that describes the various tasks to be accomplished by the MPOAC in the performance of its duties;

**Whereas**, The MPOAC adopts the Unified Planning Work Program with the concurrence of the Federal Highway Administration, the Federal Transit Administration and the Florida Department of Transportation and in compliance with all comments received from those same agencies; and

**Whereas**, The MPOAC Governing Board authorized Chair \_\_\_\_\_ to approve the Unified Planning Work Program prior to July 01, 2020

**NOW THEREFORE BE IT RESOLVED THIS THIRTIETH DAY OF APRIL 2020 THAT  
THE FLORIDA METROPOLITAN PLANNING ORGANIZATION ADVISORY COUNCIL  
HEREBY ADOPTS ITS UNIFIED PLANNING WORK PROGRAM FOR STATE  
FISCAL YEARS 2020/2021 – 2021/2022.**

**PASSED AND DULY ADOPTED this thirtieth day of April 2020.**

\_\_\_\_\_  
**MPOAC Governing Board Chair**

**Attested to:**

\_\_\_\_\_  
**Carl Mikyska, Executive Director**

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FLORIDA DEPARTMENT OF TRANSPORTATION  
**UNIFIED PLANNING WORK PROGRAM (UPWP)**  
**STATEMENTS AND ASSURANCES**

525-010-08  
POLICY PLANNING  
05/18

**DEBARMENT and SUSPENSION CERTIFICATION**

As required by the USDOT regulation on Governmentwide Debarment and Suspension at 49 CFR 29.510

- (1) The Florida MPOAC hereby certifies to the best of its knowledge and belief, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency;
  - (b) Have not, within a three-year period preceding this proposal, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction, violation of federal or state antitrust statutes; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
  - (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses listed in paragraph (b) of this certification; and
  - (d) Have not, within a three-year period preceding this certification, had one or more public transactions (federal, state or local) terminated for cause or default.
- (2) The Florida MPOAC also hereby certifies that if, later, it becomes aware of any information contradicting the statements of paragraphs (a) through (d) above, it will promptly provide that information to the U.S.D.O.T.

\_\_\_\_\_  
Name:  
Title: MPOAC Governing Board Chair

April 30, 2020\_\_\_\_\_  
Date

FLORIDA DEPARTMENT OF TRANSPORTATION  
**UNIFIED PLANNING WORK PROGRAM (UPWP)**  
**STATEMENTS AND ASSURANCES**

525-010-08  
POLICY PLANNING  
05/18

**LOBBYING CERTIFICATION for GRANTS, LOANS and COOPERATIVE AGREEMENTS**

In accordance with Section 1352 of Title 31, United States Code, it is the policy of the Florida MPOAC that:

- (1) No Federal or state appropriated funds have been paid or will be paid by or on behalf of the Florida MPOAC, to any person for influencing or attempting to influence an officer or employee of any Federal or state agency, or a member of Congress or the state legislature in connection with the awarding of any Federal or state contract, the making of any Federal or state grant, the making of any Federal or state loan, extension, continuation, renewal, amendment, or modification of any Federal or state contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The Florida MPOAC shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants and contracts and subcontracts under grants, subgrants, loans, and cooperative agreement), which exceeds \$100,000, and that all such subrecipients shall certify and disclose accordingly.
- (4) This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure.

\_\_\_\_\_  
Name:

Title: MPOAC Governing Board Chair

April 30, 2020\_\_\_\_\_  
Date

FLORIDA DEPARTMENT OF TRANSPORTATION  
**UNIFIED PLANNING WORK PROGRAM (UPWP)**  
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**DISADVANTAGED BUSINESS ENTERPRISE UTILIZATION**

It is the policy of the Florida MPOAC that disadvantaged businesses, as defined by 49 Code of Federal Regulations, Part 26, shall have an opportunity to participate in the performance of MPO contracts in a nondiscriminatory environment. The objectives of the Disadvantaged Business Enterprise Program are to ensure non-discrimination in the award and administration of contracts, ensure firms fully meet eligibility standards, help remove barriers to participation, create a level playing field, assist in development of a firm so it can compete successfully outside of the program, provide flexibility, and ensure narrow tailoring of the program.

The Florida MPOAC, and its consultants shall take all necessary and reasonable steps to ensure that disadvantaged businesses have an opportunity to compete for and perform the contract work of the Florida MPOAC, in a non-discriminatory environment.

The Florida MPOAC shall require its consultants to not discriminate on the basis of race, color, national origin and sex in the award and performance of its contracts. This policy covers in part the applicable federal regulations and the applicable statutory references contained therein for the Disadvantaged Business Enterprise Program Plan, Chapters 337 and 339, Florida Statutes, and Rule Chapter 14-78, Florida Administrative Code

\_\_\_\_\_  
Name:

Title: MPOAC Governing Board Chair

April 30, 2020 \_\_\_\_\_

Date

FLORIDA DEPARTMENT OF TRANSPORTATION  
**UNIFIED PLANNING WORK PROGRAM (UPWP)**  
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**TITLE VI/ NONDISCRIMINATION ASSURANCE**

Pursuant to Section 9 of US DOT Order 1050.2A, the Florida MPOAC assures the Florida Department of Transportation (FDOT) that no person shall on the basis of race, color, national origin, sex, age, disability, family or religious status, as provided by Title VI of the Civil Rights Act of 1964, the Civil Rights Restoration Act of 1987, the Florida Civil Rights Act of 1992 and other nondiscrimination authorities be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination or retaliation under any program or activity.

The Florida MPOAC further assures FDOT that it will undertake the following with respect to its programs and activities:

1. Designate a Title VI Liaison that has a responsible position within the organization and access to the Recipient's Chief Executive Officer.
2. Issue a policy statement signed by the Chief Executive Officer, which expresses its commitment to the nondiscrimination provisions of Title VI. The policy statement shall be circulated throughout the Recipient's organization and to the general public. Such information shall be published where appropriate in languages other than English.
3. Insert the clauses of *Appendices A and E* of this agreement in every contract subject to the Acts and the Regulations
4. Develop a complaint process and attempt to resolve complaints of discrimination against sub-recipients. Complaints against the Recipient shall immediately be forwarded to the FDOT District Title VI Coordinator.
5. Participate in training offered on Title VI and other nondiscrimination requirements.
6. If reviewed by FDOT or USDOT, take affirmative action to correct any deficiencies found within a reasonable time period, not to exceed ninety (90) calendar days.
7. Have a process to collect racial and ethnic data on persons impacted by your agency's programs.

THIS ASSURANCE is given in consideration of and for the purpose of obtaining any and all federal funds, grants, loans, contracts, properties, discounts or other federal financial assistance under all programs and activities and is binding. The person whose signature appears below is authorized to sign this assurance on behalf of the Recipient.

\_\_\_\_\_  
Name:

Title: MPOAC Governing Board Chair

April 30, 2020\_\_\_\_\_

Date

FLORIDA DEPARTMENT OF TRANSPORTATION  
**UNIFIED PLANNING WORK PROGRAM (UPWP)  
STATEMENTS AND ASSURANCES**

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POLICY PLANNING  
05/18

**APPENDICES A and E**

During the performance of this contract, the contractor, for itself, its assignees and successors in interest (hereinafter referred to as the "Contractor") agrees as follows:

- (1) **Compliance with Regulations:** The Contractor shall comply with the Regulations relative to nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation (hereinafter, "USDOT") Title 49, Code of Federal Regulations, Part 21, as they may be amended from time to time, (hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this Agreement.
- (2) **Nondiscrimination:** The Contractor, with regard to the work performed during the contract, shall not discriminate on the basis of race, color, national origin, sex, age, disability, religion or family status in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The Contractor shall not participate either directly or indirectly in the discrimination prohibited by section 21.5 of the Regulations, including employment practices when the contract covers a program set forth in Appendix B of the Regulations.
- (3) **Solicitations for Subcontractors, including Procurements of Materials and Equipment:** In all solicitations made by the Contractor, either by competitive bidding or negotiation for work to be performed under a subcontract, including procurements of materials or leases of equipment; each potential subcontractor or supplier shall be notified by the Contractor of the Contractor's obligations under this contract and the Regulations relative to nondiscrimination on the basis of race, color, national origin, sex, age, disability, religion or family status.
- (4) **Information and Reports:** The Contractor shall provide all information and reports required by the Regulations or directives issued pursuant thereto, and shall permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the *Florida Department of Transportation, the Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration* to be pertinent to ascertain compliance with such Regulations, orders and instructions. Where any information required of a Contractor is in the exclusive possession of another who fails or refuses to furnish this information the Contractor shall so certify to the *Florida Department of Transportation, the Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration* as appropriate, and shall set forth what efforts it has made to obtain the information.
- (5) **Sanctions for Noncompliance:** In the event of the Contractor's noncompliance with the nondiscrimination provisions of this contract, the *Florida Department of Transportation* shall impose such contract sanctions as it or the *Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration* may determine to be appropriate, including, but not limited to:
  - a. Withholding of payments to the Contractor under the contract until the Contractor complies, and/or
  - b. Cancellation, termination or suspension of the contract, in whole or in part.

FLORIDA DEPARTMENT OF TRANSPORTATION  
**UNIFIED PLANNING WORK PROGRAM (UPWP)**  
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525-010-08  
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05/18

- (6) **Incorporation of Provisions:** The Contractor shall include the provisions of paragraphs (1) through (7) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, or directives issued pursuant thereto. The Contractor shall take such action with respect to any subcontract or procurement as the Florida Department of Transportation, the Federal Highway Administration, Federal Transit Administration, Federal Aviation Administration, and/or the Federal Motor Carrier Safety Administration may direct as a means of enforcing such provisions including sanctions for noncompliance. In the event a Contractor becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the Contractor may request the Florida Department of Transportation to enter into such litigation to protect the interests of the Florida Department of Transportation, and, in addition, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.
- (7) **Compliance with Nondiscrimination Statutes and Authorities:** Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21; The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects); Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), (prohibits discrimination on the basis of sex); Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27; The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age); Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex); The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms “programs or activities” to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not); Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131 -- 12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38; The Federal Aviation Administration’s Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex); Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations; Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100); Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq)

## Introduction

The Unified Planning Work Program (UPWP) has been prepared to define the tasks to be undertaken and the anticipated funding requirements of the Florida Metropolitan Planning Organization Advisory Council (MPOAC) for fiscal years 2020/2021 – 2021/2022 covering the period from July 1, 2020 through June 30, 2022.

The UPWP provides the basis for funding of the transportation planning activities to be undertaken with Federal Highway Administration (FHWA) planning funds (PL) and Federal Transit Administration (FTA) Section 5305(d) metropolitan planning funds to support the activities of the MPOAC.

The MPOAC utilizes soft matches for its federal funding sources. These soft matches include toll revenues as a credit toward the non-federal matching share of all programs authorized by Title 23 and for transit programs authorized by Chapter 53 of Title 49, U.S.C. The soft match provision allows the federal share to be increased to 100% to the extent credits are available. The soft match to federal dollars is calculated to an 80%/20% ratio as required. For both Fiscal Years 2020/2021 and 2021/2022, there are \$498,548 of federal PL dollars and these funds are soft matched by \$124,637 of toll credits.

Following this introduction is a discussion of the organization and management of the MPOAC. The specific transportation planning activities to be undertaken these two fiscal years by the MPOAC staff are organized into four major sections, each of which are comprised by a number of individual tasks:

- 1) Administration: This section includes those functions required to manage the transportation planning process on a continual basis, including program administration, development, review and reporting, as well as such activities as intergovernmental coordination, public information and notice, and training.
- 2) Forum for Cooperative Decision-Making: This section includes those functions necessary to establish a forum for cooperative decision-making among Florida's MPOs, and with other public and private partners who participate in the cooperative, comprehensive, and continuing transportation planning process.
- 3) Dissemination of MPOAC Information: This section includes those functions necessary to develop, reach consensus on, and distribute MPOAC information that can both educate and assist policy makers at the various levels of government. Also included in this section are those tasks of the MPOAC which are used to cross organizational lines to involve the many diverse participants of the transportation planning process.
- 4) Project Planning and Reports: This section includes those functions which are necessary in order to prepare certain project studies, reports and correspondence. These activities often result in specific work products that are initiated and endorsed by the MPOAC.

## Public Involvement

Development of the UPWP included various public involvement opportunities. The Florida Department of Transportation (FDOT), Federal Highway Administration (FHWA), Federal Transit Administration (FTA) and each MPO were provided a copy of the draft UPWP via the internet with a request to submit comments over a two-week period. The draft UPWP was also displayed on the MPOAC website for a similar period of time and was included in the January and April 2020 MPOAC meeting agenda packages. The MPOAC website is updated and maintained by the MPOAC staff and is accessed by the public and MPOAC partner organizations on a regular basis.

## Organization and Management

The Metropolitan Planning Organization Advisory Council (MPOAC) was created by the 1984 Florida Legislature pursuant to Section 339.175(11), Florida Statutes. The MPOAC was created with the primary purpose and duty to:

*“Assist MPOs in carrying out the urbanized area transportation planning process by serving as the principal forum for collective policy discussion pursuant to law” and*

*“To serve as a clearinghouse for review and comment by MPOs on the Florida Transportation Plan and on other issues required to comply with federal or state law in carrying out the urbanized transportation planning processes.”*

The 1993 Florida Legislature expanded the authority of the MPOAC and allowed the Council to “employ an executive director and such other staff as necessary to perform adequately the functions of the council, within budgetary limitations.” The legislation assigned the MPOAC to the Florida Department of Transportation (FDOT), Office of the Secretary for fiscal and accountability purposes, but specified that the MPOAC “shall otherwise function independently of the control and direction of the Department.”

The MPOAC bylaws were updated and adopted at the January 2017 meeting of the MPOAC and are available on the MPOAC website. The MPOAC bylaws define the roles and responsibilities of the Governing Board, the Staff Directors’ Advisory Committee, and the Executive Committee and outline the operational procedures of the MPOAC.

The organization of the MPOAC consists of a 27-member Governing Board and a 27-member Staff Directors’ Advisory Committee.

### Governing Board

The MPOAC Governing Board consists of one representative and one alternate representative from each of the following metropolitan planning organizations (MPOs), sometimes known as Transportation Planning Organizations (TPOs), Metropolitan Transportation Planning Organizations (MTPOs), and Transportation Planning Agencies (TPAs):

- |                                  |                         |
|----------------------------------|-------------------------|
| Bay County TPO                   | Martin MPO              |
| Broward MPO                      | MetroPlan Orlando       |
| Capital Region TPA               | Miami-Dade TPO          |
| Charlotte County-Punta Gorda MPO | North Florida TPO       |
| Collier MPO                      | Ocala/Marion County TPO |
| Florida-Alabama TPO              | Okaloosa-Walton TPO     |
| Forward Pinellas                 | Palm Beach TPA          |
| Gainesville MTPO                 | Pasco County MPO        |
| Heartland Regional TPO           | Polk TPO                |
| Hernando/Citrus MPO              | River to Sea TPO        |
| Hillsborough MPO                 | Sarasota/Manatee MPO    |
| Indian River County MPO          | Space Coast TPO         |
| Lake-Sumter MPO                  | St. Lucie TPO           |
| Lee County MPO                   |                         |

The powers and duties of the Governing Board include: entering into contracts with individuals, private corporations, and public agencies; acquiring, owning, operating, maintaining, selling, or leasing personal property essential for the conduct of business; accepting funds, grants, assistance, gifts, or bequests from private, local, state, or federal sources; establishing bylaws and making rules to effectuate its powers, responsibilities, and obligations; assisting metropolitan planning organizations in carrying out the urbanized area transportation planning process by serving as the principal forum for collective policy discussion pursuant to law; and serving as a clearinghouse for review and comment by metropolitan planning organizations on the Florida Transportation Plan (FTP) and on other issues required to comply with federal or state law in carrying out the urbanized area transportation and systematic planning instituted pursuant to statute.

### Staff Directors' Advisory Committee

The MPOAC Staff Directors' Advisory Committee consists of one representative and one alternate representative from each of the following metropolitan planning organizations:

- |                                  |                         |
|----------------------------------|-------------------------|
| Bay County TPO                   | Martin MPO              |
| Broward MPO                      | MetroPlan Orlando       |
| Capital Region TPA               | Miami-Dade TPO          |
| Charlotte County-Punta Gorda MPO | North Florida TPO       |
| Collier MPO                      | Ocala/Marion County TPO |
| Florida-Alabama TPO              | Okaloosa-Walton TPO     |
| Forward Pinellas                 | Palm Beach TPA          |
| Gainesville MTPO                 | Pasco County MPO        |
| Heartland Regional TPO           | Polk TPO                |
| Hernando/Citrus MPO              | River to Sea TPO        |
| Hillsborough MPO                 | Sarasota/Manatee MPO    |
| Indian River County MPO          | Space Coast TPO         |
| Lake-Sumter MPO                  | St. Lucie TPO           |
| Lee County MPO                   |                         |

The Staff Directors' Advisory Committee is responsible for providing guidance to the MPOAC regarding transportation issues that may come before the MPOAC Governing Board for action. The Staff Directors' Advisory Committee serves as a forum for the discussion and formulation of recommendations to the Governing Board, which will later be forwarded to appropriate governmental bodies or other individuals. Recommendations are related to statewide concerns regarding all transportation-related issues.

### Executive Committee

The Executive Committee consists of the MPOAC Governing Board Chair and Vice-Chair, a member of the Governing Board serving at-large, and the Staff Directors' Advisory Committee Chair and Vice-Chair. The Executive Committee provides policy direction for the MPOAC between Governing Board meetings and provides an annual evaluation of the MPOAC Executive Director.

### Policy and Technical Committee

The Policy and Technical Committee consists of any individuals or designees who serve on the MPOAC Governing Board or Staff Directors' Advisory Committee and wish to participate. Representatives from the Florida Department of Transportation (FDOT), the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) are also

invited to participate as advisors to the Committee. The Committee meets in order to identify issues for future action by the MPOAC Staff Directors' Advisory Committee and Governing Board.

### Freight Committee

The MPOAC Freight Committee serves as a clearinghouse of actionable ideas that allow Florida's MPOs to foster and support sound freight planning and freight initiatives. The Freight Committee seeks to understand the economic effects of proposed freight-supportive projects; foster relationships between public agencies with responsibilities for freight movement and private freight interests; and reduce policy barriers to goods movement to, from, and within Florida. The Freight Committee meets as necessary throughout the year in concert with the statewide meetings of the MPOAC.

### Strategic Plan Working Groups

The MPOAC adopted the MPOAC Strategic Directions Plan in April 2016. The Strategic Directions Plan provides the agency with a mission and guiding principles and a set of goals. In order to achieve those goals, the Strategic Directions Plan envisioned the establishment of several working groups. In 2016, the MPOAC established the Best Practices Working Group (now called the Noteworthy Practices Working Group) and the Bicycle and Pedestrian Working Group (now called the Complete Streets Working Group). In 2019, the MPOAC Governing Board endorsed the formation of a Training Working Group to focus on MPO member and staff training and education strategies. The Training Working Group is expected to begin meeting during the 2020 calendar year. The Working Groups meet as necessary throughout the year in concert with the statewide meetings of the MPOAC.

### MPOAC Staff

The staff of the MPOAC consists of an Executive Director and an Administrative Assistant. The MPOAC also employs a General Counsel under a legal services contract and contracts for research and staff support with the Center for Urban Transportation Research at the University of South Florida. FDOT assists in the operation of the MPOAC by providing office space and other related services. Pursuant to Florida law, the MPOAC is assigned to the Office of the Secretary of FDOT for fiscal and accountability purposes, but otherwise functions independently of the control and direction of FDOT.

# 1.0 ADMINISTRATION

This section includes those functions required to manage the transportation planning process on a continual basis, including program administration, UPWP development, reporting, legal and planning consulting services and membership dues.

Administration Tasks include:

- Task 1.1 – MPOAC Administration

## Task 1.1 – MPOAC Administration

### Purpose

Work and products within this task are recurring and predictable by their nature. Those efforts include financing and managing the daily operation of the Metropolitan Planning Organization Advisory Council (MPOAC) in a manner that is necessary to perform its duties. This includes the purchase or leasing of capital equipment, maintaining legal services for MPOAC operations and meetings, arranging for and holding quarterly meetings of the MPOAC Governing Board, the MPOAC Staff Directors Committee, the MPOAC Freight Committee, meetings of the Policy and Technical Committee, maintaining the MPOAC.org website, the payment and processing of invoices and requisitions, the administration of travel funds, conducting personnel actions and evaluations, and all other administrative actions. To maintain memberships with partner organizations nationally and in Florida, namely the Association of Metropolitan Planning Organizations (AMPO), the National Association of Regional Councils (NARC), the Intelligent Transportation Society of Florida (ITSFL), the Florida Public Transportation Association (FPTA) and the Floridians for Better Transportation (FBT) (note: AMPO and NARC dues cover the cost of membership for all MPOs in Florida). This task also retains legal services and contracts for research and support services to the Metropolitan Planning Organization Advisory Council (MPOAC) in order to prepare the necessary work products and services.

MPOAC Policy and Technical Committee – This committee meets to identify and propose issues for future action by the Staff Directors’ Advisory Committee and Governing Board.

MPOAC Freight Committee – This committee meets to identify and investigate state and MPO freight related planning and policy issues. To also propose actions by the Staff Directors’ Advisory Committee and Governing Board to address freight issues of significant relevance to MPO planning and programming activities.

### Previous Work Completed

The MPOAC complied with all federal and state standards in the payment and processing of invoices, requisitions and all personnel actions during the past two years. Travel to meetings and conferences were conducted according to all federal and state travel provisions and the purchase of capital equipment followed appropriate procedures. Annual memberships were maintained in AMPO, NARC, ITSFL, FPTA and FBT (note: AMPO and NARC dues cover the cost of membership for all MPOs in Florida) and legal counsel was provided as needed and at meetings of both the MPOAC Staff Directors Advisory Committee and Governing Board. Production of the 2018-20 UPWP and tracking of expenditures was accomplished during the past two years. Legal services have been provided by a contractual employee of MPOAC who attends meetings of the MPOAC Governing Board, MPOAC Staff Directors Advisory Committee and the MPOAC Policy and Technical Committee. Legal advice is sought on an as-needed basis.

MPOAC Website - This task is for hosting, maintaining, upgrading and owning the MPOAC.org website which includes the annual fee to register the domain. CUTR has maintained the MPOAC.org website by keeping membership information updated, posting updated MPOAC meeting agendas, draft meeting minutes, an annual meeting calendar, MPO employment opportunities and refreshing other website content as necessary. Internet searches have been continuously conducted to identify relevant national and state news articles for posting to the website.

MPOAC Policy and Technical Committee - The Metropolitan Planning Organization Advisory Council (MPOAC) Policy and Technical Committee met multiple times in FY 2018/2019 and FY 2019/2020 as needed. The agenda items from the meetings included, but were not limited to, the MPOAC Strategic Directions Plan, proposed federal rules on MPO Coordination and Planning Area Reform, the PL funding and statewide distribution formula, federal infrastructure legislation, performance measurement goals and targets, financial guidelines for MPO long-range transportation plans (LRTPs), automated vehicles in MPO LRTPs, public involvement, MPOAC meeting calendars, and the 2019 and 2020 legislative initiatives and policy positions. In addition to the MPO staff directors who serve on the committee,

representatives of the Federal Highway Administration (FHWA), FDOT, NARC, and the Florida Transportation Commission were also in attendance.

MPOAC Freight Committee - The MPOAC Freight Committee meets as needed in association with the Metropolitan Planning Organization Advisory Council (MPOAC) Governing Board meetings. The MPOAC Freight Committee met multiple times during FY 2018/2019 and FY 2019/2020 to discuss items of relevance to freight movement within and through Florida's metropolitan areas.

The MPO Advisory Council (MPOAC) staff has developed and distributed agenda packages and arranged meeting locations during four agreed upon meeting dates and times every year. The agenda packages contain minutes of the previous meetings, old and new business agenda items, back-up material and other handouts for distribution at the meetings. Agenda packages and other MPOAC meeting information are posted to the MPOAC website to provide easy access to information by MPOAC members and the public.

Since 1994 the MPOAC has had no more than two staff positions, an Executive Director and an Administrative Assistant. The MPOAC provides research and other practical support to Florida's 27 MPOs, monitors legislative and regulatory proposals at both the federal and state level, participates in the policy development activities of various federal and state transportation and related initiatives, and provides its membership continuing education opportunities. In an effort to supplement work conducted by the existing MPOAC staff, the Center for Urban Transportation Research (CUTR) at the University of South Florida (USF) has provided a variety of needed transportation services and expertise to the MPOAC through a transportation planning services agreement that has been in place since Fiscal Year 2001/2002.

### Proposed Methodology

Continue to process all invoices and requisitions and expend travel funds in a manner consistent with state and federal provisions relating to the expenditure of federal planning funds (PL) from the Federal Highway Administration (FHWA) and Section 5305(d) funds from the Federal Transit Administration (FTA). Research and support staff of CUTR assists in the development of MPOAC meeting minutes, agenda item materials, PowerPoint presentations and other related activities. Continue annual memberships in AMPO, NARC, ITSFL, FPTA and FBT (note: AMPO and NARC dues cover the cost of membership for all MPOs in Florida). Continue to maintain legal counsel as needed and at meetings of both the MPOAC Staff Directors and Governing Board. Produce a new UPWP for state fiscal years 2023-24 and track the expenditures within the state fiscal years 2021-22 UPWP. Advertise meetings in the Florida Administrative Register as required by Florida's Sunshine Law. Unique to the state fiscal years 2021-22 UPWP is the cost of membership to AMPO and NARC twice in the second year of the UPWP. The monies in this UPWP become available on July 1<sup>st</sup> of each year including the monies for our national memberships. The memberships begin on January 1<sup>st</sup>, or six (6) months prior to receiving monies for payment of the memberships. During the second year of the UPWP, there is shown a double counting of AMPO and NARC dues. The purpose of this is to pay the dues as quickly after July 1<sup>st</sup> of 2021 as possible and then have money available in the same state fiscal year to pay the 2022 dues on January 1<sup>st</sup> of 2022. From that point forward MPOAC, and Florida, will be paying our national membership dues at the beginning of the membership term.

MPOAC Website - This task is for hosting, maintaining, upgrading and owning the MPOAC.org website which includes the annual fee to register the domain. CUTR staff will continue to maintain the MPOAC website with information from the Staff Directors' Advisory Committee, Governing Board, Policy and Technical Committee, MPOAC Freight Committee, MPOAC Strategic Directions Plan Working Groups FDOT, FHWA and the FTA. The transportation news sections of the website will continue to be updated with fresh information of national and state significance. Additionally, MPO and Census Urbanized Area boundary maps will continue to be updated for inclusion on the website using an automated GIS based software package. The MPOAC will provide management and oversight responsibilities for website content and functionality and provide CUTR with new and updated information.

MPOAC Policy and Technical Committee - Staff will conduct MPOAC Policy and Technical Committee meetings that will address complex issues for subsequent decisions by the Governing Board and Staff Directors' Advisory Committee. MPOAC

staff will develop, prepare and distribute MPOAC Policy and Technical Committee meeting materials. The funding includes travel costs related to the performance of this task.

MPOAC Freight Committee - Staff will participate in MPOAC Freight Committee meetings, which will address complex freight planning, and policy issues for subsequent decisions by the Governing Board and Staff Directors' Advisory Committee. MPOAC staff (with consultant support provided by the Broward MPO) will help develop, prepare and distribute MPOAC Freight Committee meeting materials. The funding includes travel costs related to the performance of this task.

MPOAC Staff Directors and Governing Board Meetings – Staff will develop agendas and meeting materials for four annual meetings at dates and locations recommended by the Staff Directors Advisory Committee and approved by the MPOAC Governing Board. The agenda packages will contain minutes of the previous meetings, old and new business agenda items, back-up material and other handouts for distribution at the meetings. Agenda packages and other MPOAC meeting information will be posted to the MPOAC website to provide easy access to information by MPOAC members and the public.

The MPOAC proposes to contract directly with CUTR to receive the services of CUTR employee(s) who would be assigned to work for and be supervised by the MPOAC Executive Director. The employee(s) will be located at the CUTR building on the USF campus in Tampa, but be available to complete agreed upon tasks, including attending meetings and conferences, wherever needed.

Included in the financial tables is the State of Florida provided office space. The rate for state office space has been determined by the State of Florida, Department of Management Services to be \$17.00 per square foot per month. This includes all services such as janitorial, printing (in-house only), security, information technology support, postage, utilities, printer paper, common areas, small meeting rooms, communications and communications technology, etc. MPOAC occupies 342 square feet of office space. Because MPOAC does not pay rent, however the State of Florida does incur an expense by hosting MPOAC, this expense is shown as an in-kind match.

## Work Products

Meet federal and state requirements in the processing of invoices, requisitions, travel and capital expenditures, personnel actions and evaluations, and other related activities. No capital equipment purchases over \$5,000 are anticipated during this period. Continue annual memberships in AMPO, NARC, ITSFL, FPTA and FBT (note: AMPO and NARC dues cover the cost of membership for all MPOs in Florida). Produce a new UPWP for state fiscal years 2023-24 and track the expenditures within the state fiscal years 2021-22 UPWP. Retain legal counsel for projects and research as needed as well as at meetings of both the MPOAC Staff Directors as well as the MPOAC Governing Board. Advertise meetings in the Florida Administrative Register as required by Florida's Sunshine Law.

Maintain and perform minor updates to the MPOAC website ([www.mpoac.org](http://www.mpoac.org)) through Fiscal Years 2020/2021 and 2021/2022. While the tasks described above are performed by the CUTR Principal Investigator, it is done under the direction of the MPOAC Executive Director.

MPOAC Policy and Technical Committee - Conduct MPOAC Policy and Technical Committee meetings, as necessary, in a central location between regularly scheduled full MPOAC meetings in order to identify issues for future action by the MPOAC Staff Directors' Advisory Committee and Governing Board. The MPOAC Policy and Technical Committee meetings will be advertised in the Florida Administrative Weekly and posted on the MPOAC website. The funding includes both staff time and travel expenses.

MPOAC Freight Committee - MPOAC Freight Committee meetings will be scheduled, as desired by the committee membership, in concert with regularly scheduled MPOAC meetings in order to identify issues for future action by the MPOAC Staff Directors' Advisory Committee and Governing Board. The Freight Committee meetings will be noticed in the

Florida Administrative Weekly and posted on the MPOAC website. The funding includes both staff time and travel expenses.

MPOAC Staff Directors and Governing Board Meetings – MPOAC will hold four quarterly meetings annually at dates and locations recommended by the Staff Directors and selected by the Governing Board. Meeting packages will be distributed at least seven days prior to the meetings.

The MPOAC contract with CUTR to receive the services of CUTR employee(s) who would be assigned to work for and be supervised by the MPOAC Executive Director will allow the completion of developing research reports and studies on subjects of relevance to ongoing and future MPO activities. Preparing best practices reports using examples of excellence developed and implemented by Florida's MPOs as well as other MPOs nationally and national associations such as the Association of MPOs (AMPO) and the National Association of Regional Councils (NARC). Reviewing, analyzing and developing transportation policy statements, letters and papers. Attending and monitoring transportation related meetings, workshops and public hearings conducted by federal, state and local agencies, the Florida Legislature, as well as statewide and national associations, authorities and commissions on behalf of the Florida MPOAC. Conducting analysis on existing and proposed legislation and other regulatory activities and initiatives related to transportation planning, urban development and land use, the delivery and expansion of transit services, global climate change and air quality, and other issues relevant to MPOs. Particular attention will be paid to federal transportation authorization implementation proposals, including further integrating non-SOV modes (transit, pedestrian and bicycle) as viable options in statewide and metropolitan transportation systems and addressing funding sustainability issues in the state's metropolitan areas. Advising and assisting the Executive Director in the development of MPOAC meeting content and materials. Assisting the MPOAC Executive Director in the development of the MPOAC Unified Planning Work Program (UPWP). Preparing minutes of MPOAC Staff Directors' Advisory Committee and Governing Board quarterly meetings. Participating in the update and implementation processes of various statewide transportation plans and planning efforts. Participating in the development of State and MPO performance measurement targets in compliance with federal requirements. The specific deliverables and/or services to be provided under this task will be agreed upon by the MPOAC Executive Director and the CUTR Principal Investigator on an as-needed basis depending upon the immediate transportation planning requirements of the MPOAC. While the tasks described above are performed by the CUTR Principal Investigator and other CUTR staff and graduate assistants, it is done in partnership with the MPOAC Executive Director and under the direction of the MPOAC Executive Director.

## Milestones

Ongoing – Operation of MPOAC.org, operation of MPOAC, processing of invoices, requisitions, travel funds and compliance with various fiscal and operational systems in place at Florida DOT (the host agency). Ongoing – Hold MPOAC Policy and Technical Committee meetings as needed throughout FY 2019 and FY 2020. Produce a draft and final 2020-22 UPWP. Membership in ITSFL, FPTA and FBT. Four quarterly meetings of both the Staff Directors and MPOAC Governing Board.

## End Products

This task will continue the operation of the MPOAC.org website, the operation of MPOAC, processing of invoices, requisitions, travel funds and compliance with various fiscal and operational systems in place at Florida DOT (the host agency) and Federal agencies. MPOAC will track expenditures and accomplishments of the organization during each fiscal year and report quarterly to the Staff Directors' Advisory Committee and Governing Board. MPOAC will maintain membership in partner organizations such as NARC, AMPO, ITSFL, FPTA and FBT. Under this task, MPOAC will produce a final state fiscal year 2022-24 UPWP. As needed MPOAC will obtain written legal opinions and advice from legal counsel. CUTR will provide research and support services by producing reports, comments in response to state or federal announcements, requests for information, or publications as needed. Staff will participate in statewide and national transportation plans and planning efforts, report development, performance measures development and implementation, and involvement in issues impacting transportation. Four quarterly meetings of both the Staff Directors

Advisory Committee and MPOAC Governing Board will be held annually. MPOAC Policy and Technical Committee Meetings and Freight Committee Meetings will be held as needed. MPOAC will also pay to advertise meetings in the Florida Administrative Register as required by Florida’s Sunshine Law.

Funding Source

<b>FY 2020/21</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 1.1</b>	MPOAC Administration						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$155,258	\$38,815				
<b>Consultant Services</b>		\$55,000	\$13,750			\$22,800	\$5,700
<b>Travel</b>							
	Travel Expenses	\$22,000	\$5,500				
<b>Other Direct Expenses</b>							
	Office Supplies	\$516	\$129				
	Memberships	\$172,246	\$43,062				
	Copier Rent	\$1,905	\$476				
	Advertising	\$319	\$80				
	Rent			\$69,768			
	Legal Services	\$22,000	\$5,500				
	Website Hosting Services	\$500	\$125				
<b>Totals</b>		<b>\$429,744</b>	<b>\$107,436</b>	<b>\$69,768</b>		<b>\$22,800</b>	<b>\$5,700</b>

Note: AMPO and NARC dues (\$84,826 for AMPO and \$85,500 for NARC) cover the cost of membership for all MPOs in Florida and are included in the Membership line item in the Other Direct Expenses section of the Task budget.

<b>FY 2021/22</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 1.1</b>	MPOAC Administration						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$155,258	\$38,815				
<b>Consultant Services</b>							
		\$55,000	\$13,750			\$22,800	\$5,700
<b>Travel</b>							
	Travel Expenses	\$22,000	\$5,500				
<b>Other Direct Expenses</b>							
	Office Supplies	\$516	\$129				
	Memberships	\$342,572	\$43,062				
	Copier Rent	\$1,905	\$476				
	Advertising	\$319	\$80				
	Rent			\$69,768			
	Legal Services	\$22,000	\$5,500				
	Website Hosting Services	\$500	\$125				
<b>Totals</b>		<b>\$600,070</b>	<b>\$107,436</b>	<b>\$69,768</b>		<b>\$22,800</b>	<b>\$5,700</b>

Note: AMPO and NARC dues (\$84,826 for AMPO and \$85,500 for NARC) cover the cost of membership for all MPOs in Florida and are included in the Membership line item in the Other Direct Expenses section of the Task budget. For this year only the AMPO and NARC memberships will be paid at the mid-point of the 2021 annual membership and again at the beginning of the 2022 yearly membership. This is explained in the narrative above.

## 2.0 REGIONAL COOPERATION AND INFORMATION DISSEMINATION

This section includes those functions necessary to develop, reach consensus and distribute Metropolitan Planning Organization Advisory Council (MPOAC) information that can both educate and assist policy makers at the various levels of government. Also included in this section are those tasks of the MPOAC that are used to cross organizational lines to involve the many diverse participants of the transportation planning process.

Dissemination of MPOAC Information Tasks include:

- Task 2.1 – MPOAC Policy Positions
- Task 2.2 – MPOAC Institute Training Activities

## Task 2.1 – MPOAC Policy Positions

### Purpose

To disseminate information to elected officials regarding issues of importance to metropolitan planning organizations (MPOs), including recommendations on how best to coordinate and integrate federal and state transportation planning requirements. All time charged to this task will be paid for with local funds only, no federal funds shall be used on this task and these types of activities per Federal Regulations 2 CFR 200.450.

### Previous Work Completed

The Metropolitan Planning Organization Advisory Council (MPOAC) Policy and Technical Committee met multiple times in 2018 and 2019 to discuss legislative policy positions and a variety of other statewide policy issues. Upon adoption, the MPOAC distributed its adopted policy positions to affected parties in February 2018 and December 2019.

On October 16, 2003, the MPOAC Governing Board approved a motion to annually request that each MPO in the state contribute \$500 or more of non-federal local funds to the MPOAC to support and fund legislative advocacy and other related activities. The Governing Board has adopted a budget of \$7,500 in non-federal local funds for this activity in each subsequent fiscal year. The MPOAC has used non-federal local funds for advocacy activities such as legislative initiatives that the MPOAC wished to have advanced during Florida's previous legislative sessions. The MPOAC also distributes a weekly legislative newsletter at the end of weeks the legislature meets. The newsletter is distributed to the MPOAC membership and to several partner organizations.

### Proposed Methodology

The MPOAC will develop and distribute MPOAC resolutions, policy positions, legislative recommendations and correspondence that are endorsed by the MPOAC Governing Board and presented to other policy and decision-makers at the state and federal government. The MPOAC Policy and Technical Committee will seek the participation of the Florida Department of Transportation, the Florida League of Cities, the Florida Association of Counties, the Florida Public Transportation Association, and other stakeholders to establish policies that enhance the cooperative, comprehensive, and continuing transportation planning process. The MPOAC will also produce and distribute a weekly legislative newsletter at the end of weeks which the legislature has met.

### Work Products

Adopt and distribute before the annual session of the Florida Legislature, the MPOAC's Legislative Priorities and Policy Positions to the Governor, the Florida Legislature, MPOAC members, Florida Department of Transportation, Florida Division of the Federal Highway Administration, Region 4 of the Federal Transit Administration, Florida Association of Counties, Florida League of Cities, Florida Transportation Commission, Florida Public Transportation Association and other stakeholders. The MPOAC will also produce and distribute a weekly newsletter at the conclusion of each week the legislature meets.

The MPOAC will use non-federal local funds for advocacy activities such as legislative initiatives to be advanced during Florida's legislative session. These funds may be used for travel expenses if needed.

### Milestones

Summer 2020 through Spring 2021 and Summer 2021 through Spring 2022 – Development of MPOAC policy positions for use during the 2021 and 2022 Florida Legislative Sessions. Production of a weekly legislative newsletter at the end of weeks the Florida legislature meets.

End Products

Summer 2020 to Spring 2021 and Summer 2021 to Spring 2022 – Florida MPOAC Policy Positions, weekly legislative newsletters.

Funding Source

<b>FY 2020/21</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 2.1</b>	MPOAC Policy Positions						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits				\$6,900		
<b>Printing</b>							
					\$600		
<b>Totals</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$7,500</b>	<b>\$0</b>	<b>\$0</b>

<b>FY 2021/22</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 2.1</b>	MPOAC Policy Positions						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits				\$6,900		
<b>Printing</b>							
					\$600		
<b>Totals</b>		<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$7,500</b>	<b>\$0</b>	<b>\$0</b>

## Task 2.2 – MPOAC Institute Training Activities

### Purpose

To provide on-going training for metropolitan planning organization (MPO) Governing Board Members in the many activities that encompass the MPO planning process.

### Previous Work Completed

During fiscal years 2003 through 2006, the Florida Metropolitan Planning Organization Advisory Council (MPOAC) funded a training feasibility study and the development of MPOAC Institute training materials. In fiscal year 2006/2007, the MPOAC launched the MPOAC Institute, providing training at workshops and at the Weekend Institute for Elected Officials. In fiscal year 2008/2009, the MPOAC added an extra Weekend Institute for Elected Officials (raising the number to two a year) due to high demand and agreed to provide the transportation module as part of the Florida Association of Counties (FAC) County Commissioner Voluntary Certification program. Throughout the years, the MPOAC Institute training materials have been updated on an annual basis to reflect changes in transportation policy, laws and practices and have been made available to MPOs across the state for their use.

As of January 2018, the MPOAC Weekend Institute has been held 26 times (twice by special request) since 2007, with a total attendance of 393 MPO Governing Board members coming from all of Florida's 27 MPOs. Additionally, MPOAC Institute workshops have been held many times during the past several fiscal years, providing MPO-related training to local elected officials, county and municipal officials and MPO staff and committee members across Florida.

### Proposed Methodology

The MPOAC will actively manage the delivery of MPO-related training opportunities through the MPOAC Institute initiative. The primary training venue will be at two weekend training institutes. The training will be delivered in a retreat environment where MPO elected officials can concentrate on learning the basics of MPO practices and processes away from the normal interruptions and demands placed on local elected officials. Training will also be delivered as part of the FAC County Commissioner Voluntary Certification program. Training dates are anticipated to be in the spring of 2021 and 2022. All training materials will be continuously updated to reflect any changes in federal or state laws, regulations and guidance and be made available to Florida MPOs for their use on the MPOAC website.

### Work Products

The MPOAC Institute will provide MPO-related training in a variety of venues including two weekend training institutes and a training workshop held as part of the FAC County Commissioner Voluntary Certification program. All training materials will be made available to Florida MPOs, the Florida Department of Transportation (FDOT), the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) for their use. All training materials will be updated to reflect current federal and state laws, regulations and guidance. The MPOAC Executive Director and Administrative Assistant will supervise the activities of the MPOAC Institute and review and approve MPOAC Institute related materials, invoices and progress reports to ensure that the project continues as anticipated.

A fee is charged to each participant who attends the MPOAC Weekend Institute. This fee is not intended to cover the cost of the weekend institute, but instead is used to cover the cost of food and refreshments provided during the weekend institute. The fee is currently \$300 per participant but may change if needed to cover the costs incurred to provide food and refreshments.

While the tasks described above are performed by the CUTR Principal Investigator and staff, it is done in partnership with the MPOAC Executive Director and under the direction of the MPOAC Executive Director. A portion of the budget is set-

aside for the time of the MPOAC Executive Director and Administrative Assistant to participate in the work products and overall direction of this task.

### Milestones

The MPOAC updates the training materials used in the Weekend Institute each year and in preparation for the training, staff arranges for printing of training materials, training facilities and conducts two training sessions per year.

### End Products

Four total training sessions. MPOAC Weekend Institutes will be held twice between March and June in 2021 and in 2022.

### Funding Source

<b>FY 2020/21</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 2.2</b>	MPOAC Institute Training Activities						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$10,660	\$2,665				
<b>Consultant Services</b>		\$85,000	\$21,250				
<b>Totals</b>		<b>\$95,660</b>	<b>\$23,915</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

<b>FY 2021/22</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 2.2</b>	MPOAC Institute Training Activities						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$10,660	\$2,665				
<b>Consultant Services</b>		\$85,000	\$21,250				
<b>Totals</b>		<b>\$95,660</b>	<b>\$23,915</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

## 3.0 PROJECT PLANNING AND REPORTS

This section includes those functions that are necessary in order to prepare certain project studies, reports and correspondence. These actions often result in specific work products that are initiated and endorsed by the Metropolitan Planning Organization Advisory Council (MPOAC).

Project Planning and Reports Tasks include:

- Task 3.1 – Assessment of Documents, Regulations, Policies and Legislation
- Task 3.2 – Performance Measures Implementation
- Task 3.3 – Public Transportation, Environment & Community Planning
- Task 3.4 – Safety, Operations and Management
- Task 3.5 – MPOAC Strategic Plan Implementation

## Task 3.1 – Assessment of Documents, Regulations, Policies and Legislation

### Purpose

To review proposed documents, regulations, policies, and legislation (federal and state) in order to provide substantive and technical comments that represent the collective interest of Florida’s Metropolitan Planning Organizations (MPOs). In addition, the Florida Metropolitan Planning Organization Advisory Council (MPOAC) staff will conduct statewide and national research, as needed, to provide Florida MPOs with information regarding industry practices and standards.

### Previous Work Completed

The Metropolitan Planning Organization Advisory Council (MPOAC) distributed to its members periodic updates as well as an overview of legislation enacted during the prior Legislative sessions that pertains to metropolitan planning organizations.

The MPOAC during the previous two fiscal years reviewed and provided detailed comments as they relate to MPOs on various state and federal documents and reports. For example, detailed summaries of state legislation are prepared annually following the close of Florida legislative sessions. Additionally, the MPOAC submitted comments to appropriate officials on various proposed rules and guidance documents including, but not limited to, the Notice of Proposed Rulemaking (NPRM) for National Performance Management Measures, Statewide and Nonmetropolitan Transportation Planning and Metropolitan Transportation Planning, and MPO Coordination and Planning Area Reform.

### Proposed Methodology

Compile and review proposed and adopted documents, regulations, policies, and legislation in a format that is clearly presented and useful to each MPO. The funds associated with this task are for MPOAC staff time. In addition, MPOAC staff will conduct national and statewide research to collect data pertaining to industry practices and standards. Unique to this UPWP cycle will be a new Federal Transportation Bill and the compilation of US Census data. The Census data is assembled into urbanized areas based upon methodologies that are publicly noticed in the federal register and the public has an opportunity to provide feedback about the methodology. MPOAC expects to look at the notice(s) carefully and provide information to the membership about the potential impacts of the methodology suggested.

### Work Products

Following the 2021 and 2022 Florida legislative sessions, the MPOAC will distribute to the MPOAC membership a summary of approved state legislation of interest to metropolitan planning organizations. The MPOAC will provide review comments on documents, regulations policies and legislation relating to issues of interest to metropolitan planning organizations.

### Milestones

This is an ongoing activity that is performed on an as-needed basis.

### End Products

MPOAC submittal of comments on proposed federal rules, participation in efforts to craft new policies, and to educate MPOs in Florida about proposed legislation, policies, regulations or documents when they are produced.

Funding Source

<b>FY 2020/21</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 3.1</b>	Assessment of Documents, Regulations, Policies and Legislation						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$44,774	\$11,194				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$44,774</b>	<b>\$11,194</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

<b>FY 2021/22</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 3.1</b>	Assessment of Documents, Regulations, Policies and Legislation						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$44,774	\$11,194				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$44,774</b>	<b>\$11,194</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

## Task 3.2 – Statewide Plans, Programs, and Performance Measures Implementation

### Purpose

To participate and assist in the implementation of statewide plans and programs (the Florida Transportation Plan (FTP), the Florida Strategic Highway Safety Plan (SHSP), the Florida Highway Safety Implementation Plan, the Florida Freight Mobility and Trade Plan, the Strategic Intermodal System (SIS) Plan, etc.). The Florida Metropolitan Planning Organization Advisory Council (MPOAC) will promote coordination between statewide planning and programming with Metropolitan Planning Organization (MPO) planning activities. To participate and assist Florida's 27 MPOs, in partnership with the Florida DOT, to implement the Federal Transportation Performance Management Measures while maintaining consistency in the data sets used and information shared with the public. MPOAC will also participate in the planning, consideration and environmental review of the recently legislated M-CORES corridors as needed and as opportunities for participation are made available.

### Previous Work Completed

The MPOAC participated in the policy and technical committees organized by the FDOT to develop the 2060 FTP and the SIS Plan. Also, the MPOAC provided detailed comments to USDOT on the NPRMs for performance measures and worked closely with Florida DOT staff to begin the implementation of the early federal transportation performance measures. With the implementation of the federal transportation measures, MPOAC has coordinated efforts between the Florida DOT and the Florida MPOs. MPOAC has also presented the Florida partnership with transportation performance measures to New York AMPO, Minnesota DOT, USDOT, SASHTO, AASHTO, AMPO, NARC, TRB and Florida APA. The partnership has been recognized as one of the best, if not the best, model of cooperation in the nation. MPOAC also coordinated with the Florida DOT to assemble a full set of transportation performance measure reporting data sets for use by the individual MPOs in multiple formats for consistency and ease of use across the state.

### Proposed Methodology

The MPOAC will participate in the review of the SIS facility eligibility requirements and serve as a member of appropriate working groups or steering committees. The MPOAC will facilitate coordination between the implementation efforts for statewide plans/programs and MPO planning activities by providing a forum for education and discussion between the MPOAC membership, the FDOT, and representatives of MPOAC partner organizations.

The MPOAC will coordinate and collaborate with the Florida DOT and the Florida MPOs so that the federal transportation performance management measures continue to be presented using an identical data set, format and manner which is expected to reduce confusion and increase credibility among the public, elected officials and the press. MPOAC will also participate in the planning, consideration and environmental review of the recently legislated M-CORES corridors as needed and as opportunities for participation are made available.

### Work Products

Develop the necessary reports, documents and guidance to coordinate the implementation of statewide plans/programs and MPO planning activities. Work with the 27 MPOs, through the MPOAC, to incorporate the performance management measures into MPO plans and programs. This task will consist of staff time and may involve travel, as needed.

### Milestones

This is an ongoing activity as the FDOT implements statewide plans/programs and performance management measurement. It is expected that during the timeframe of this UPWP, the USDOT may update or issue new guidance related to performance management measurement and further define how information is to be displayed and used by MPOs. Should this occur, the MPOAC will provide written comments if the opportunity is made available.

End Products

Ongoing planning and programming activity.

Funding Source

FY 2020/21		FHWA (PL)	Federal Soft Match	State In Kind Match	Local Funds	FTA 5303d	FTA State Match
<b>Task 3.2</b>	Statewide Plans, Programs and Performance Measures Implementation						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$30,459	\$7,615				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$30,459</b>	<b>\$7,615</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

FY 2021/22		FHWA (PL)	Federal Soft Match	State In Kind Match	Local Funds	FTA 5303d	FTA State Match
<b>Task 3.2</b>	Statewide Plans, Programs and Performance Measures Implementation						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$30,459	\$7,615				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$30,459</b>	<b>\$7,615</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

## Task 3.3 – Public Transportation, Environment & Community Planning

### Purpose

Integrate and promote public transportation, environmental, climate change, sea-level rise, air quality and community planning issues into the metropolitan transportation planning process. This task will expand the role of the Florida Metropolitan Planning Organization Advisory Council (MPOAC) in working with state, regional and local organizations that provide public transportation options and promote environmental streamlining, livable communities and sound community planning practices in order to enhance the overall MPO planning process.

### Previous Work Completed

The MPOAC worked with the Florida Department of Transportation (FDOT) Transit Office to incorporate transit issues into the MPO planning process, the FDOT Systems Planning Office to implement the SUNTrail program, and the FDOT Environmental Management Office (EMO) to implement state assumption of federal environmental review responsibilities. The MPOAC also worked with the Florida Department of Economic Opportunity (DEO), the Florida Department of Environmental Protection (DEP), Florida Commission for the Transportation Disadvantaged, and other local, regional, and state organizations that promote environmental, community planning and sustainable development objectives and transportation options.

### Proposed Methodology

Continue to work with FDOT, DEO, the Florida Transportation Commission (FTC), Florida Commission for the Transportation Disadvantaged, Florida Public Transportation Association, Florida Greenways and Trails Foundation, and the Florida Regional Councils Association to expand the participation of the MPOAC in working with other partners and stakeholders to advance public transportation, efficient transportation decision-making and community planning objectives. Additionally, the MPOAC will work with 1,000 Friends of Florida, the Governor's staff, DEP and other partner organizations to advance transportation system resiliency, sea-level rise, sustainable development, and air quality considerations in state, metropolitan and local planning activities and processes. The MPOAC Executive Director anticipates serving as the Vice-President of the Florida Greenways and Trail Foundation and will serve as an ex-officio non-voting member of the Florida Public Transportation Association (FPTA).

### Work Products

The MPOAC will provide a forum for public and private organizations to present programs and issues that lead to better integration of public transportation, environmental, climate change, sea-level rise, air quality and community planning issues within the MPO planning process. As a follow-up, the MPOAC will continue to work with such organizations to update planning guidelines, manuals and other related reports and documents that are used to implement these activities.

The tasks described above are performed by the CUTR Principal Investigator and the MPOAC Executive Director, supported by staff of both organizations. These tasks are performed under the direction of the MPOAC Executive Director. The funds shown for the CUTR Principal Investigator (and staff) are to assist and support the MPOAC Executive Director in any aspect of this task as needed under the planning contract the MPOAC has with the University of South Florida, Center for Urban Transportation Research.

### Milestones

This is an ongoing activity. Presentations at quarterly meetings of the MPOAC and at Technical and Policy Committee meetings will take place as needed or requested by MPOAC membership.

## End Products

This is an ongoing activity. Presentations at quarterly meetings of the MPOAC and at Technical and Policy Committee meetings will take place as needed or requested by MPOAC membership.

## Funding Source

FY 2020/21		FHWA	Federal	State	Local	FTA	FTA
		(PL)	Soft Match	In Kind Match	Funds	5303d	State Match
<b>Task 3.3</b>	Public Transportation, Environment & Community Planning						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$18,293	\$4,573				
<b>Consultant Services</b>						\$7,200	\$1,800
<b>Totals</b>		<b>\$18,293</b>	<b>\$4,573</b>	<b>\$0</b>		<b>\$7,200</b>	<b>\$1,800</b>

FY 2021/22		FHWA	Federal	State	Local	FTA	FTA
		(PL)	Soft Match	In Kind Match	Funds	5303d	State Match
<b>Task 3.3</b>	Public Transportation, Environment & Community Planning						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$18,293	\$4,573				
<b>Consultant Services</b>						\$7,200	\$1,800
<b>Totals</b>		<b>\$18,293</b>	<b>\$4,573</b>	<b>\$0</b>		<b>\$7,200</b>	<b>\$1,800</b>

## Task 3.4 – Safety, Operations and Management

### Purpose

To identify and present information related to transportation operations, management & safety that will assist individual metropolitan planning organizations (MPOs) in their development of long range transportation plans, transportation improvement programs, and other planning work products.

### Previous Work Completed

Previous work under this task includes transmitting Intelligent Transportation System (ITS), autonomous vehicle, and safety information to MPOs and participating on the Florida Department of Transportation (FDOT) Strategic Highway Safety Plan Steering and Executive Committees, the Transportation Asset Management Plan Steering Committee, the Bicycle and Pedestrian Partnership Council, and the FDOT's Safe Mobility for Life Coalition and initiatives. The MPOAC Executive Director is a member of the Intelligent Transportation Society of Florida and was a participant in the Safe Streets Summit, the Annual Florida Automated Vehicles Summit, the Florida Metropolitan Planning Partnership, the MPO Leadership meetings, and the FDOT Freight Leadership Forum.

### Proposed Methodology

Given the recent implementation of the federal safety performance management measures which has brought focus to this topic, MPOAC staff expects to work with MPOs, the Florida DOT Safety Office, and the Office of Policy Planning in this area. MPOAC staff will work with FDOT, Federal Highway Administration (FHWA) and other partners to bring before the MPOAC the latest information regarding transportation safety, automated/connected vehicles, operations and management that can be used by MPOs in support of the urbanized transportation planning process. The MPOAC will work with the FDOT Safety Office to amend the Strategic Highway Safety Plan, as needed, and integrate the goals of the plan into the MPO planning process. Additionally, the MPOAC will work with the Transportation Research Board (TRB), FHWA, the Federal Transit Administration (FTA), and other partner organizations to address the issues facing older road users and other mobility concerns facing a growing senior population.

### Work Products

Presentations, workshops and the dissemination of information regarding transportation operations, management, automated/connected vehicles, and safety. Participation on various committees supporting improved safety, operations and maintenance on Florida's multi-modal transportation system, including the Strategic Highway Safety Plan Steering Committee, the Safe Mobility for Life Coalition, and other committees and boards as requested. This task consists of staff time and may include travel expenses as necessary.

### Milestones

This is an ongoing activity. Presentations at quarterly meetings of the MPOAC and at Technical and Policy Committee meetings will take place as needed or requested by MPOAC membership.

### End Products

This is an ongoing activity. Presentations at quarterly meetings of the MPOAC and at Technical and Policy Committee meetings will take place as needed or requested by MPOAC membership.

Funding Source

<b>FY 2020/21</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 3.4</b>	Safety, Operations and Management						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$14,022	\$3,506				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$14,022</b>	<b>\$3,506</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

<b>FY 2021/22</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303d</b>	<b>State Match</b>
<b>Task 3.4</b>	Safety, Operations and Management						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$14,022	\$3,506				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$14,022</b>	<b>\$3,506</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

## Task 3.5 – MPOAC Strategic Plan Implementation and Working Groups

### Purpose

To carry out the action items contained in the MPOAC Strategic Directions Plan and update the adopted vision statement, guiding principles and goals if needed. The MPOAC Strategic Directions Plan identified several working groups which will increase the value of MPOAC to Florida DOT, the MPOs and the citizens of Florida. These working groups are topic area specific and are intended to address areas which can benefit from the statewide collective forum provided by the MPOAC.

### Previous Work Completed

During FY 2015/16, the MPOAC conducted a strategic planning process in an effort to ensure organizational effectiveness in meeting member needs and expectations. The process, guided by the Strategic Directions Advisory Committee (SDAC) and mediated by the Florida CRC Consensus Center, concluded in 2016 and resulted in the completion of the MPOAC Strategic Directions Plan and an associated Implementation Action Plan. The MPOAC identified four working groups to implement over the following four years. The Complete Streets Working Group completed the “Complete Streets Best Practices” report in 2018 and the final report is posted to the MPOAC website. The Noteworthy Practices Working Group has been formed and is meeting regularly to achieve the goals and objectives in the Strategic Directions Plan. The Noteworthy Practices Working Group has also assembled a Share Point site for use by the membership. In addition, the Working Group has begun holding presentations at the quarterly MPOAC meetings where selected MPOs share details of their efforts. The presentations are selected by the membership through an annual balloting process.

### Proposed Methodology

Staff anticipates launching the Training and Communications working groups during the timeframe of this UPWP. The Noteworthy Practices working group is expected to continue to meet. The Complete Streets working group completed their planned work during the last UPWP and may reconvene to evaluate if there is additional work to undertake. Much of the staffing work is provided by member organizations. The final products of the working groups, along with potential changes in federal or state laws and rules, may result in the necessity to modify or amend the existing MPOAC Strategic Directions Plan. Additionally, the deliberations of the working groups may result in the development of new work products (reports, brochures, etc.).

### Work Product

Each working group will produce a product or products depending on the nature of their work with the intention of making these products available for others to learn from and to improve the state of transportation planning among the Florida MPOs. The MPOAC will be required to participate in the cost of these work products. Additionally, the existing MPOAC Strategic Directions Plan may, for a variety of reasons, require modifications or amendments that will require the expenditure of MPOAC resources.

### Milestones

Quarterly meetings during Fiscal Years 2020/2021 and 2021/2022 or as needed, including meeting agendas sent out in advance of meetings and the hosting of quarterly meetings.

The Working Groups will periodically report out to the Staff Directors’ Advisory Committee and produce reports, websites, and products that may be used by MPOs and require financial expenditure by the MPOAC. Amendments and modifications to the existing MPOAC Strategic Directions Plan may be required during Fiscal Years 2020/2021 and/or FY 2021/2022.

## End Products

Quarterly meetings during Fiscal Years 2020/2021 and 2021/2022 or as needed, included meetings of the MPOAC Strategic Plan working groups. The deliberations of the Working Groups may result in work products requiring financial expenditure by the MPOAC. Amendments and modifications to the existing MPOAC Strategic Directions Plan may be required during Fiscal Years 2020/2021 and/or FY 2021/2022.

## Funding Source

FY 2020/21		FHWA (PL)	Federal Soft Match	State In Kind Match	Local Funds	FTA 5303d	FTA State Match
<b>Task 3.5</b>	MPOAC Strategic Plan Implementation						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$35,922	\$8,981				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$35,922</b>	<b>\$8,981</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

FY 2021/22		FHWA (PL)	Federal Soft Match	State In Kind Match	Local Funds	FTA 5303d	FTA State Match
<b>Task 3.5</b>	MPOAC Strategic Plan Implementation						
<b>Personnel Services</b>							
	MPOAC Staff Salaries and Fringe Benefits	\$35,922	\$8,981				
<b>Consultant Services</b>							
<b>Totals</b>		<b>\$35,922</b>	<b>\$8,981</b>	<b>\$0</b>		<b>\$0</b>	<b>\$0</b>

**Table 1: SFY 2021 Funding Sources**

<b>FY 2020/21 Summary Table</b>		<b>FHWA</b>	<b>Federal</b>	<b>State</b>	<b>Local</b>	<b>FTA</b>	<b>FTA</b>
		<b>(PL)</b>	<b>Soft Match</b>	<b>In Kind Match</b>	<b>Funds</b>	<b>5303D</b>	<b>State Match</b>
<b>Task 1.1</b>	MPOAC Administration	\$429,744	\$107,436	\$69,768	\$0	\$22,800	\$5,700
<b>Task 2.1</b>	MPOAC Policy Positions	\$0	\$0	\$0	\$7,500	\$0	\$0
<b>Task 2.2</b>	MPOAC Institute Training Activities	\$95,660	\$23,915	\$0	\$0	\$0	\$0
<b>Task 3.1</b>	Assessment of Documents, Regulations, Policies and Legislation	\$44,774	\$11,194	\$0	\$0	\$0	\$0
<b>Task 3.2</b>	Performance Measures Implementation	\$30,459	\$7,615	\$0	\$0	\$0	\$0
<b>Task 3.3</b>	Public Transportation, Environment & Community Planning	\$18,293	\$4,573	\$0	\$0	\$7,200	\$1,800
<b>Task 3.4</b>	Safety, Operations and Management	\$14,022	\$3,506	\$0	\$0	\$0	\$0
<b>Task 3.5</b>	MPOAC Strategic Plan Implementation	\$35,922	\$8,981	\$0	\$0	\$0	\$0
<b>Totals</b>		<b>\$668,874</b>	<b>\$124,637</b>	<b>\$69,768</b>	<b>\$7,500</b>	<b>\$30,000</b>	<b>\$7,500</b>
<b>Grand Total of all Columns</b>		<b>\$950,861</b>					

Note: Task 1.1 FHWA PL and Federal Soft Match includes AMPO and NARC dues for all Florida MPOs (\$84,826 for AMPO and \$85,500 for NARC).

**Table 2: SFY 2022 Funding Sources**

<b>FY 2021/22 Summary Table</b>		<b>FHWA (PL)</b>	<b>Federal Soft Match</b>	<b>State In Kind Match</b>	<b>Local Funds</b>	<b>FTA 5303D</b>	<b>FTA State Match</b>
<b>Task 1.1</b>	MPOAC Administration	\$600,070	\$107,436	\$69,768	\$0	\$22,800	\$5,700
<b>Task 2.1</b>	MPOAC Policy Positions	\$0	\$0	\$0	\$7,500	\$0	\$0
<b>Task 2.2</b>	MPOAC Institute Training Activities	\$95,660	\$23,915	\$0	\$0	\$0	\$0
<b>Task 3.1</b>	Assessment of Documents, Regulations, Policies and Legislation	\$44,774	\$11,194	\$0	\$0	\$0	\$0
<b>Task 3.2</b>	Performance Measures Implementation	\$30,459	\$7,615	\$0	\$0	\$0	\$0
<b>Task 3.3</b>	Public Transportation, Environment & Community Planning	\$18,293	\$4,573	\$0	\$0	\$7,200	\$1,800
<b>Task 3.4</b>	Safety, Operations and Management	\$14,022	\$3,506	\$0	\$0	\$0	\$0
<b>Task 3.5</b>	MPOAC Strategic Plan Implementation	\$35,922	\$8,981	\$0	\$0	\$0	\$0
<b>Totals</b>		<b>\$839,200</b>	<b>\$124,637</b>	<b>\$69,768</b>	<b>\$7,500</b>	<b>\$30,000</b>	<b>\$7,500</b>
<b>Grand Total of all Columns</b>		<b>\$1,121,187</b>					

Note: Task 1.1 FWHA PL and Federal Soft Match includes AMPO and NARC dues for all Florida MPOs (\$169,652 for AMPO and \$171,000 for NARC). Please see the notes in Task 1.1.

**Table 3: Relationship of UPWP Tasks to Federal Planning Factors**

FEDERAL PLANNING FACTORS	Task 1.1	Task 2.1	Task 2.2	Task 3.1	Task 3.2	Task 3.3	Task 3.4	Task 3.5
Support the economic vitality of the metropolitan area, especially by enabling global competitiveness, productivity, and efficiency.	X	X	X		X			X
Increase the safety of transportation system for motorized and non-motorized users.	X	X	X		X		X	X
Increase the security of transportation system for motorized and non-motorized users.	X	X	X		X		X	X
Increase the accessibility and mobility of people and for freight.	X	X	X		X			X
Protect and enhance the environment, promote energy conservation, improve the quality of life, and promote consistency between transportation improvements and State and local planned growth and economic development patterns.	X	X	X	X	X	X		X
Enhance the integration and connectivity of the transportation system, across and between modes, for people and freight.	X	X	X	X	X	X		X
Promote efficient system management and operation.	X	X	X		X		X	X
Emphasize the preservation of the existing transportation system.	X	X	X		X		X	X
Improve the resiliency and reliability of the transportation system and reduce or mitigate storm water impacts of surface transportation.	X	X	X		X	X		X
Enhance travel and tourism.	X	X			X	X		X

## MPOAC Responses to Comments Received

The Draft UPWP was available for public comment for 30 days, beginning on January 30, 2020. To solicit comments, the Draft UPWP was published on the MPOAC website, was presented at the January 30, 2020 quarterly meetings of the MPOAC Staff Directors' Advisory Committee and the MPOAC Governing Board. An email containing a weblink leading to the MPOAC website where the draft UPWP was located was sent to the MPOAC membership and partners. The following comments were received:

### Florida Department of Transportation:

#### MPOAC response:

### Florida Division of Federal Highway Administration:

#### MPOAC response:

## **Item Number 6B**

### **Business Items & Presentations**

#### **Autonomous Vehicle and Alternate Fuel Vehicle FL Market Penetration Grant**

##### **DISCUSSION:**

Autonomous Vehicle (AV) and Alternative Fuel Vehicle (AFV) Florida Market Penetration Rate and VMT Assessment Study presentation by CUTR staff member Sisinnio Concas, Ph.D.

The report being presented summarizes a comprehensive market penetration analysis of AV and AFV and their impact on Florida's VMT. The VMT projections were used to assess the impact on the state's transportation revenue. The combined cumulative effect of increased AFV and AV market shares on total revenue over SFY 2018–48 is projected to be \$18.3 billion, including \$5.3 billion loss in federal taxes, \$9.7 billion loss in state taxes and \$3.3 billion loss in local taxes. By the end of SFY 2047–48, annual revenue losses from state fuel taxes are projected to be about 26 percent of federal, state and local fuel taxes.

##### **REQUESTED ACTIONS:**

None requested. For discussion and action as may be desired.

##### **ATTACHMENT:**

None.

## **Item Number 6C**

### **Business Items & Presentations Hurricane Evacuation Route Behavior Study**

#### **DISCUSSION:**

The Florida DOT is conducting a survey of Florida residents residing in coastal counties to understand their response to hurricane evacuation orders during Hurricanes Matthew, Irma, and Michael. As part of this survey effort, the goal of the Department is to reach residents of Florida who were affected by these hurricanes and to determine the use of smartphone technology for route planning during an evacuation event. Information from this survey will assist with the development of a hurricane evacuation component to the Florida Statewide Model.

#### **REQUESTED ACTIONS:**

None requested. For discussion and action as may be desired.

#### **ATTACHMENT:**

PowerPoint – FDOT Hurricane Behavior Study

# FDOT HURRICANE BEHAVIOR STUDY

And other fun modeling stuff!

presented to  
**Florida MPOAC**

presented by  
Thomas Hill  
State Modeling Manager

January 30, 2020



## OVERVIEW

- ▶ Background
- ▶ Purpose of the study
- ▶ Goals
- ▶ Other Activities





## SURVEY PURPOSE

### Investigate behavioral preferences

- » Awareness: evacuate or shelter in place
- » Experience
- » Expected impact
- » Referenced resources for information

### Travel time information

- » How did residents react after an order of evacuation
- » How did they travel
- » Party size
- » Route

### New location technologies

- » Smartphone technologies
  - Realtime speed and congestion data
  - Changes in route choice
  - Changes in destinations



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## WHAT ELSE?

### Release of the Update FISWM

- » Destination choice (2015/2045)
- » Long Distance Mode Choice
  - Air and Transit
  - AV/CV / Tourism
- » FreightSIM
  - Firm evolution

### Emergency Operations

- » Urban Evacuation Model

### Automated and Connected Vehicles

- » CAV Modeling applications (TWO)
  - Data surrogates
- » CAV Freight
  - Shifts in Mode Choice

### Research

- » Tourism
  - UF Department of Tourism
  - Tourist O/Ds
  - Tourist Flows
- » Trueshape Network
  - UF Department of Civil Engineering
- » Freight Economics
  - FreightTEC
- » SIS Integration
  - Strategic Implementation Office
- » Microsimulation
  - FIU Hadi

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## OF NOTE:

### ▸ Florida MTF / Data Meeting

- » February 26 – 28, Orlando

### ▸ Training

- » Comprehensive Modeling
  - February 17 – 21, Fort Myers
- » FSUTMS Scripting
  - March 10-11, Orlando
- » FSUTMS Executive Level Workshop
  - March 24, Orlando Turnpike
- » Python Programming for Modeling
  - March 31 – April 1, Orlando Turnpike

### ▸ Future Training Courses ...

- » Mining Big Data
- » Development Review
- » CTPP
- » AVCV Analyses
- » Suggestions?

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# Thank You

## *Questions?*

Thomas Hill  
State Modeling Manager  
[Thomas.Hill@dot.state.fl.us](mailto:Thomas.Hill@dot.state.fl.us)  
850.414.4924



## **Item Number 6D**

### **Business Items & Presentations Creation of Staff Director's Leadership Committee**

#### **DISCUSSION:**

This item is for discussion only. For consideration by the Staff Directors' Advisory Committee is the formation of a Staff Directors' Leadership Committee. The purpose of the committee would be to offer advice to the staff of MPOAC on issues requiring a quick turnaround such as a Federal Register Notice of Proposed Rulemaking (NPRM). The NPRMs commonly do not align with the quarterly meetings of MPOAC and this will be a venue for the staff of MPOAC to seek advice from a group of five (5) MPO Executive Directors to formulate direction. Final drafts of products would still be shared with all twenty-seven (27) Executive Directors for feedback. The Staff Directors' Leadership Committee would participate in the biannual MPOAC Leadership meetings at the Florida DOT Central Office.

The suggested membership is the Staff Directors' Advisory Committee Chair, Vice-Chair, two most recent past chairs and one member at large. This provides continuity of general policy direction at MPOAC.

#### **REQUESTED ACTIONS:**

For discussion and direction only.

#### **ATTACHMENTS:**

None.

## **Item Number 6E**

### **Business Items & Presentations Election of Officers**

#### **DISCUSSION:**

The MPOAC bylaws require at the first meeting of each calendar year, the election of officers. The Chair and Vice-Chair each serve a term of one year. MPOAC will be seeking nominations of members to serve in each of these roles for 2020. The MPOAC Staff Directors' Committee Chair and Vice-Chair serve on the MPOAC Executive Committee along three members of the MPOAC Governing Board.

#### **REQUESTED ACTIONS:**

1. Nomination and approval of a candidate to serve as MPOAC Staff Directors' Committee Chair for calendar year 2020.
2. Nomination and approval of a candidate to serve as MPOAC Staff Directors' Committee Vice-Chair for calendar year 2020.

#### **ATTACHMENTS:**

None.

**Item Number 7**  
**Communications**

**DISCUSSION:**

For information only.

**REQUESTED ACTION:**

As may be desired.

**ATTACHMENTS:**

MPOAC Legislative Newsletters for:

- 11-09-2019
- 11-16-2019
- 12-14-2019
- 01-18-2020



*Commissioner Nick Maddox  
Chair*

## MPOAC Legislative Newsletter

11/09/2019

### Overview

Greetings and good morning readers! As we enjoy an extra day on this weekend let us take a moment to remember the men and women in uniform that serve, and have served, our country. Veteran's Day originally was called Armistice Day to remember the signing of the document by Germany which ended The War to End All Wars. That war is now known as World War 1 simply because it was not the war to end all wars as Americans found out on December 7<sup>th</sup> of 1941. The document ending this great loss of life was the Armistice which was signed at 5 AM on November 11<sup>th</sup> of 1918 and took effect at 11 AM that same morning. Troops were informed and told to sit tight until 11AM arrived. Shortly before the 11 AM effective time American Private Gunther was killed in combat and was the last American killed in the Great War. President Woodrow Wilson created Armistice Day so that America would take time to remember our veterans. Let us take a moment on Monday to pause and remember Private Gunther and all other soldiers who gave their lives for our freedom as well as those friends, family, neighbors and colleagues who have valiantly served in our armed forces.

A few new bills have been filed since the last newsletter and these are covered in the last section of your newsletter. Which of these bills will pass is unknown, it is early in the session and predicting how a session will end is impossible other than to say the session will end. Last year the general transportation bill was crafted by Representative Andrade and this year he has another general transportation bill. An early session guess is that his bill could be the catch-all bill for all things transportation to be attached to and sent through to the Governor's desk for final signature. Representative Andrade's bill is HB 395 and while the bill generally looks at the contractor side of transportation, there is one section in the bill which looks at the administration of the Department of Transportation. This section requires a study to be conducted by the Florida Transportation Commission to determine what is a fair salary for the Secretary of Transportation based upon a market analysis of comparably skilled individuals in other public sector and private sector organizations. The bill requires a minimum salary of \$180K per year for the Secretary. The Secretary deserves to be fairly compensated for his work and especially for all of the responsibility that comes with the job. Our thanks to Representative Andrade for recognizing the value our Secretary brings to Florida and the Department.

The schedule of pre-session committee weeks is shown on the following page along with key dates for the 2020 Florida Legislative Session. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news. A few new bills have been filed, many more will be filed over the coming months. Your MPOAC Legislative Update will keep you apprised of newly filed bills and changes to existing bills.

Grab a cup of coffee and enjoy this edition of the MPOAC Legislative Update.

## Important Dates for the 2020 Legislative Session

- August 01, 2019 – Deadline for filing claim bills.
- November 22, 2019 - Deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills.
- January 10, 2020 - Deadline for approving final drafts of general bills and joint resolutions, including companion bills.
- January 14, 2020 - Regular Session convenes, deadline for filing bills for introduction.
- February 29, 2020 - All bills are immediately certified, motion to reconsider made and considered the same day.
- March 03, 2020 – 50<sup>th</sup> day of Session. Last day for regularly scheduled committee meetings.
- March 13, 2020 – 60<sup>th</sup> day - Last day of Regular Session.

## Committee Meeting schedule prior to the official Legislative Session beginning on January 14th

September 2019 - Week of the 9<sup>th</sup> – Legislative Budget Committee Meets  
September 2019 - Week of the 16<sup>h</sup>  
October 2019 - Week of the 14th  
October 2019 - Week of the 21st  
November 2019 - Week of the 4th  
November 2019 – Week of the 12th  
December 2019 - Week of the 9th

## Legislation of interest to the membership

This is a summary of transportation related bills filed and published on the legislature’s website as of November 08, 2019. More bills will be filed during the 2020 session and as they are made available the newly filed transportation bills will be added to this list. The bills are listed in numerical order for your convenience. As the session progresses and the number of bills tracked in this newsletter grows, this ordering of bills will make it easier to follow the status of any bill you are tracking. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news.

**HB 37: School Bus Safety – (Zika; Co-Introducers: DiDeglie; Grieco)** – Identical Bill SB 290 by Hooper. Revises civil penalties for certain violations relating to stopping for a school bus. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 76: Transportation Disadvantaged – (Book)** – **Similar to HB 551 by Jenne.** Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost-effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 126: Sales and Use Tax – (Gruters; Co-Introducers: Hooper; Gainer; Baxley; Perry; Harrell; Albriton)** – Similar to HB159 by Clemons. Revising the definition of the term “retail sale”; renaming the term “mail order sale” to “remote sale” and revising the definition; revising conditions under which certain dealers are subject to sales tax levies and collection; providing that certain marketplace providers are subject to registration, collection, and remittance requirements for sales taxes, etc. This bill will require a sales tax to be collected on online purchases that are delivered to a Florida address and the bill requires that both a state sales tax and the local option surtaxes to be collected by online retailers. Referred to Commerce and Tourism; Finance and Tax; Appropriations. Favorable by Commerce and Tourism; YEAS 5 NAYS 0. Now in Finance and Tax.

**HB 133: Towing and Immobilizing Vehicles and Vessels – (McClain)** – Authorizes local governments to enact rates to tow vessels on private property & remove & store vessels; prohibits counties or municipalities from enacting ordinances that impose costs or penalties on owners, persons in control, or lienholders of vehicles or vessels or that require wrecker operators or towing businesses to accept specified form of payment; authorizes persons to place liens on vehicles or vessels to recover fees or charges; removes requirement regarding notices & signs concerning towing or removal of vehicles & vessels & liability for attorney fees; authorizes court to award damages, attorney fees, & court costs in certain cases. Filed in the House. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 10/23/19, 9:00 am, 12 HOB. Favorable by Local, Federal and Veterans Affairs Subcommittee; YEAS 9 NAYS 5. Now in Business and Professions Subcommittee.

**SB 158: Child Restraint Requirements – (Perry) – Identical Bill HB 533 by Beltran.** Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Children, Families, and Elder Affairs; Infrastructure and Security; Rules. Favorable by Children, Families, and Elder Affairs; YEAS 6, NAYS 0. Now in Infrastructure and Security.

**HB 159: Sales and Use Tax – (Clemons)** – Similar to SB 126 by Gruters. Revises conditions under which certain dealers are subject to sales tax; deletes exemption for certain dealers from collecting local option surtaxes; provides that certain marketplace providers are subject to registration, collection, & remittance requirements for sales taxes; requires marketplace providers to provide certification to marketplace sellers; specifies requirements for marketplace sellers; requires marketplace providers to allow DOR to audit books & records; provides that marketplace seller is liable for sales tax collection & remittance; authorizes marketplace providers & marketplace sellers to enter into agreements to recover certain taxes, interest, & penalties; grants DOR settlement & compromise authority for marketplace sales; deletes authority of DOR to negotiate collection allowance with certain dealers. Referred to Ways and Means Committee; Commerce Committee; Appropriations Committee.

**SB 178: Public Financing of Construction Projects – (Rodriguez) – Identical to HB 579 by Aloupis.** Prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study; requiring the Department of Environmental Protection to develop by rule a standard for such studies; requiring the department to enforce certain requirements and to adopt rules, etc. Referred to Environment and Natural Resources; Infrastructure and Security; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations. Favorable by Environment and Natural Resources; YEAS 5 NAYS 0. Now in Infrastructure and Security.

**HB 179: Safety Belt Usage – (Slosberg)** – Requires each passenger in a motor vehicle or autocycle to be restrained by a safety belt or child restraint device. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 216: Assistance for Micro Businesses – (Rodriguez)** – Authorizing certain local governments to set aside up to a specified percentage of funds for procuring personal property and services for the purpose of entering into contracts with micro businesses; providing eligibility for micro businesses under the Microfinance Loan Program; providing eligibility for micro businesses under the Department of Transportation’s highway project business development program, etc. Referred to Innovation, Industry, and Technology; Infrastructure and Security; Appropriations.

**HB 249: Use of Wireless Communications Devices While Driving – (Slosberg)** - Revises short title & legislative intent; prohibits operation of motor vehicle while holding or touching wireless communications device; provides exceptions; revises circumstances under which certain information may be admissible as evidence in proceeding to determine whether violation has been committed; revises procedures for collection & reporting by DHSMV of information recorded on citation; conforms provisions relating to use of wireless communications devices in school & work zones. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**HB 279: Local Government Public Construction Works – (Smith, D.; Co-Introducers: Sabatini)** - Similar to SB 504 by Perry. Requires local governing board to consider estimated costs of certain projects when making specified determination; requires local government that performs project using its own services, employees, & equipment to disclose costs of project after completion to Auditor General; requires Auditor General to review such disclosures as part of routine audits of local governments. Referred to Oversight, Transparency and Public Management Subcommittee; Business and Professions Subcommittee; State Affairs Committee.

**SB 290: School Bus Safety – (Zika; Co-Introducers: DiDeglie; Grieco)** – Identical Bill HB 37 by Zika. Revises civil penalties for certain violations relating to stopping for a school bus. Filed in the Senate. Referred to Infrastructure and Security; Judiciary; Rules.

**SB 308: Traffic Offenses – (Baxley)** – Similar to HB 455 by McClain. Citing this act as the "Vulnerable Road User Act"; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person who commits the moving violation pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person’s driver license for a minimum specified period, etc. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 368: Tampa Bay Area Regional Transit Authority – (Rouson)** - Similar to HB 503 by Diamond. Authorizing certain mayors who are members of the governing board of the Tampa Bay Area Regional Transit Authority to appoint a designee to attend a board meeting to act in his or her place with full voting rights on all issues; requiring the designee to be an elected official of the governing body of the mayor’s municipality, etc. Referred to Infrastructure and Security; Community Affairs; Rules.

**HB 377: Motor Vehicle Rentals – (Latvala)** - Identical to SB 478 by Perry. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; State Affairs Committee.

**SB 378: Motor Vehicle Insurance – (Lee)** - Repealing provisions which comprise the Florida Motor Vehicle No-Fault Law; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; revising garage liability insurance requirements for motor vehicle dealer applicants; revising minimum liability coverage requirements for motor vehicle owners or operators, etc. APPROPRIATION: \$83,651. Referred to Infrastructure and Security; Banking and Insurance; Appropriations.

**HB 395: Transportation – (Andrade)** - Revises requirements for determining salaries of secretary of DOT & assistant secretaries; revises time period during which sealed bids, proposals, or replies received by DOT are exempt from public records requirements; authorizes certain vehicles to show or display certain lights; requires certain contractors to be certified by DOT as qualified; revises financial statements required to accompany an application for certification; specifies conditions under which limitation on liability of DOT for personal injury, property damage, or death applies; authorizes Governor to suspend payment of tolls when necessary to assist emergency evacuation & override automatic reinstatement of tolls. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 452: Electric Vehicle Charging Stations – (Rodriguez)** - Requiring the Department of Transportation, in coordination with the Office of Energy within the Department of Agriculture and Consumer Services and the Florida Clean Cities Coalitions, or other appropriate entities, to develop and adopt by a specified date a master plan for electric vehicle charging stations on the state highway system, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations'

**HB 455: Traffic Offenses – (McClain)** – Similar to SB 308 by Baxley. Provides criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requires person to pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requires court to revoke the person's driver license for a minimum specified period; defines "vulnerable road user." Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee.

**HB 465: High-Speed Passenger Rail Safety – (Sirois)** – Identical to SB 676 by Mayfield. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or maintain fencing; provides for enforcement. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State.

**SB 478: Motor Vehicle Rentals – (Perry)** - Identical to HB 377 by Latvala. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Filed in the Senate. Referred to Innovation, Industry, and Technology; Banking and Insurance; Appropriations.

**HB 503: Tampa Bay Area Regional Transit Authority Governing Board – (Diamond)** – Similar to SB 368 by Rouson. Authorizes mayor's designated alternate to serve as member of board; provides membership requirements; specifies designated alternate's right to vote; authorizes members to attend meeting physically, telephonically, or electronically in order to constitute quorum; provides requirements for telephonic or electronic attendance. Filed in the House.

**SB 504: Local Government Public Construction Works – (Perry)** – Similar to HB 279 by Smith. Requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when the board is making a specified determination; prohibiting a local government from performing a project using its own services, employees, and equipment if the project requires an increase in the number of government employees or an increase in certain capital expenditures, etc. Filed in the Senate. Referred to Community Affairs; Governmental Oversight and Accountability; Rules.

**HB 533: Child Restraint Requirements – (Beltran)** – Identical to SB 158 by Perry. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House.

**HB 551: Transportation Disadvantaged – (Jenne; Co-Introducer Eskamani)** – Similar to SB 76 by Book. Requires increase & support of programs that enhance cross-county mobility for specified purposes for transportation disadvantaged; requires evaluation of multicounty or regional transportation opportunities to increase & support such programs; requires Commission for Transportation Disadvantaged to develop disability sensitivity training program & A Ride Away Program; provides program requirements; requires possession of certain identification issued by commission; requires motor vehicles used to provide transportation disadvantaged services to be equipped with cameras & GPS.. Filed in the House.

**HB 579: Public Financing of Construction Projects – (Aloupis)** – Identical to SB 178 by Rogriguez. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House.

**SB 676: High-Speed Passenger Rail Safety – (Mayfield)** – Identical to HB 465 by Sirois. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or maintain fencing; provides for enforcement. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.



*Commissioner Nick Maddox  
Chair*

**MPOAC Legislative Newsletter**  
**11/16/2019**

**Overview**

Greetings and good morning readers! We have had another week of pre-session committee meetings and it was another quiet week for transportation. You will see evidence of this in the later section of this week's newsletter when you notice very few updates in **RED**. This is not uncommon, let us take time to explore what issues are consuming the minds of our legislators. There are a lot of issues circling the capitol and a few will land on the Governor's desk, which ones we don't know today but we will have to see how this session unfolds.

There are issues that surface each year and some that are unique to this year. In previous sessions we have seen attempts to advance legislation that would ban assault weapons and high capacity magazines, water quality improvement bills and back to school tax holidays. All of those issues have come forward in this session and I doubt anyone is surprised to hear this news. We are also seeing the legislature work to further define the implementation process to restore the voting rights of those convicted of felonies, a bill to tax online sales that deliver to Florida addresses, the elimination of the Constitutional Revision Commission, and increasing the starting pay for first year teachers. These have all had their moment in the news. This week in the news was reporting about the happenings at a committee meeting this week where a bill proposing that minors must obtain written parental permission before getting an abortion was stalled by 16 amendments and many comments from the public. The volume of amendments, and comments on each amendment, took a considerable amount of time. The net effect was to run out the clock on the meeting so that a vote could not be taken to advance this bill. Odds-on betting call for this bill to be presented again in committee at the December 9<sup>th</sup> pre-session week. As expected, there are other issues working their way through the capitol, the issues mentioned above are the bigger issues and with a relative degree of certainty, we will have other headline grabbing issues as the session proceeds. Each of these topics can be, and have been, contentious. It is this collection of matters that have overshadowed our interests in transportation. As I have stated before, not being in the spotlight can be a good thing. We want the transportation budget to be funded at the level the department requested, \$9.9 B, and to allow our transportation professionals to implement the best mobility solutions for Florida and her visitors. Right now, it looks like we are in a good place.

The schedule of pre-session committee weeks is shown on the following page along with key dates for the 2020 Florida Legislative Session. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news. A few new bills have been filed, many more will be filed over the coming months. Your MPOAC Legislative Update will keep you apprised of newly filed bills and changes to existing bills.

Grab a cup of coffee and enjoy this edition of the MPOAC Legislative Update.

## Important Dates for the 2020 Legislative Session

- August 01, 2019 – Deadline for filing claim bills.
- November 22, 2019 - Deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills.
- January 10, 2020 - Deadline for approving final drafts of general bills and joint resolutions, including companion bills.
- January 14, 2020 - Regular Session convenes, deadline for filing bills for introduction.
- February 29, 2020 - All bills are immediately certified, motion to reconsider made and considered the same day.
- March 03, 2020 – 50<sup>th</sup> day of Session. Last day for regularly scheduled committee meetings.
- March 13, 2020 – 60<sup>th</sup> day - Last day of Regular Session.

## Committee Meeting schedule prior to the official Legislative Session beginning on January 14th

September 2019 - Week of the 9<sup>th</sup> – Legislative Budget Committee Meets  
September 2019 - Week of the 16<sup>h</sup>  
October 2019 - Week of the 14th  
October 2019 - Week of the 21st  
November 2019 - Week of the 4th  
November 2019 – Week of the 12th  
December 2019 - Week of the 9th

## Legislation of interest to the membership

This is a summary of transportation related bills filed and published on the legislature's website as of November 15, 2019. More bills will be filed during the 2020 session and as they are made available the newly filed transportation bills will be added to this list. The bills are listed in numerical order for your convenience. As the session progresses and the number of bills tracked in this newsletter grows, this ordering of bills will make it easier to follow the status of any bill you are tracking. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news.

**HB 37: School Bus Safety – (Zika; Co-Introducers: DiDeglie; Grieco)** – Identical Bill SB 290 by Hooper. Revises civil penalties for certain violations relating to stopping for a school bus. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 76: Transportation Disadvantaged – (Book)** – Similar to HB 551 by Jenne. Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost-effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 126: Sales and Use Tax – (Gruters; Co-Introducers: Hooper; Gainer; Baxley; Perry; Harrell; Albriton)** – Similar to HB 159 by Clemons. Revising the definition of the term “retail sale”; renaming the term “mail order sale” to “remote sale” and revising the definition; revising conditions under which certain dealers are subject to sales tax levies and collection; providing that certain marketplace providers are subject to registration, collection, and remittance requirements for sales taxes, etc. This bill will require a sales tax to be collected on online purchases that are delivered to a Florida address and the bill requires that both a state sales tax and the local option surtaxes to be collected by online retailers. Referred to Commerce and Tourism; Finance and Tax; Appropriations. Favorable by Commerce and Tourism; YEAS 5 NAYS 0. Now in Finance and Tax.

**HB 133: Towing and Immobilizing Vehicles and Vessels – (McClain)** – Authorizes local governments to enact rates to tow vessels on private property & remove & store vessels; prohibits counties or municipalities from enacting ordinances that impose costs or penalties on owners, persons in control, or lienholders of vehicles or vessels or that require wrecker operators or towing businesses to accept specified form of payment; authorizes persons to place liens on vehicles or vessels to recover fees or charges; removes requirement regarding notices & signs concerning towing or removal of vehicles & vessels & liability for attorney fees; authorizes court to award damages, attorney fees, & court costs in certain cases. Filed in the House. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 10/23/19, 9:00 am, 12 HOB. Favorable by Local, Federal and Veterans Affairs Subcommittee; YEAS 9 NAYS 5. Now in Business and Professions Subcommittee.

**SB 158: Child Restraint Requirements – (Perry)** – Identical Bill HB 533 by Beltran. Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Children, Families, and Elder Affairs; Infrastructure and Security; Rules. Favorable by Children, Families, and Elder Affairs; YEAS 6, NAYS 0. Now in Infrastructure and Security.

**HB 159: Sales and Use Tax – (Clemons)** – Similar to SB 126 by Gruters. Revises conditions under which certain dealers are subject to sales tax; deletes exemption for certain dealers from collecting local option surtaxes; provides that certain marketplace providers are subject to registration, collection, & remittance requirements for sales taxes; requires marketplace providers to provide certification to marketplace sellers; specifies requirements for marketplace sellers; requires marketplace providers to allow DOR to audit books & records; provides that marketplace seller is liable for sales tax collection & remittance; authorizes marketplace providers & marketplace sellers to enter into agreements to recover certain taxes, interest, & penalties; grants DOR settlement & compromise authority for marketplace sales; deletes authority of DOR to negotiate collection allowance with certain dealers. Referred to Ways and Means Committee; Commerce Committee; Appropriations Committee.

**SB 178: Public Financing of Construction Projects – (Rodriguez)** – Identical to HB 579 by Aloupis. Prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study; requiring the Department of Environmental Protection to develop by rule a standard for such studies; requiring the department to enforce certain requirements and to adopt rules, etc. Referred to Environment and Natural Resources; Infrastructure and Security; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations. Favorable by Environment and Natural Resources; YEAS 5 NAYS 0. Now in Infrastructure and Security.

**HB 179: Safety Belt Usage – (Slosberg)** – Requires each passenger in a motor vehicle or autocycle to be restrained by a safety belt or child restraint device. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 216: Assistance for Micro Businesses – (Rodriguez)** – Authorizing certain local governments to set aside up to a specified percentage of funds for procuring personal property and services for the purpose of entering into contracts with micro businesses; providing eligibility for micro businesses under the Microfinance Loan Program; providing eligibility for micro businesses under the Department of Transportation’s highway project business development program, etc. Referred to Innovation, Industry, and Technology; Infrastructure and Security; Appropriations.

**HB 249: Use of Wireless Communications Devices While Driving – (Slosberg)** - Revises short title & legislative intent; prohibits operation of motor vehicle while holding or touching wireless communications device; provides exceptions; revises circumstances under which certain information may be admissible as evidence in proceeding to determine whether violation has been committed; revises procedures for collection & reporting by DHSMV of information recorded on citation; conforms provisions relating to use of wireless communications devices in school & work zones. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**HB 279: Local Government Public Construction Works – (Smith, D.; Co-Introducers: Sabatini)** - Similar to SB 504 by Perry. Requires local governing board to consider estimated costs of certain projects when making specified determination; requires local government that performs project using its own services, employees, & equipment to disclose costs of project after completion to Auditor General; requires Auditor General to review such disclosures as part of routine audits of local governments. Referred to Oversight, Transparency and Public Management Subcommittee; Business and Professions Subcommittee; State Affairs Committee.

**SB 290: School Bus Safety – (Zika; Co-Introducers: DiDeglie; Grieco)** – Identical Bill HB 37 by Zika. Revises civil penalties for certain violations relating to stopping for a school bus. Filed in the Senate. Referred to Infrastructure and Security; Judiciary; Rules.

**SB 308: Traffic Offenses – (Baxley)** – Similar to HB 455 by McClain. Citing this act as the "Vulnerable Road User Act"; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person who commits the moving violation pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person’s driver license for a minimum specified period, etc. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 368: Tampa Bay Area Regional Transit Authority – (Rouson)** - Similar to HB 503 by Diamond. Authorizing certain mayors who are members of the governing board of the Tampa Bay Area Regional Transit Authority to appoint a designee to attend a board meeting to act in his or her place with full voting rights on all issues; requiring the designee to be an elected official of the governing body of the mayor’s municipality, etc. Referred to Infrastructure and Security; Community Affairs; Rules.

**HB 377: Motor Vehicle Rentals – (Latvala)** - Identical to SB 478 by Perry. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; State Affairs Committee.

**SB 378: Motor Vehicle Insurance – (Lee)** - Repealing provisions which comprise the Florida Motor Vehicle No-Fault Law; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; revising garage liability insurance requirements for motor vehicle dealer applicants; revising minimum liability coverage requirements for motor vehicle owners or operators, etc. APPROPRIATION: \$83,651. Referred to Infrastructure and Security; Banking and Insurance; Appropriations.

**HB 395: Transportation – (Andrade)** - Revises requirements for determining salaries of secretary of DOT & assistant secretaries; revises time period during which sealed bids, proposals, or replies received by DOT are exempt from public records requirements; authorizes certain vehicles to show or display certain lights; requires certain contractors to be certified by DOT as qualified; revises financial statements required to accompany an application for certification; specifies conditions under which limitation on liability of DOT for personal injury, property damage, or death applies; authorizes Governor to suspend payment of tolls when necessary to assist emergency evacuation & override automatic reinstatement of tolls. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 452: Electric Vehicle Charging Stations – (Rodriguez)** - Requiring the Department of Transportation, in coordination with the Office of Energy within the Department of Agriculture and Consumer Services and the Florida Clean Cities Coalitions, or other appropriate entities, to develop and adopt by a specified date a master plan for electric vehicle charging stations on the state highway system, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations

**HB 455: Traffic Offenses – (McClain)** – Similar to SB 308 by Baxley. Provides criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requires person to pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requires court to revoke the person’s driver license for a minimum specified period; defines “vulnerable road user.” Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee.

**HB 465: High-Speed Passenger Rail Safety – (Sirois)** – Identical to SB 676 by Mayfield. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or

maintain fencing; provides for enforcement. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State.

**SB 478: Motor Vehicle Rentals – (Perry)** - Identical to HB 377 by Latvala. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Filed in the Senate. Referred to Innovation, Industry, and Technology; Banking and Insurance; Appropriations.

**HB 503: Tampa Bay Area Regional Transit Authority Governing Board – (Diamond)** – Similar to SB 368 by Rouson. Authorizes mayor's designated alternate to serve as member of board; provides membership requirements; specifies designated alternate's right to vote; authorizes members to attend meeting physically, telephonically, or electronically in order to constitute quorum; provides requirements for telephonic or electronic attendance. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; State Affairs Committee.

**SB 504: Local Government Public Construction Works – (Perry)** – Similar to HB 279 by Smith. Requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when the board is making a specified determination; prohibiting a local government from performing a project using its own services, employees, and equipment if the project requires an increase in the number of government employees or an increase in certain capital expenditures, etc. Filed in the Senate. Referred to Community Affairs; Governmental Oversight and Accountability; Rules.

**HB 533: Child Restraint Requirements – (Beltran)** – Identical to SB 158 by Perry. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Children, Families and Seniors Subcommittee; State Affairs Committee.

**HB 551: Transportation Disadvantaged – (Jenne; Co-Introducer Eskamani)** – Similar to SB 76 by Book. Requires increase & support of programs that enhance cross-county mobility for specified purposes for transportation disadvantaged; requires evaluation of multicounty or regional transportation opportunities to increase & support such programs; requires Commission for Transportation Disadvantaged to develop disability sensitivity training program & A Ride Away Program; provides program requirements; requires possession of certain identification issued by commission; requires motor vehicles used to provide transportation disadvantaged services to be equipped with cameras & GPS.. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**HB 579: Public Financing of Construction Projects – (Aloupis)** – Identical to SB 178 by Rogriguez. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House. Referred to Agriculture and Natural Resources Subcommittee; Appropriations Committee; State Affairs Committee

**SB 676: High-Speed Passenger Rail Safety – (Mayfield)** – Identical to HB 465 by Sirois. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or maintain fencing; provides for enforcement. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

*Commissioner Nick Maddox  
Chair*

## **MPOAC Legislative Newsletter**

### **12/14/2019**

#### **Overview**

Greetings and good morning readers! We have had another week of pre-session committee meetings and quite a few new transportation bills have been filed which are covered in your newsletter. The bills shown in your last edition of the newsletter have not moved much, the emphasis seems to have been on new bills being filed. We have added fourteen (14) new bills to our tracking and they range all over the transportation spectrum. A few specialty bills filed and not listed in your newsletter have been noticed by MPOAC. These bills are limited in scope to local areas and I have reached out to the affected MPOs so that they are aware of these specific bills. Since these bills are of importance to local areas but are not of a statewide relevance, MPOAC will not be covering them in the MPOAC Legislative Newsletter. If you are reading the newsletter and know of a bill affecting your area, be comforted by the fact that your MPO staff is aware. There are a number of bills we will need to watch this session and each will be tracked in the last section of the newsletter. As each week progresses, certain bills will be highlighted in the front section of newsletter giving you a more detailed description and talking about the impacts of the particular bill.

As we watch the technology landscape change the way we view transportation, it is no surprise that bills have been filed which reflect the growing presence of electric motors in personal transportation. Three bills related to charging of electric vehicles have been filed thus far. These bills aim to create and promote a network of charging stations across our beautiful state so that travelers may eventually cross Florida, moving easily from one charging station to another just as gasoline powered cars do now with fueling stations. As I have traveled the state I have commonly heard the concerns related to electric vehicle range anxiety and this seems to be a barrier to many individuals purchasing an electric vehicle versus a traditional gasoline powered auto. The bills filed aim to resolve this issue and we appreciate the forward-thinking nature of these legislators and their bills. We have to pause and remember that no issue stands alone. One impact of wide-spread use of electric vehicles will be the decline of revenues to the transportation trust fund. The transportation trust fund generates income through the sale of combustible fuels, electric vehicles do not contribute to the transportation trust fund through the purchase of fuels. To be fair, all vehicles including electric vehicles, contribute to the transportation trust fund through their registration fees but this is just one part of transportation revenues and registration fees alone will not support our transportation system. We certainly could have a lengthy chat about the positive effects that widespread use of electric vehicles will create. The intent here is not to create a contentious debate, that is not the direction we want to go. Instead let us carefully consider how we will meet our future transportation needs and how we will pay for those improvements while advancing technology that can help us. Going forward the transportation community and law makers will need to judiciously address the funding side of this equation. Our hope is to fully fund transportation while simultaneously not hindering the ability of electric autos to become a prominent part of the vehicle fleet.

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*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)

Another bill in the electric realm was filed related to the use of electric bikes on our system (SB 1148). The bill will allow electric bikes to go anywhere a non-electric bike can go. Electric bikes offer a mobility solution and a specialty niche for transportation. As this bill is brought to committees we will have to look at this bill and consider the safety implications that may be created. The bill is moving us in a good direction for Florida, after all, who wants to pedal a bike in a suit in July? Not in Florida.

This is the last pre-session week of committees, the legislators head for home and the holidays. The regular session begins on January 14<sup>th</sup> and the activity in our capitol will begin again. The schedule of pre-session committee weeks is shown below along with key dates for the 2020 Florida Legislative Session. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news. A few new bills have been filed, many more will be filed over the coming months. Your MPOAC Legislative Update will keep you apprised of newly filed bills and changes to existing bills.

Grab a cup of coffee and enjoy this edition of the MPOAC Legislative Update.

### **Important Dates for the 2020 Legislative Session**

- August 01, 2019 – Deadline for filing claim bills.
- November 22, 2019 - Deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills.
- January 10, 2020 - Deadline for approving final drafts of general bills and joint resolutions, including companion bills.
- January 14, 2020 - Regular Session convenes, deadline for filing bills for introduction.
- February 29, 2020 - All bills are immediately certified, motion to reconsider made and considered the same day.
- March 03, 2020 – 50<sup>th</sup> day of Session. Last day for regularly scheduled committee meetings.
- March 13, 2020 – 60<sup>th</sup> day - Last day of Regular Session.

### **Committee Meeting schedule prior to the official Legislative Session beginning on January 14th**

September 2019 - Week of the 9<sup>th</sup> – Legislative Budget Committee Meets  
September 2019 - Week of the 16<sup>h</sup>  
October 2019 - Week of the 14th  
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December 2019 - Week of the 9th

## Legislation of interest to the membership

This is a summary of transportation related bills filed and published on the legislature's website as of December 13, 2019. More bills will be filed during the 2020 session and as they are made available the newly filed transportation bills will be added to this list. The bills are listed in numerical order for your convenience. As the session progresses and the number of bills tracked in this newsletter grows, this ordering of bills will make it easier to follow the status of any bill you are tracking. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news.

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**SB 76: Transportation Disadvantaged – (Book)** – Similar to HB 551 by Jenne. Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost-effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 126: Sales and Use Tax – (Gruters; Co-Introducers: Hooper; Gainer; Baxley; Perry; Harrell; Albriton)** – Similar to HB 159 by Clemons. Revising the definition of the term “retail sale”; renaming the term “mail order sale” to “remote sale” and revising the definition; revising conditions under which certain dealers are subject to sales tax levies and collection; providing that certain marketplace providers are subject to registration, collection, and remittance requirements for sales taxes, etc. This bill will require a sales tax to be collected on online purchases that are delivered to a Florida address and the bill requires that both a state sales tax and the local option surtaxes to be collected by online retailers. Referred to Commerce and Tourism; Finance and Tax; Appropriations. **Favorable by Commerce and Tourism; YEAS 5 NAYS 0. Now in Finance and Tax.**

**HB 133: Towing and Immobilizing Vehicles and Vessels – (McClain)** – Authorizes local governments to enact rates to tow vessels on private property & remove & store vessels; prohibits counties or municipalities from enacting ordinances that impose costs or penalties on owners, persons in control, or lienholders of vehicles or vessels or that require wrecker operators or towing businesses to accept specified form of payment; authorizes persons to place liens on vehicles or vessels to recover fees or charges; removes requirement regarding notices & signs concerning towing or removal of vehicles & vessels & liability for attorney fees; authorizes court to award damages, attorney fees, & court costs in certain cases. Filed in the House. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 10/23/19, 9:00 am, 12 HOB. **Favorable by Local, Federal and Veterans Affairs Subcommittee; YEAS 9 NAYS 5. Now in Business and Professions Subcommittee. Favorable by Business and Professions Subcommittee; YEAS 10 NAYS 2.**

**SB 158: Child Restraint Requirements – (Perry)** – Identical Bill HB 533 by Beltran.

Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc.

Referred to Children, Families, and Elder Affairs; Infrastructure and Security; Rules. Favorable by Children, Families, and Elder Affairs; YEAS 6, NAYS 0. Now in Infrastructure and Security.

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**HB 179: Safety Belt Usage – (Slosberg)** – Requires each passenger in a motor vehicle or autocycle to be restrained by a safety belt or child restraint device. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 216: Assistance for Micro Businesses – (Rodriguez)** – Authorizing certain local governments to set aside up to a specified percentage of funds for procuring personal property and services for the purpose of entering into contracts with micro businesses; providing eligibility for micro businesses under the Microfinance Loan Program; providing eligibility for micro businesses under the Department of Transportation’s highway project business development program, etc. Referred to Innovation, Industry, and Technology; Infrastructure and Security; Appropriations.

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**HB 279: Local Government Public Construction Works – (Smith, D.; Co-Introducers: Sabatini)** - Similar to SB 504 by Perry. Requires local governing board to consider estimated costs of certain projects when making specified determination; requires local government that performs project using its own services, employees, & equipment to disclose costs of project after completion to Auditor General; requires Auditor General to review such disclosures as part of routine audits of local governments. Referred to Oversight, Transparency and Public Management Subcommittee; Business and Professions Subcommittee; State Affairs Committee.

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**HB 377: Motor Vehicle Rentals – (Latvala)** - Identical to SB 478 by Perry. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; State Affairs Committee.

**SB 378: Motor Vehicle Insurance – (Lee)** – **Similar to HB 771 by Grall.** Repealing provisions which comprise the Florida Motor Vehicle No-Fault Law; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; revising garage liability insurance requirements for motor vehicle dealer applicants; revising minimum liability coverage requirements for motor vehicle owners or operators, etc. APPROPRIATION: \$83,651. Referred to Infrastructure and Security; Banking and Insurance; Appropriations.

**HB 395: Transportation – (Andrade)** - **Similar to SB 1172 by Albritton.** Revises requirements for determining salaries of secretary of DOT & assistant secretaries; revises time period during which sealed bids, proposals, or replies received by DOT are exempt from public records requirements; authorizes certain vehicles to show or display certain lights; requires certain contractors to be certified by DOT as qualified; revises financial statements required to

accompany an application for certification; specifies conditions under which limitation on liability of DOT for personal injury, property damage, or death applies; authorizes Governor to suspend payment of tolls when necessary to assist emergency evacuation & override automatic reinstatement of tolls. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 452: Electric Vehicle Charging Stations – (Rodriguez)** - Identical to HB 943 by Daley. Similar to SB 7018 – Committee Bill. Requiring the Department of Transportation, in coordination with the Office of Energy within the Department of Agriculture and Consumer Services and the Florida Clean Cities Coalitions, or other appropriate entities, to develop and adopt by a specified date a master plan for electric vehicle charging stations on the state highway system, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations’

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**HB 503: Tampa Bay Area Regional Transit Authority Governing Board – (Diamond)** – Similar to SB 368 by Rouson. Authorizes mayor's designated alternate to serve as member of board; provides membership requirements; specifies designated alternate's right to vote; authorizes members to attend meeting physically, telephonically, or electronically in order to constitute quorum; provides requirements for telephonic or electronic attendance. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; State Affairs Committee.

**SB 504: Local Government Public Construction Works – (Perry)** – Similar to HB 279 by Smith. Requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when the board is making a specified determination; prohibiting a local government from performing a project using its own services, employees, and equipment if the project requires an increase in the number of government employees or an increase in certain capital expenditures, etc. Filed in the Senate. Referred to Community Affairs; Governmental Oversight and Accountability; Rules. **Favorable by Community Affairs; YEAS 5 NAYS 0. Now in Governmental Oversight and Accountability.**

**HB 533: Child Restraint Requirements – (Beltran)** – Identical to SB 158 by Perry. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Children, Families and Seniors Subcommittee; State Affairs Committee.

**HB 551: Transportation Disadvantaged – (Jenne; Co-Introducer Eskamani)** – Similar to SB 76 by Book. Requires increase & support of programs that enhance cross-county mobility for specified purposes for transportation disadvantaged; requires evaluation of multicounty or regional transportation opportunities to increase & support such programs; requires Commission for Transportation Disadvantaged to develop disability sensitivity training program & A Ride Away Program; provides program requirements; requires possession of certain identification issued by commission; requires motor vehicles used to provide transportation disadvantaged services to be equipped with cameras & GPS.. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**HB 579: Public Financing of Construction Projects – (Aloupis)** – Identical to SB 178 by Rogriguez. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House. Referred to Agriculture and Natural Resources Subcommittee; Appropriations Committee; State Affairs Committee

**HB 585: Pay-for-success Contracts – (Ausley)** – Identical to SB 1182 by Montford. Authorizing a state agency to enter into a pay-for-success contract with a private entity under certain conditions, subject to an appropriation and specified language in the General Appropriations Act; authorizing cancellation of the contract under specified circumstances; specifying services and programs eligible for funding under the contract; prohibiting a private entity from viewing or receiving certain information that is otherwise confidential and exempt from public records requirements, etc. Referred to Oversight, Transparency and Public Management Subcommittee; Appropriations Committee; State Affairs Committee.

**HB 657: Transportation Network Companies – (Plasencia)** – Authorizes person to establish TNC account & add authorized users to such account; provides requirements; requires TNC & TNC driver to send certain notifications to person requesting prearranged ride on behalf of authorized user; allows authorized user to view notifications; prohibits authorized user from changing certain information; requires TNC to provide human trafficking awareness training & education to employees; provides training & education requirements; limits liability of TNC in cases of human trafficking; authorizes DFS to seek court order to require TNC to comply with certain provisions; provides legislative intent & construction.. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee.

**SB 676: High-Speed Passenger Rail Safety – (Mayfield)** – Identical to HB 465 by Sirois. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or maintain fencing; provides for enforcement. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**HB 771: Motor Vehicle Insurance – (Grall)** – Similar to SB 378 by Lee. Repeals provisions relating Florida Motor Vehicle No-Fault Law; revises garage liability insurance requirements; revises minimum coverage requirements for proof of financial responsibility for motor vehicles; revises amount of certificate of deposit required to elect certain method of proof of financial responsibility; revises excess liability coverage requirements; revises financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; revises coverages of motor vehicle policy which are subject to stacking prohibition; revises insurance requirements for transportation network company drivers. APPROPRIATION: \$83,651. Filed in House.

**HB 829: Express Lanes – (Avila)** – Similar to SB 1090 by Diaz. Prohibits S.R. 826 from having any express lane or toll; requires express lanes that exist on such road to be immediately opened to public; requires tolls that exist on such road to be immediately removed; prohibits charges from being imposed for use of such road. Filed in House.

**HB 915: Commercial Service Airports – (Avila)** – Directs Auditor General to conduct specified audits of large-hub commercial service airports; requires governing bodies of such airports to comply with certain financial disclosure requirements; requires governing body of municipality, county, or special district that operates commercial service airport to establish & maintain website & post certain information; requires such airports to comply with certain contracting requirements; requires governing body members & employees of such airports to comply with certain ethics requirements; requires governing body members to complete annual ethics training; requires annual reports to DOT, Governor, & Legislature; prohibits expenditure of certain funds unless specified conditions are met. Filed in House

**HB 943: Electric Vehicle Charging Stations – (Daley)** – Identical to SB 452 by Rodriguez. Comparable to SB 7012 by Infrastructure and Security Committee. Defines "master plan for electric vehicle charging stations" or "master plan"; requires DOT, in coordination with Office of Energy within DACS & Florida Clean Cities Coalitions, or other appropriate entities, to develop & adopt by specified date master plan for electric vehicle charging stations on state highway system; specifies goals & objectives of master plan; requires master plan to be updated annually by specified date. Filed in House.

**SB 1090: Express Lanes – (Diaz)** – Similar to HB 829 by Avila. Prohibiting express lanes and tolls on a specified state road; requiring the Department of Transportation to remove all existing express lanes and the imposition of tolls, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 1148: Electric Bicycles – (Brandes)** – Revising definitions relating to the Florida Uniform Traffic Control Law; requiring the driver of a vehicle overtaking an electric bicycle to pass the electric bicycle at a certain distance; expanding exceptions to a prohibition on persons driving certain vehicles on sidewalks and bicycle paths; providing electric bicycle regulations; requiring electric bicycles to comply with specified provisions of law; authorizing operators to ride electric bicycles where bicycles are allowed, etc. Referred to Infrastructure and Security; Community Affairs; Rules.

**SB 1166: Broadband Internet Service – (Albritton)** – Authorizing certain funds within the State Transportation Trust Fund to be used for certain broadband infrastructure projects within or adjacent to multiuse corridors; designating the Department of Economic Opportunity, and not the Department of Management Services, as the lead state entity to facilitate the expansion of broadband Internet service in this state; creating the Florida Office of Broadband within the Division of Community Development within the Department of Economic Opportunity, etc. Filed in Senate.

**SB 1172: Transportation – (Albritton)** – Similar to HB 395 by Andrade. Revising requirements for determining the salaries of the secretary of the Department of Transportation and assistant secretaries; requiring certain contractors to be certified by the department as qualified; specifying conditions under which the limitation on liability of the department applies for personal injury, property damage, or death; authorizing the Governor to suspend payment of tolls when necessary to assist emergency evacuation, etc. Filed in Senate.

**SB 1182: Pay-for-success Contracts – (Montford)** – Identical to HB 585 by Ausley. Authorizing a state agency to enter into a pay-for-success contract with a private entity under certain conditions, subject to an appropriation and specified language in the General Appropriations Act; authorizing cancellation of the contract under specified circumstances; specifying services and programs eligible for funding under the contract; prohibiting a private entity from viewing or receiving certain information that is otherwise confidential and exempt from public records requirements, etc. Filed in Senate.

**SB 1192: Tax on Aviation Fuel – (Gruters)** – Repealing provisions relating to definitions, the tax on aviation fuel, refunds for certain air carriers, administration of the tax, disclosure of price, distribution of proceeds, refunds to carriers, commercial air carrier registration and reporting, and a tax exemption for federal entities, etc. Filed in Senate.

**SB 1230: Electric Vehicles – (Brandes)** – Authorizing the Department of Transportation to adopt rules; requiring that certain funds be used for specified purposes relating to the Electric Vehicle Infrastructure Grant Program, beginning in specified years; requiring the department to establish the Electric Vehicle Infrastructure Grant Program; providing for the distribution of grants to certain entities to install electric vehicle charging infrastructure; providing grant requirements, etc. APPROPRIATION: \$5,000,000. Filed in Senate.

**SB 7018: Electric Vehicle Charging Stations – (Infrastructure and Security Committee)** – Comparable to SB 452 by Rodriguez and Comparable to HB 943 by Daley. Requiring the Public Service Commission, in consultation with the Department of Transportation and the Office of Energy within the Department of Agriculture and Consumer Services, to develop and recommend, by a specified date, to the Governor, the President of the Senate, and the Speaker of the House of Representatives a plan for the development of electric vehicle charging station infrastructure along the State Highway System; requiring the plan to include recommendations for legislation; authorizing the plan to include other recommendations as determined by the

commission, etc. Submitted as Committee Bill and Reported Favorably by Infrastructure and Security; YEAS 7 NAYS 0. Filed in Senate.

**SB 7020: Emergency Staging Areas – (Infrastructure and Security Committee)** – Authorizing the Department of Transportation to plan, design, and construct staging areas as part of the turnpike system for the intended purpose of staging supplies for prompt provision of assistance to the public in a declared state of emergency; requiring the department, in consultation with the Division of Emergency Management, to select sites for such areas; requiring the department to give priority consideration to placement of such staging areas in specified counties, etc. Submitted as Committee Bill and Reported Favorably by Infrastructure and Security; YEAS 7 NAYS 0. Filed in Senate.

*Commissioner Nick Maddox  
Chair*

## **MPOAC Legislative Newsletter**

### **01/18/2020**

#### Overview

Greetings and Welcome to 2020! It is good to be back with you in the new year and to be reporting the details of the first week of the full Florida Legislative Session. So, what is happening in the Legislature and in transportation? Transportation has been relatively quiet, there are a couple of bills we are watching and I have highlighted them in next couple of paragraphs. The hot button issues facing the legislature at this time are gun control proposals, parental consent for minors seeking abortions, debates about how to define and address racially biased groups, voting rights and some other issues bubbling around. To touch on a couple of these issues I will mention the bill which would close the gun show loophole as it is known and in Florida passing anything that resembles gun control is difficult. That has not been a characteristic of Florida in years past, however this year may be different. We will see. The bill requiring minors to obtain parental consent prior to getting an abortion has been a big debate and the bill is advancing. This will suck the oxygen from the session as will the gun show bill. If both bills pass early, then there may be renewed focus on other topic areas. For now let's see what comes from the spotlight issues and enjoy not being the center of attention.

The first transportation bill to highlight in this week's newsletter is from Representative Fetterhoff. The bill is HB 1315 and it is a general transportation bill. The content of the bill cleans up statutory language to make the operations of Florida DOT easier, more sensible and efficient. There is one provision in the bill that advances the submittal date of the MPO project priorities from October 1<sup>st</sup> to August 1<sup>st</sup>. I emailed the MPOs to ask if this would create difficulties in the MPO schedules and operations. The answer was universally NO, no difficulties and in fact many MPOs are already submitting their project lists prior to August 1<sup>st</sup> annually.

**I ask that you support HB 1315 and request your legislative delegation to support this bill as it is written now.** It can be amended and we will evaluate each amendment as they appear. Expect a Senate companion bill soon, when it is filed I will send out an email notifying you.

The second set of bills I want to highlight this week is from Representative Fine in the House and Senator Perry in the Senate and it relates to traffic safety. The bills are HB 1371 and SB 1000. These two bills will require a mid-block crossing to have flashing signals installed or remove the mid-block crossing. Florida has a reputation of injuring and killing our pedestrians and cyclists, known as vulnerable road users, at a higher rate than other states. We could go into a deep dive on the reasons why such as having a climate that is conducive to year-round cycling, etc. That is not the purpose of these bills or my writing about these two bills. The bills are the direct result of a 12-year-old who was hit by a car at a mid-block crossing that was not signalized. We will never oppose traffic safety, it is a priority of MPOAC and the MPOs to make our system safer for our residents and visitors. The concern here is in the cost of implementing the bill if passed. We will work with the sponsors

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*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)

to find a way to make our system safer and work within the limited amounts of funds we have available to spend. Through data analysis we can determine the best way to apply our limited dollars to insure the greatest safety for our residents and visitors. To apply signalization at every mid-block crossing would probably exceed the annual budget of many counties and cities. The bill is aiming to do the right thing and safety is not wrong, we need to focus this bill a bit.

The last set of bills we will cover in this week's newsletter is SB 1192 by Senator Gruters and HB 6061. These bills will repeal the aviation fuel tax which is used to fund improvements to our public airports in Florida. Senator Gruters is also the Chair of the Republican Party of Florida which makes him a very powerful man. It will hard for members of the Senate to vote against this bill given the statewide position that Senator Gruters holds. On the other hand, our airports like any transportation facility need to be maintained and improved. This bill, if passed, could have a significant negative impact on airports.

The regular session began on January 14<sup>th</sup> and our capitol is a busy place once again. Bills appearing before a committee are shown in the bill details in **RED**. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news. A lot of new bills have been filed since the last newsletter, expect more to be filed over the remainder of the session. Your MPOAC Legislative Update will keep you apprised of newly filed bills and changes to existing bills.

Grab a cup of coffee and enjoy this edition of the MPOAC Legislative Update.

### **Important Dates for the 2020 Legislative Session**

- August 01, 2019 – Deadline for filing claim bills.
- November 22, 2019 - Deadline for submitting requests for drafts of general bills and joint resolutions, including requests for companion bills.
- January 10, 2020 - Deadline for approving final drafts of general bills and joint resolutions, including companion bills.
- January 14, 2020 - Regular Session convenes, deadline for filing bills for introduction.
- February 29, 2020 - All bills are immediately certified, motion to reconsider made and considered the same day.
- March 03, 2020 – 50<sup>th</sup> day of Session. Last day for regularly scheduled committee meetings.
- March 13, 2020 – 60<sup>th</sup> day - Last day of Regular Session.

## Legislation of interest to the membership

This is a summary of transportation related bills filed and published on the legislature's website as of January 17, 2020. More bills will be filed during the 2020 session and as they are made available the newly filed transportation bills will be added to this list. The bills are listed in numerical order for your convenience. As the session progresses and the number of bills tracked in this newsletter grows, this ordering of bills will make it easier to follow the status of any bill you are tracking. All new bills and any updates to bills shown below will be shown in **RED** so you can quickly distinguish between updates and old news.

**HB 37: School Bus Safety – (Zika; Co-Introducers: DiDeglie; Grieco)** – Identical Bill SB 290 by Hooper. Revises civil penalties for certain violations relating to stopping for a school bus. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. Favorable by Transportation and Infrastructure Subcommittee; YEAS 13 NAYS 0. Now in Transportation and Tourism Appropriations Subcommittee. **Favorable by Transportation and Tourism Appropriations Subcommittee; YEAS 10 NAYS 0. Now in State Affairs Committee.**

**SB 76: Transportation Disadvantaged – (Book)** – Similar to HB 551 by Jenne. Requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost-effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; requiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 126: Sales and Use Tax – (Gruters; Co-Introducers: Hooper; Gainer; Baxley; Perry; Harrell; Albriton)** – Similar to HB 159 by Clemons. Revising the definition of the term “retail sale”; renaming the term “mail order sale” to “remote sale” and revising the definition; revising conditions under which certain dealers are subject to sales tax levies and collection; providing that certain marketplace providers are subject to registration, collection, and remittance requirements for sales taxes, etc. This bill will require a sales tax to be collected on online purchases that are delivered to a Florida address and the bill requires that both a state sales tax and the local option surtaxes to be collected by online retailers. Referred to Commerce and Tourism; Finance and Tax; Appropriations. Favorable by Commerce and Tourism; YEAS 5 NAYS 0. Now in Finance and Tax.

**HB 133: Towing and Immobilizing Vehicles and Vessels – (McClain)** – **Similar to SB 1332 by Hooper.** Authorizes local governments to enact rates to tow vessels on private property & remove & store vessels; prohibits counties or municipalities from enacting ordinances that impose costs or penalties on owners, persons in control, or lienholders of vehicles or vessels or that require wrecker operators or towing businesses to accept specified form of payment; authorizes persons to place liens on vehicles or vessels to recover fees or charges; removes requirement regarding notices & signs concerning towing or removal of vehicles & vessels & liability for attorney fees; authorizes court to award damages, attorney fees, & court costs in certain cases. Filed in the House. On Committee agenda-- Local, Federal and Veterans Affairs Subcommittee, 10/23/19, 9:00 am, 12 HOB. Favorable by Local, Federal and Veterans Affairs Subcommittee; YEAS 9 NAYS 5. Now in Business and Professions Subcommittee. Favorable

by Business and Professions Subcommittee; YEAS 10 NAYS 2. **Now in State Affairs Committee**

**SB 158: Child Restraint Requirements – (Perry)** – Identical Bill HB 533 by Beltran. Increasing the age of children for whom operators of motor vehicles must provide protection by using a crash-tested, federally approved child restraint device; increasing the age of children for whom a separate carrier, an integrated child seat, or a child booster seat may be used, etc. Referred to Children, Families, and Elder Affairs; Infrastructure and Security; Rules. Favorable by Children, Families, and Elder Affairs; YEAS 6, NAYS 0. Now in Infrastructure and Security. **On Committee agenda-- Infrastructure and Security, 01/21/20, 4:30 pm, 110 Senate Building**

**HB 159: Sales and Use Tax – (Clemons)** – Similar to SB 126 by Gruters. Revises conditions under which certain dealers are subject to sales tax; deletes exemption for certain dealers from collecting local option surtaxes; provides that certain marketplace providers are subject to registration, collection, & remittance requirements for sales taxes; requires marketplace providers to provide certification to marketplace sellers; specifies requirements for marketplace sellers; requires marketplace providers to allow DOR to audit books & records; provides that marketplace seller is liable for sales tax collection & remittance; authorizes marketplace providers & marketplace sellers to enter into agreements to recover certain taxes, interest, & penalties; grants DOR settlement & compromise authority for marketplace sales; deletes authority of DOR to negotiate collection allowance with certain dealers. Referred to Ways and Means Committee; Commerce Committee; Appropriations Committee.

**SB 178: Public Financing of Construction Projects – (Rodriguez)** – Identical to HB 579 by Aloupis. Prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study; requiring the Department of Environmental Protection to develop by rule a standard for such studies; requiring the department to enforce certain requirements and to adopt rules, etc. Referred to Environment and Natural Resources; Infrastructure and Security; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations. Favorable by Environment and Natural Resources; YEAS 5 NAYS 0. Now in Infrastructure and Security. Favorable CS by Infrastructure and Security; YEAS 7 NAYS 0. Now in Appropriations Subcommittee on Agriculture, Environment, and General Government.

**HB 179: Safety Belt Usage – (Slosberg)** – Requires each passenger in a motor vehicle or autocycle to be restrained by a safety belt or child restraint device. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 216: Assistance for Micro Businesses – (Rodriguez)** – Authorizing certain local governments to set aside up to a specified percentage of funds for procuring personal property and services for the purpose of entering into contracts with micro businesses; providing eligibility for micro businesses under the Microfinance Loan Program; providing eligibility for micro businesses under the Department of Transportation's highway project business development program, etc. Referred to Innovation, Industry, and Technology; Infrastructure and Security; Appropriations.

**HB 249: Use of Wireless Communications Devices While Driving – (Slosberg)** - Revises short title & legislative intent; prohibits operation of motor vehicle while holding or touching wireless communications device; provides exceptions; revises circumstances under which certain information may be admissible as evidence in proceeding to determine whether violation has been committed; revises procedures for collection & reporting by DHSMV of information

recorded on citation; conforms provisions relating to use of wireless communications devices in school & work zones. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**HB 279: Local Government Public Construction Works – (Smith, D.; Co-Introducers:**

**Sabatini)** - Similar to SB 504 by Perry. Requires local governing board to consider estimated costs of certain projects when making specified determination; requires local government that performs project using its own services, employees, & equipment to disclose costs of project after completion to Auditor General; requires Auditor General to review such disclosures as part of routine audits of local governments. Referred to Oversight, Transparency and Public Management Subcommittee; Business and Professions Subcommittee; State Affairs Committee. **On Committee agenda-- Infrastructure and Security, 01/21/20, 4:30 pm, 110 Senate Building**

**SB 290: School Bus Safety – (Zika; Co-Introducers: DiDeglie; Grieco)**

– Identical Bill HB 37 by Zika. Revises civil penalties for certain violations relating to stopping for a school bus. Filed in the Senate. Referred to Infrastructure and Security; Judiciary; Rules. **On Committee agenda-- Infrastructure and Security, 01/21/20, 4:30 pm, 110 Senate Building**

**SB 308: Traffic Offenses – (Baxley)**

– Similar to HB 455 by McClain. Citing this act as the "Vulnerable Road User Act"; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person who commits the moving violation pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person's driver license for a minimum specified period, etc. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 368: Tampa Bay Area Regional Transit Authority – (Rouson)**

- Similar to HB 503 by Diamond. Authorizing certain mayors who are members of the governing board of the Tampa Bay Area Regional Transit Authority to appoint a designee to attend a board meeting to act in his or her place with full voting rights on all issues; requiring the designee to be an elected official of the governing body of the mayor's municipality, etc. Referred to Infrastructure and Security; Community Affairs; Rules.

**HB 377: Motor Vehicle Rentals – (Latvala)**

- Identical to SB 478 by Perry. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Referred to Transportation and Infrastructure Subcommittee; Ways and Means Committee; State Affairs Committee.

**SB 378: Motor Vehicle Insurance – (Lee)**

– Similar to HB 771 by Grall. Repealing provisions which comprise the Florida Motor Vehicle No-Fault Law; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; revising garage liability insurance requirements for motor vehicle dealer applicants; revising minimum liability coverage requirements for motor vehicle owners or operators, etc. APPROPRIATION: \$83,651. Referred to Infrastructure and Security; Banking and Insurance; Appropriations. **On Committee agenda-- Infrastructure and Security, 01/21/20, 4:30 pm, 110 Senate Building**

**HB 395: Transportation – (Andrade)** - Similar to SB 1172 by Albritton. Revises requirements for determining salaries of secretary of DOT & assistant secretaries; revises time period during which sealed bids, proposals, or replies received by DOT are exempt from public records requirements; authorizes certain vehicles to show or display certain lights; requires certain contractors to be certified by DOT as qualified; revises financial statements required to accompany an application for certification; specifies conditions under which limitation on liability of DOT for personal injury, property damage, or death applies; authorizes Governor to suspend payment of tolls when necessary to assist emergency evacuation & override automatic reinstatement of tolls. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 452: Electric Vehicle Charging Stations – (Rodriguez)** - Identical to HB 943 by Daley. Similar to SB 7018 – Committee Bill. Requiring the Department of Transportation, in coordination with the Office of Energy within the Department of Agriculture and Consumer Services and the Florida Clean Cities Coalitions, or other appropriate entities, to develop and adopt by a specified date a master plan for electric vehicle charging stations on the state highway system, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations’

**HB 455: Traffic Offenses – (McClain)** – Similar to SB 308 by Baxley. Provides criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requires person to pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requires court to revoke the person’s driver license for a minimum specified period; defines “vulnerable road user.” Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee.

**HB 465: High-Speed Passenger Rail Safety – (Sirois)** – Identical to SB 676 by Mayfield. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or maintain fencing; provides for enforcement. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State.

**SB 478: Motor Vehicle Rentals – (Perry)** - Identical to HB 377 by Latvala. Motor Vehicle Rentals; Requires specified surcharges to be imposed upon lease or rental of certain motor vehicle if facilitated by car-sharing service, motor vehicle rental company, or peer-to-peer vehicle-sharing program under certain circumstances; provides financial responsibility & insurance requirements; requires notification of implications of lien; provides recordkeeping requirements; provides responsibility for equipment; provides requirements relating to automobile safety recalls; provides driver license verification and retention requirements. Filed in the Senate. Referred to Innovation, Industry, and Technology; Banking and Insurance; Appropriations.

**HB 503: Tampa Bay Area Regional Transit Authority Governing Board – (Diamond)** – Similar to SB 368 by Rouson. Authorizes mayor's designated alternate to serve as member of board; provides membership requirements; specifies designated alternate's right to vote; authorizes members to attend meeting physically, telephonically, or electronically in order to

constitute quorum; provides requirements for telephonic or electronic attendance. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; State Affairs Committee.

**SB 504: Local Government Public Construction Works – (Perry)** – Similar to HB 279 by Smith. Requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when the board is making a specified determination; prohibiting a local government from performing a project using its own services, employees, and equipment if the project requires an increase in the number of government employees or an increase in certain capital expenditures, etc. Filed in the Senate. Referred to Community Affairs; Governmental Oversight and Accountability; Rules. Favorable by Community Affairs; YEAS 5 NAYS 0. Now in Governmental Oversight and Accountability. **Passed Governmental Oversight and Accountability; YEAS 5 NAYS 0. Now in Rules.**

**HB 533: Child Restraint Requirements – (Beltran)** – Identical to SB 158 by Perry. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Children, Families and Seniors Subcommittee; State Affairs Committee.

**HB 551: Transportation Disadvantaged – (Jenne; Co-Introducer Eskamani)** – Similar to SB 76 by Book. Requires increase & support of programs that enhance cross-county mobility for specified purposes for transportation disadvantaged; requires evaluation of multicounty or regional transportation opportunities to increase & support such programs; requires Commission for Transportation Disadvantaged to develop disability sensitivity training program & A Ride Away Program; provides program requirements; requires possession of certain identification issued by commission; requires motor vehicles used to provide transportation disadvantaged services to be equipped with cameras & GPS.. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. **Passed Transportation and Infrastructure Subcommittee; YEAS 15 NAYS 0. Removed reference to Transportation and Tourism Appropriations Subcommittee. Referred to State Affairs Committee. Now in State Affairs Committee.**

**HB 579: Public Financing of Construction Projects – (Aloupis)** – Identical to SB 178 by Roriguez. Requires sea level impact projection study of state-financed coastal structures before construction begins; requires DEP to develop study standards, publish studies on its website, enforce requirements, & adopt rules. Filed in the House. Referred to Agriculture and Natural Resources Subcommittee; Appropriations Committee; State Affairs Committee

**HB 585: Pay-for-success Contracts – (Ausley)** – Identical to SB 1182 by Montford. Authorizing a state agency to enter into a pay-for-success contract with a private entity under certain conditions, subject to an appropriation and specified language in the General Appropriations Act; authorizing cancellation of the contract under specified circumstances; specifying services and programs eligible for funding under the contract; prohibiting a private entity from viewing or receiving certain information that is otherwise confidential and exempt from public records requirements, etc. Referred to Oversight, Transparency and Public Management Subcommittee; Appropriations Committee; State Affairs Committee.

**HB 657: Transportation Network Companies – (Plasencia)** – Authorizes person to establish TNC account & add authorized users to such account; provides requirements; requires TNC & TNC driver to send certain notifications to person requesting prearranged ride on behalf of authorized user; allows authorized user to view notifications; prohibits authorized user from

changing certain information; requires TNC to provide human trafficking awareness training & education to employees; provides training & education requirements; limits liability of TNC in cases of human trafficking; authorizes DFS to seek court order to require TNC to comply with certain provisions; provides legislative intent & construction.. Filed in the House. Referred to Transportation and Infrastructure Subcommittee; Criminal Justice Subcommittee; State Affairs Committee. **Withdrawn.**

**SB 676: High-Speed Passenger Rail Safety – (Mayfield)** – Identical to HB 465 by Sirois. Provides for regulation of railroad companies; requires training for local emergency services under certain circumstances; provides requirements for railroad company reporting & DOT website publication; provides minimum safety standards for high-speed passenger rail; designates responsibility for maintenance of certain safety improvements; provides safety inspection requirements; requires certain fencing; provides liability for failure to construct or maintain fencing; provides for enforcement. Filed in the Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On **Committee agenda-- Infrastructure and Security, 01/21/20, 4:30 pm, 110 Senate Building.**

**HB 717: Space Florida Financing – (Sirois)** – Similar to SB 1070 by Wright. Specifies bonding provisions to which Space Florida is subject; revises powers of Space Florida regarding bond issuance; removes provisions regarding presentation of bond proposals to, & approval of bond issuance by, Governor & Cabinet; revises provisions relating to securing issuance of revenue bonds; repeals provisions relating to pledging assessments & other revenues & properties as additional security on bonds, issuance of bond anticipation notes, & short-term borrowing; revises provisions relating to lien of pledges; revises bond maturity date requirements; authorizes Space Florida to validate bonds pursuant to certain provisions. Referred to Workforce Development and Tourism Subcommittee; Ways and Means Committee; Commerce Committee. **Favorable by Workforce Development and Tourism Subcommittee; YEAS 14 NAYS 0. Now in Ways and Means Committee.**

**HB 771: Motor Vehicle Insurance – (Grall)** – Similar to SB 378 by Lee. Repeals provisions relating Florida Motor Vehicle No-Fault Law; revises garage liability insurance requirements; revises minimum coverage requirements for proof of financial responsibility for motor vehicles; revises amount of certificate of deposit required to elect certain method of proof of financial responsibility; revises excess liability coverage requirements; revises financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; revises coverages of motor vehicle policy which are subject to stacking prohibition; revises insurance requirements for transportation network company drivers. APPROPRIATION: \$83,651. Filed in House.

**HB 829: Express Lanes – (Avila)** – Similar to SB 1090 by Diaz. Prohibits S.R. 826 from having any express lane or toll; requires express lanes that exist on such road to be immediately opened to public; requires tolls that exist on such road to be immediately removed; prohibits charges from being imposed for use of such road. Filed in House.

**HB 915: Commercial Service Airports – (Avila)** – **Similar to SB 1258 by Diaz.** Directs Auditor General to conduct specified audits of large-hub commercial service airports; requires governing bodies of such airports to comply with certain financial disclosure requirements; requires governing body of municipality, county, or special district that operates commercial service airport to establish & maintain website & post certain information; requires such airports to comply with certain contracting requirements; requires governing body members & employees of such airports to comply with certain ethics requirements; requires governing body

members to complete annual ethics training; requires annual reports to DOT, Governor, & Legislature; prohibits expenditure of certain funds unless specified conditions are met. Filed in House. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee. Passed Transportation and Infrastructure Subcommittee; YEAS 14 NAYS 0. Now in Transportation and Tourism Appropriations Subcommittee. On Committee agenda-- Transportation and Tourism Appropriations Subcommittee, 01/22/20, 12:30 pm, Sumner Hall

**HB 943: Electric Vehicle Charging Stations – (Daley)** – Identical to SB 452 by Rodriguez. Comparable to SB 7012 by Infrastructure and Security Committee. Defines "master plan for electric vehicle charging stations" or "master plan"; requires DOT, in coordination with Office of Energy within DACS & Florida Clean Cities Coalitions, or other appropriate entities, to develop & adopt by specified date master plan for electric vehicle charging stations on state highway system; specifies goals & objectives of master plan; requires master plan to be updated annually by specified date. Filed in House.

**HB 951: Assaults on Specified Persons – (Beltran)** – Similar to SB 1416 by Perry. Requires public transit providers to post specified sign concerning assaulting transit operators; requires public transit providers to create & implement risk reduction program; revises reclassification of offense of assault on specified persons. Referred to Transportation and Infrastructure Subcommittee; Justice Appropriations Subcommittee; State Affairs Committee

**HB 971: Electric Bicycles – (Grant, M)** – Identical to SB 1148 by Brandes. Provides for rights & privileges of electric bicycles & operators; provides that electric bicycles are vehicles to same extent as bicycles; exempts electric bicycles & operators from specified provisions; requires certain labeling of electric bicycles; prohibits tampering with or modifying electric bicycles for certain purposes; requires electric bicycles to comply with specified provisions & operate in certain manner; authorizes operators to ride electric bicycles where bicycles are allowed; authorizes municipalities, counties, & agencies to regulate operation of electric bicycles under certain conditions. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee

**SB 1000: Traffic and Pedestrian Safety – (Perry)** – Similar to HB 1371 by Fine. Requiring a pedestrian crosswalk on a public highway, street, or road which is located at any point other than at an intersection with another public highway, street, or road to be controlled by traffic control signal devices and pedestrian control signals that conform to specified requirements; requiring, by a specified date, the entity with jurisdiction over a public highway, street, or road with a certain pedestrian crosswalk to ensure that the crosswalk is controlled by coordinated traffic control signal devices and pedestrian control signals, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 1070: Space Florida – (Wright)** – Similar to HB 717 by Sirois. Clarifying that Space Florida is subject to a specified provision of law; revising Space Florida's authorization to issue bonds; revising the revenue sources by which revenue bonds may be secured or repaid; reducing the term of years for which Space Florida may issue bonds, etc. Referred to Military and Veterans Affairs and Space; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations. On Committee agenda-- Military and Veterans Affairs and Space, 01/22/20, 8:30 am, 37 Senate Building

**SB 1090: Express Lanes – (Diaz)** – Similar to HB 829 by Avila. Prohibiting express lanes and tolls on a specified state road; requiring the Department of Transportation to remove all existing express lanes and the imposition of tolls, etc. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**SB 1148: Electric Bicycles – (Brandes)** – Identical to HB 971 by Grant. Revising definitions relating to the Florida Uniform Traffic Control Law; requiring the driver of a vehicle overtaking an electric bicycle to pass the electric bicycle at a certain distance; expanding exceptions to a prohibition on persons driving certain vehicles on sidewalks and bicycle paths; providing electric bicycle regulations; requiring electric bicycles to comply with specified provisions of law; authorizing operators to ride electric bicycles where bicycles are allowed, etc. Referred to Infrastructure and Security; Community Affairs; Rules.

**SB 1166: Broadband Internet Service – (Albritton)** – Authorizing certain funds within the State Transportation Trust Fund to be used for certain broadband infrastructure projects within or adjacent to multiuse corridors; designating the Department of Economic Opportunity, and not the Department of Management Services, as the lead state entity to facilitate the expansion of broadband Internet service in this state; creating the Florida Office of Broadband within the Division of Community Development within the Department of Economic Opportunity, etc. Filed in Senate. Referred to Commerce and Tourism; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations

**SB 1172: Transportation – (Albritton)** – Similar to HB 395 by Andrade. Revising requirements for determining the salaries of the secretary of the Department of Transportation and assistant secretaries; requiring certain contractors to be certified by the department as qualified; specifying conditions under which the limitation on liability of the department applies for personal injury, property damage, or death; authorizing the Governor to suspend payment of tolls when necessary to assist emergency evacuation, etc. Filed in Senate. Referred to Infrastructure and Security; Judiciary; Appropriations

**SB 1182: Pay-for-success Contracts – (Montford)** – Identical to HB 585 by Ausley. Authorizing a state agency to enter into a pay-for-success contract with a private entity under certain conditions, subject to an appropriation and specified language in the General Appropriations Act; authorizing cancellation of the contract under specified circumstances; specifying services and programs eligible for funding under the contract; prohibiting a private entity from viewing or receiving certain information that is otherwise confidential and exempt from public records requirements, etc. Filed in Senate. Referred to Governmental Oversight and Accountability; Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations

**SB 1192: Tax on Aviation Fuel – (Gruters)** – Comparable to HB 6061 by Roach, McClure. Repealing provisions relating to definitions, the tax on aviation fuel, refunds for certain air carriers, administration of the tax, disclosure of price, distribution of proceeds, refunds to carriers, commercial air carrier registration and reporting, and a tax exemption for federal entities, etc. Filed in Senate. Referred to Commerce and Tourism; Finance and Tax; Appropriations. Favorable by Commerce and Tourism; YEAS 4 NAYS 1. Now in Finance and Tax.

**HB 1219: Electric Vehicles – (Toledo; Slosberg)** – Similar to SB 1230 by Brandes. Requires DOT to establish Electric Vehicle Infrastructure Grant Program; provides for distribution of grants to certain entities to install electric vehicle charging infrastructure; provides grant requirements; provides requirements for equipment installed; requires DOT to review emerging research, policies, & standards; authorizes DOT to develop model plan for local governments; requires DOT to develop master plan for charging stations; provides appropriation. APPROPRIATION: \$5,000,000. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee

**SB 1230: Electric Vehicles – (Brandes)** – Authorizing the Department of Transportation to adopt rules; requiring that certain funds be used for specified purposes relating to the Electric Vehicle Infrastructure Grant Program, beginning in specified years; requiring the department to establish the Electric Vehicle Infrastructure Grant Program; providing for the distribution of grants to certain entities to install electric vehicle charging infrastructure; providing grant requirements, etc. APPROPRIATION: \$5,000,000. Filed in Senate. Referred to Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations

**HB 1239: Electric Vehicle Charging State Infrastructure – (Diamond; Daley)** – Requires PSC, in consultation with other agencies, to recommend to Governor and Legislature a plan for development of electric vehicle charging station infrastructure along State Highway System; provides goals & objectives of plan; requires PSC to file status report with Governor & Legislature by specified date. Referred to Energy and Utilities Subcommittee; Government Operations and Technology Appropriations Subcommittee; State Affairs Committee.

**SB 1258: Commercial Service Airports – (Diaz)** – Similar to HB 915 by Avila. Requiring the Auditor General to conduct specified audits of certain airports; requiring members of the governing body of a large-hub commercial service airport to comply with certain financial disclosure requirements; requiring the governing body of a municipality, county, or special district that operates a commercial service airport to establish and maintain a website; requiring commercial service airports to comply with certain contracting requirements, etc. Referred to Infrastructure and Security; Community Affairs; Rules

**HB 1315: Transportation – (Fetterhoff)** – Please see the 01/18/2020 edition of the MPOAC Legislative Newsletter for a write-up on this bill. Revises DOT organization & responsibilities; revises provisions relating to distribution of certain moneys; revises time period within which disclosure of beneficial interests must be submitted to state or certain local governmental units; revises provisions relating to notice delivery; removes scheduled repeal of certain provisions; requires vehicle operator to take certain actions when road & bridge maintenance or construction vehicle is on roadside; requires airport protection zoning regulations to require certain permit applicants to submit final valid determination from FAA; revises date by which M.P.O. must submit list of project priorities to DOT district. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**HB 1371: Traffic and Pedestrian Safety – (Fine)** – Identical to SB 1000 by Perry. Requires pedestrian crosswalk on public highway, street, or road which is located at any point other than at intersection with another public highway, street, or road to be controlled by traffic control signal devices & pedestrian control signals that conform to specified requirements; provides coordination requirements for such devices & signals; requires entity with jurisdiction over public highway, street, or road with certain pedestrian crosswalk to ensure that crosswalk is controlled by coordinated traffic control signal devices & pedestrian control signals; authorizes

such entity to alternatively remove any such crosswalk. Referred to Transportation and Infrastructure Subcommittee; Transportation and Tourism Appropriations Subcommittee; State Affairs Committee.

**SB 1332: Towing and Immobilizing Vehicles and Vessels – (Hooper)** – Similar to HB 133 by Business and Professions Subcommittee. Authorizing local governments to enact rates to tow or immobilize vessels on private property and to remove and store vessels under specified circumstances; prohibiting counties from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; deleting requirements regarding notices and signs concerning the towing or removal of vehicles or vessels, etc. Referred to Community Affairs; Infrastructure and Security; Rules. On Committee agenda-- Community Affairs, 01/21/20, 4:30 pm, 301 Senate Building

**SB 1416: Assaults on Specified Persons – (Perry)** – Similar to HB 951 by Beltran. Requiring public transit providers to post a specified sign concerning assaulting a transit operator; requiring public transit providers to create and implement a risk reduction program; revising the reclassification of the offense of assault on specified persons, etc. Referred to Criminal Justice; Judiciary; Rules

**HB 6061: Aviation Fuel Tax – (Roach; McClure)** – Comparable to SB 1192 by Gruters. Deletes aviation fuel tax & provisions related to administration of the tax program. Referred to Ways and Means Committee; Appropriations Committee.

**HB 6083: Traffic Infraction Detectors – (Rodriguez, A.)** – Identical to SB 1148 by Brandes. Repeals provisions relating to Mark Wandall Traffic Safety Program & authorization to use traffic infraction detectors; repeals provisions relating to distribution of penalties, transitional implementation, & placement & installation; conforms cross-references & provisions to changes made by act. Referred to Transportation and Infrastructure Subcommittee; Appropriations Committee; State Affairs Committee

**SB 7018: Electric Vehicle Charging Stations – (Infrastructure and Security Committee)** – Comparable to SB 452 by Rodriguez and Comparable to HB 943 by Daley. Requiring the Public Service Commission, in consultation with the Department of Transportation and the Office of Energy within the Department of Agriculture and Consumer Services, to develop and recommend, by a specified date, to the Governor, the President of the Senate, and the Speaker of the House of Representatives a plan for the development of electric vehicle charging station infrastructure along the State Highway System; requiring the plan to include recommendations for legislation; authorizing the plan to include other recommendations as determined by the commission, etc. Submitted as Committee Bill and Reported Favorably by Infrastructure and Security; YEAS 7 NAYS 0. Filed in Senate. Referred to Appropriations Subcommittee on Agriculture, Environment, and General Government; Appropriations

**SB 7020: Emergency Staging Areas – (Infrastructure and Security Committee)** – Authorizing the Department of Transportation to plan, design, and construct staging areas as part of the turnpike system for the intended purpose of staging supplies for prompt provision of assistance to the public in a declared state of emergency; requiring the department, in consultation with the Division of Emergency Management, to select sites for such areas; requiring the department to give priority consideration to placement of such staging areas in specified counties, etc. Submitted as Committee Bill and Reported Favorably by Infrastructure and Security; YEAS 7 NAYS 0. Filed in Senate. Referred to Appropriations Subcommittee on Transportation, Tourism, and Economic Development; Appropriations.

**Item Number 8**  
**Member Comments**

**DISCUSSION:**

Comments or recommendations by MPOAC members.

**REQUESTED ACTION:**

As may be desired.

**ATTACHMENT:**

None.

## **Item Number 9**

### **Adjournment**

The next meeting of the MPOAC Staff Directors' Committee will be held at Noon on April 30, 2020 at the Orlando Airport Marriott Lakeside Hotel, 7499 Augusta National Drive, Orlando, FL 32822. MPOAC has arranged for a room block at a rate of \$135 per night. A meeting notice will be sent out at least one month prior to the meeting date.