An act relating to transportation; amending s. 20.23, F.S.; conforming provisions to changes made by the act; amending s. 112.3144, F.S.; deleting an obsolete provision; requiring members of certain authorities and agencies to comply with certain financial disclosure requirements; amending s. 212.055, F.S.; revising the authorized uses of proceeds from charter county and regional transportation system surtaxes; requiring certain counties to use surtax proceeds only for purposes related to fixed guideway rapid transit systems, rail systems, bus systems, development of dedicated facilities for autonomous vehicles, and certain services; authorizing the use of surtax proceeds for the purchase of rights-of-way under certain circumstances; authorizing the use of surtax proceeds for the payment of principal and interest on, refinancing of, and issuance of certain bonds; authorizing the use of surtax proceeds for operations and maintenance of certain fixed guideway rapid transit systems, bus routes or extensions, and services; authorizing a percentage of surtax proceeds to be distributed to certain municipalities to be used for certain purposes; amending s. 215.68, F.S.; conforming provisions to changes made by the act;

reviving, reenacting, and amending s. 319.141, F.S.; revising the definition of the term "rebuilt inspection services"; revising provisions relating to the rebuilt motor vehicle inspection program; revising participant duties and responsibilities; revising location and insurance requirements; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; requiring a report to the Legislature within a certain timeframe; amending s. 320.0605, F.S.; authorizing an electronic copy, instead of a true copy, of rental or lease documentation issued for a motor vehicle or issued for a replacement vehicle in the same registration period to be in the possession of the operator or carried in the vehicle and exhibited upon demand of any authorized law enforcement officer or agent of the department; providing that the act of presenting to a law enforcement officer or agent of the department an electronic device displaying an electronic copy of rental or lease documentation does not constitute consent for the officer or agent to access any information on the device other than the displayed rental or lease documentation; providing assumption of liability; revising requirements for certain rental or lease documentation; amending s. 322.38, F.S.;

prohibiting a person from renting a motor vehicle to another until he or she has verified that the driver license is unexpired; revising record requirements for persons renting a motor vehicle to another; providing that, under certain circumstances, a rental car company is deemed to have met specified obligations when the rental car company, at the time the renter enrolls in a membership program, master agreement, or other means of establishing use of the rental car company's services, or any time thereafter, requires the renter to verify that he or she is duly licensed and that the license is unexpired; amending s. 334.175, F.S.; requiring the Department of Transportation to review design plans for transportation projects relating to department-owned rights-of-way under certain circumstances; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 338.165, F.S.; deleting cross-references; amending s. 339.175, F.S.; authorizing certain counties to elect to have their county commissions serve as the metropolitan planning organizations under certain circumstances; prohibiting

metropolitan planning organizations in certain counties from assessing certain fees; amending s. 343.1003, F.S.; revising a cross-reference; repealing part I of ch. 348, F.S., relating to the creation and operation of the Florida Expressway Authority Act; creating part I of ch. 348, F.S., titled "Greater Miami Expressway Agency"; creating s. 348.0301, F.S.; providing a short title; creating s. 348.0302, F.S.; providing applicability; creating s. 348.0303, F.S.; providing definitions; creating s. 348.0304, F.S.; creating the Greater Miami Expressway Agency; providing for membership on the governing body of the agency; providing requirements for the governing body of the agency; requiring the initial meeting of the governing body by a certain date; requiring an oath of office; authorizing the governing body to employ certain officers, staff, and agents, subject to certain requirements; authorizing the delegation of certain functions; providing for the removal from office of members of the governing body under certain circumstances; providing requirements for employment with the agency; requiring the governing body to conduct a nationwide search in the hiring of an executive director of the agency; providing that members of the governing body are not entitled to

compensation but are entitled to per diem and travel expenses; creating s. 348.0305, F.S.; providing ethics requirements for the agency; providing applicability of certain provisions; providing definitions; prohibiting certain persons from being appointed to the governing body of the agency; providing certain prohibitions for members and employees of the agency after vacation of their positions; providing disclosure requirements; providing that violation of certain provisions are considered violation of official, employment, or contractual duties; requiring certain ethics training; providing application and enforcement; providing applicability; creating s. 348.0306, F.S.; providing agency purposes and powers; requiring the agency to construct expressways; providing construction requirements; prohibiting an increase in toll rates until a specified date, subject to certain exceptions; requiring a supermajority vote for an increase in toll rates; providing a limit to administrative costs; requiring the Florida Transportation Commission to determine the annual state average of administrative costs; requiring a minimum distance between tolling points; authorizing establishment of specified toll rates; providing agency responsibilities regarding reimbursement of

certain county gasoline tax funds; providing project approval requirements; providing agency requirements and restrictions; authorizing the governing body of a county to enter into an interlocal agreement with the agency for certain purposes; requiring an annual financial audit of the agency, subject to certain requirements; creating s. 348.0307, F.S.; creating the Greater Miami Toll Rebate Program; requiring the agency to develop and implement a monthly rebate program beginning on a specified date, subject to certain requirements; requiring monthly rebates to be credited to the account of certain SunPass holders; providing a goal for the amount of rebates; requiring review of the rebate within a specified period; authorizing adjustment of the rebate upon such review; prohibiting the agency from imposing additional requirements for receipt of the toll rebate; creating s. 348.0308, F.S.; providing a legislative declaration; authorizing the agency to enter into certain public-private partnership agreements; authorizing solicitation or receipt of certain proposals; prohibiting the agency from selling or leasing any transportation facility owned by the agency without providing a certain analysis to the Legislative Budget Commission for review and approval;

providing rulemaking authority; requiring the agency to establish a certain application fee by rule; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the agency to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; authorizing certain powers for the development, construction, operation, and maintenance of transportation projects by the agency or private entities; providing construction; creating s. 348.0309, F.S.; authorizing the agency to have bonds issued as provided in the State Bond Act; authorizing the agency to issue its own bonds; providing requirements for the issuance of such bonds; requiring the sale of bonds at a public sale; providing an exception, subject to certain requirements; providing that resolutions authorizing certain bonds may contain certain provisions; authorizing the agency to enter into certain trust indentures or other agreements with specified entities; providing that bonds are negotiable instruments under certain provisions of law; requiring approval by the Legislative Budget Commission for

certain projects, buildings, or facilities and any refinancing thereof; creating s. 348.0310, F.S.; authorizing the department to be appointed as an agent of the agency for construction purposes; requiring the agency to provide specified documents and funding to the department; creating s. 348.0311, F.S.; authorizing the agency to acquire lands and property; authorizing the agency to condemn certain material and property; authorizing the agency and specified persons to enter upon lands, waters, and premises for certain purposes; providing notice requirements; requiring the agency to make reimbursement for damages to such lands, waters, and premises; requiring such entry to comply with certain provisions; providing requirements for the agency's exercise of the right eminent domain; exempting the agency from certain liability; providing construction; authorizing interagency agreements with the Department of Environmental Protection for certain purposes; creating s. 348.0312, F.S.; authorizing agency agreements with other units of government and individuals; creating s. 348.0313, F.S.; providing a covenant of the state that it will not limit certain rights or powers; creating s. 348.0314, F.S.; exempting the agency from taxation; providing an exception; creating s. 348.0315, F.S.; requiring

specified information to be posted on the agency's website; defining the term "contract"; requiring the agency to submit a certain annual report, beginning on a specified date, to the metropolitan planning organization for the county; creating s. 348.0316, F.S.; providing that specified bonds or obligations are legal investments and eligible securities for certain purposes; creating s. 348.0317, F.S.; providing that specified pledges are enforceable by bondholders; creating s. 348.0318, F.S.; providing that the powers conferred by certain provisions are in addition and supplemental to the existing powers of the Department of Transportation and the governing body of the agency; providing construction; transferring the governance, control, assets, and rights of the Miami-Dade County Expressway Authority to the Greater Miami Expressway Agency; providing that the agency succeeds to all powers of the authority; requiring the operations and maintenance of the expressway system to be under the control of the agency; providing that revenues collected on the expressway system are agency revenues, subject to certain liens; providing that the agency assumes certain liabilities; requiring the agency, in consultation with the Division of Bond Finance, to

review all other contracts, financial obligations, and contractual relationships and liabilities of the authority; authorizing the agency to assume responsibility for certain obligations; prohibiting employees, officers, and members of the authority from taking specified actions; providing terms and conditions of the transfer; requiring the Auditor General to submit a financial report to the Governor and the Legislature by a certain date; authorizing consultation with the agency's bond counsel for specified purposes; requiring such counsel to have the opportunity to respond to the report; providing for the dissolution of the Miami-Dade County Expressway Authority; creating ss. 348.635 and 348.7605, F.S.; providing a legislative declaration; authorizing the Tampa-Hillsborough County Expressway Authority and the Central Florida Expressway Authority to enter into certain public-private partnership agreements; authorizing solicitation or receipt of certain proposals; prohibiting the authorities from selling or leasing any transportation facility owned by the authorities without providing a certain analysis to the Legislative Budget Commission for review and approval; providing rulemaking authority; requiring the authorities to establish a certain application fee

by rule; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the authorities to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; authorizing certain powers for the development, construction, operation, and maintenance of transportation projects by the authorities or private entities; providing construction; repealing part V of ch. 348, F.S., relating to the Osceola County Expressway Authority Law; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing effective dates.

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

Section 1. Paragraph (b) of subsection (2) of section 20.23, Florida Statutes, is amended to read:

20.23 Department of Transportation.—There is created a Department of Transportation which shall be a decentralized agency.

(2)

(b) The commission shall:

1. Recommend major transportation policies for the Governor's approval and assure that approved policies and any revisions are properly executed.

2. Periodically review the status of the state transportation system including highway, transit, rail, seaport, intermodal development, and aviation components of the system and recommend improvements to the Governor and the Legislature.

3. Perform an in-depth evaluation of the annual department budget request, the Florida Transportation Plan, and the tentative work program for compliance with all applicable laws and established departmental policies. Except as specifically provided in s. 339.135(4)(c)2., (d), and (f), the commission may not consider individual construction projects, but shall consider methods of accomplishing the goals of the department in the most effective, efficient, and businesslike manner.

4. Monitor the financial status of the department on a regular basis to assure that the department is managing revenue and bond proceeds responsibly and in accordance with law and established policy.

5. Monitor on at least a quarterly basis, the efficiency, productivity, and management of the department using performance and production standards developed by the commission pursuant to s. 334.045.

6. Perform an in-depth evaluation of the factors causing

disruption of project schedules in the adopted work program and recommend to the Governor and the Legislature methods to eliminate or reduce the disruptive effects of these factors.

7. Recommend to the Governor and the Legislature improvements to the department's organization in order to streamline and optimize the efficiency of the department. In reviewing the department's organization, the commission shall determine if the current district organizational structure is responsive to this state's changing economic and demographic development patterns. The initial report by the commission must be delivered to the Governor and the Legislature by December 15, 2000, and each year thereafter, as appropriate. The commission may retain experts as necessary to carry out this subparagraph, and the department shall pay the expenses of the experts.

8. Monitor the efficiency, productivity, and management of the agencies and authorities created under chapters 348 and 349~~, including any authority formed using part I of chapter 348~~; the Mid-Bay Bridge Authority re-created pursuant to chapter 2000-411, Laws of Florida; and any authority formed under chapter 343. The commission shall also conduct periodic reviews of each agency's and authority's operations and budget, acquisition of property, management of revenue and bond proceeds, and compliance with applicable laws and generally accepted accounting principles.

Section 2. Subsection (1) of section 112.3144, Florida

Statutes, is amended to read:

112.3144 Full and public disclosure of financial interests.—

(1)(a) An officer who is required by s. 8, Art. II of the State Constitution to file a full and public disclosure of his or her financial interests for any calendar or fiscal year shall file that disclosure with the Florida Commission on Ethics. Additionally, ~~beginning January 1, 2015,~~ an officer who is required to complete annual ethics training pursuant to s. 112.3142 must certify on his or her full and public disclosure of financial interests that he or she has completed the required training.

(b) A member of an expressway authority, transportation authority, bridge authority, toll authority, or expressway agency created pursuant to chapter 343, chapter 348, or any other general law shall comply with the applicable financial disclosure requirements of s. 8, Art. II of the State Constitution.

Section 3. Effective October 1, 2022, paragraph (d) of subsection (1) of section 212.055, Florida Statutes, is amended to read:

212.055 Discretionary sales surtaxes; legislative intent; authorization and use of proceeds.—It is the legislative intent that any authorization for imposition of a discretionary sales surtax shall be published in the Florida Statutes as a

subsection of this section, irrespective of the duration of the levy. Each enactment shall specify the types of counties authorized to levy; the rate or rates which may be imposed; the maximum length of time the surtax may be imposed, if any; the procedure which must be followed to secure voter approval, if required; the purpose for which the proceeds may be expended; and such other requirements as the Legislature may provide. Taxable transactions and administrative procedures shall be as provided in s. 212.054.

(1) CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM SURTAX.—

(d) 1. Except as set forth in subparagraph 2., proceeds from the surtax shall be applied to as many or as few of the uses enumerated below in whatever combination the county commission deems appropriate:

a. ~~1.~~ Deposited by the county in the trust fund and shall be used for the purposes of development, construction, equipment, maintenance, operation, supportive services, including a countywide bus system, on-demand transportation services, and related costs of a fixed guideway rapid transit system;

b. ~~2.~~ Remitted by the governing body of the county to an expressway, transit, or transportation authority created by law to be used, at the discretion of such authority, for the development, construction, operation, or maintenance of roads or

bridges in the county, for the operation and maintenance of a bus system, for the operation and maintenance of on-demand transportation services, for the payment of principal and interest on existing bonds issued for the construction of such roads or bridges, and, upon approval by the county commission, such proceeds may be pledged for bonds issued to refinance existing bonds or new bonds issued for the construction of such roads or bridges;

~~3. Used by the county for the development, construction, operation, and maintenance of roads and bridges in the county; for the expansion, operation, and maintenance of bus and fixed guideway systems; for the expansion, operation, and maintenance of on-demand transportation services; and for the payment of principal and interest on bonds issued for the construction of fixed guideway rapid transit systems, bus systems, roads, or bridges; and such proceeds may be pledged by the governing body of the county for bonds issued to refinance existing bonds or new bonds issued for the construction of such fixed guideway rapid transit systems, bus systems, roads, or bridges and no more than 25 percent used for nontransit uses;~~ and

c.~~4.~~ Used by the county for the planning, development, construction, operation, and maintenance of roads and bridges in the county; for the planning, development, expansion, operation, and maintenance of bus and fixed guideway systems; for the planning, development, construction, expansion, operation, and

maintenance of on-demand transportation services; and for the payment of principal and interest on bonds issued for the construction of fixed guideway rapid transit systems, bus systems, roads, or bridges; and such proceeds may be pledged by the governing body of the county for bonds issued to refinance existing bonds or new bonds issued for the construction of such fixed guideway rapid transit systems, bus systems, roads, or bridges. Pursuant to an interlocal agreement entered into pursuant to chapter 163, the governing body of the county may distribute proceeds from the tax to a municipality, or an expressway or transportation authority created by law to be expended for the purpose authorized by this paragraph. Any county that has entered into interlocal agreements for distribution of proceeds to one or more municipalities in the county shall revise such interlocal agreements no less than every 5 years in order to include any municipalities that have been created since the prior interlocal agreements were executed.

2.a. To the extent not prohibited by contracts or bond covenants in effect on that date, a county as defined in s. 125.011(1) shall use proceeds from the surtax only for the following purposes:

(I) The planning, design, engineering, or construction of fixed guideway rapid transit systems, rail systems, and bus systems, including bus rapid transit systems, and for the

development of dedicated facilities for autonomous vehicles as defined in s. 316.003.

(II) The acquisition of rights-of-way for fixed guideway rapid transit systems, rail systems, and bus systems, including bus rapid transit systems, and for the development of dedicated facilities for autonomous vehicles as defined in s. 316.003.

(III) The purchase of buses or other capital costs for bus systems, including bus rapid transit systems.

(IV) The payment of principal and interest on bonds previously issued related to fixed guideway rapid transit systems, rail systems, or bus systems.

(V) As security by the governing body of the county to refinance existing bonds or to issue new bonds for the planning, design, engineering, or construction of fixed guideway rapid transit systems, rail systems, bus rapid transit systems, or bus systems.

(VI) For the operation and maintenance of fixed guideway rapid transit systems and bus routes or extensions thereof, including bus rapid transit systems, which were implemented or constructed subsequent to the passage of the surtax, and for operation and maintenance of services authorized by electors in passing the surtax or included in the ordinance authorizing the levy of the surtax subject to the electorate's approval.

b. To the extent not prohibited by contracts or bond covenants in effect on October 1, 2022, no more than 25 percent

of the surtax proceeds may be distributed to municipalities in total in a county as defined in s. 125.011(1). Such municipalities may use the surtax proceeds to plan, develop, construct, operate, and maintain roads and bridges in the municipality and to pay the principal and interest on bonds issued to construct roads or bridges. The governing body of the municipality may pledge the proceeds for bonds issued to refinance existing bonds or new bonds issued to construct such roads or bridges. Additionally, each such municipality may use surtax proceeds for transit systems within the municipality.

Section 4. Subsection (2) of section 215.68, Florida Statutes, is amended to read:

215.68 Issuance of bonds; form; maturity date, execution, sale.—

(2) Such bonds may:

(a) Be issued in either coupon form or registered form or both;

(b) Have such date or dates of issue and such maturities, not exceeding in any event 40 years from the date of issuance thereof;

(c) Bear interest at a rate or rates not exceeding the interest rate limitation set forth in s. 215.84(3);

(d) Have such provisions for registration of coupon bonds and conversion and reconversion of bonds from coupon to registered form or from registered form to coupon form;

(e) Have such provisions for payment at maturity and redemption before ~~prior to~~ maturity at such time or times and at such price or prices; and

(f) Be payable at such place or places within or without the state as the board shall determine by resolution.

~~The foregoing terms and conditions do not supersede the limitations provided in chapter 348, part I, relating to the issuance of bonds.~~

Section 5. Notwithstanding the repeal of section 319.141, Florida Statutes, which occurred on July 1, 2018, that section is revived, reenacted, and amended to read:

319.141 ~~Pilot~~ Rebuilt motor vehicle inspection program.—

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

(a) "Facility" means a rebuilt motor vehicle inspection facility authorized and operating under this section.

(b) "Rebuilt inspection services" means an examination of a rebuilt vehicle and a properly endorsed certificate of title, salvage certificate of title, or manufacturer's statement of origin and an application for a rebuilt certificate of title, a rebuilder's affidavit, a photograph of the junk or salvage vehicle taken before repairs began, if available, a photograph of the interior driver and passenger sides of the vehicle if airbags were previously deployed and replaced, receipts or invoices for all major component parts, as defined in s. 319.30,

and repairs which were changed, and proof that notice of rebuilding of the vehicle has been reported to the National Motor Vehicle Title Information System.

(2) By October 1, 2019 ~~July 1, 2015~~, the department shall implement ~~oversee~~ a ~~pilot~~ program in Miami-Dade County ~~to evaluate alternatives~~ for rebuilt inspection services offered by ~~existing~~ private sector participants ~~operators, including the continued use of private facilities, the cost impact to consumers, and the potential savings to the department~~.

(3) Upon selection by the department, each participant shall enter into ~~The department shall establish~~ a memorandum of understanding with the department that allows such participant ~~private parties participating in the pilot program~~ to conduct rebuilt motor vehicle inspections and specifies requirements for oversight, bonding and insurance, procedures, and forms and requires the electronic transmission of documents. The department may examine all records pertaining to any inspection or related service performed under the rebuilt motor vehicle inspection program.

(4) Before a participant ~~an applicant~~ is authorized to perform such rebuilt inspection services ~~approved~~, the department shall ensure that the participant ~~applicant~~ meets basic criteria designed to protect the public. At a minimum, the participant ~~applicant~~ shall meet all of the following requirements:

(a) Have and maintain a surety bond or irrevocable letter of credit in the amount of $100,000 executed in favor of the department. Such surety bond or letter of credit shall be issued by entities licensed to do business in this state ~~by the applicant~~.

(b) Secure and maintain a facility at a permanent fixed structure, as evidenced by proof of ownership or written lease at an address recognized by the United States Postal Service where the only services provided on such property are rebuilt inspection services. The facility must have permanent signage which advertises that only private rebuilt inspection services are provided at that location; posted business hours; a designated office area and customer waiting area; a rebuilt inspection area separate and visually obstructed from any area accessible to the customer; surveillance cameras with recording capabilities for the rebuilt inspection areas; and sufficient onsite customer parking. The location must be large enough to accommodate all of the vehicles being inspected and have a covered area to accommodate at least two vehicles during inclement weather. The participant ~~operator of a facility~~ shall annually attest that he or she does not have a direct or indirect interest in any motor vehicle that a facility has inspected or proposes to inspect; he or she is not employed by or does not have an ownership interest in or other financial arrangement with the owner, operator, manager, or employee of a

motor vehicle repair shop as defined in s. 559.903, a motor vehicle dealer as defined in s. 320.27(1)(c), a towing company, a vehicle storage company, a vehicle auction, an insurance company, a salvage yard, a metal retailer, or a metal rebuilder~~,~~ from which he or she receives remuneration, directly or indirectly, for the referral of customers for rebuilt inspection services; there have been no changes to the ownership structure of the approved facility; and the only services being provided by such participant at the facility are rebuilt inspection services. Only a participant selected and approved by the department may charge or receive a fee for providing or facilitating such services.

(c) Have and maintain garage liability with a minimum of $100,000 single-limit liability coverage including bodily injury and property damage protection and any other insurance required by the department.

(d) Have completed criminal background checks of the owners, partners, and corporate officers and the inspectors employed by the facility which demonstrate that such persons have not been convicted of a felony, pled guilty to a felony, pled nolo contendere to a felony, or been incarcerated for a felony in the previous 10 years.

(e) Meet any additional criteria the department determines necessary to conduct proper inspections.

(5) A participant may not conduct an inspection of a

vehicle in complete rebuilt condition without prior approval by the department. A person or entity other than the department or a participant authorized by the department may not conduct rebuilt inspection services.

(6) ~~(5)~~ A participant in the program shall access vehicle and title information and enter inspection results through an electronic filing system authorized by the department and shall maintain records of each rebuilt vehicle inspection processed at such facility for at least 5 years.

(7) A vehicle owner who fails an initial rebuilt inspection may only have that vehicle reinspected by the department or the facility that conducted the original inspection.

(8) ~~(6)~~ The department shall conduct an onsite facility inspection at least once per quarter and shall immediately terminate any participant ~~operator~~ from the program who fails to meet the minimum eligibility requirements specified in subsection (4). Before a change in ownership of a rebuilt inspection facility, the current operator must give the department 45 days' written notice of the intended sale or transfer. The prospective owner must meet the eligibility requirements of this section and execute a new memorandum of understanding with the department before operating the facility.

(9) The department may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement and enforce this section.

(10) On or before July 1, 2021, the department shall submit a written report to the President of the Senate and the Speaker of the House of Representatives evaluating the effectiveness of the program and whether to expand the program to other counties.

~~(7) This section is repealed on July 1, 2018, unless saved from repeal through reenactment by the Legislature.~~

Section 6. Section 320.0605, Florida Statutes, is amended to read:

320.0605 Certificate of registration; possession required; exception.—

(1)(a) The registration certificate or an official copy thereof, a true copy or an electronic copy of rental or lease documentation issued for a motor vehicle or issued for a replacement vehicle in the same registration period, a temporary receipt printed upon self-initiated electronic renewal of a registration via the Internet, or a cab card issued for a vehicle registered under the International Registration Plan shall, at all times while the vehicle is being used or operated on the roads of this state, be in the possession of the operator thereof or be carried in the vehicle for which issued and shall be exhibited upon demand of any authorized law enforcement officer or any agent of the department, except for a vehicle registered under s. 320.0657. ~~The provisions of~~ This section does ~~do~~ not apply during the first 30 days after purchase of a

replacement vehicle. A violation of this section is a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318.

(b)1. The act of presenting to a law enforcement officer or agent of the department an electronic device displaying an electronic copy of rental or lease documentation does not constitute consent for the officer or agent to access any information on the device other than the displayed rental or lease documentation.

2. The person who presents the device to the officer or agent assumes the liability for any resulting damage to the device.

(2) Rental or lease documentation that is sufficient to satisfy the requirement in subsection (1) includes the following:

(a) Date ~~of rental~~ and time of ~~exit from~~ rental ~~facility~~;

~~(b) Rental station identification;~~

(b) ~~(c)~~ Rental agreement number;

(c) ~~(d)~~ Rental vehicle identification number;

(d) ~~(e)~~ Rental vehicle license plate number and state of registration;

(e) ~~(f)~~ Vehicle's make, model, and color;

(f) ~~(g)~~ Vehicle's mileage; and

(g) ~~(h)~~ Authorized renter's name.

Section 7. Section 322.38, Florida Statutes, is amended to

read:

322.38 Renting motor vehicle to another.—

(1) A ~~No~~ person may not ~~shall~~ rent a motor vehicle to any other person unless the other ~~latter~~ person is ~~then~~ duly licensed~~,~~ or, if a nonresident, ~~he or she shall be~~ is licensed under the laws of the state or country of his or her residence, except a nonresident whose home state or country does not require that an operator be licensed.

(2) A ~~No~~ person may not ~~shall~~ rent a motor vehicle to another until he or she has inspected the driver license of the person to whom the vehicle is to be rented~~,~~ and has ~~compared and~~ verified that the driver license is unexpired ~~signature thereon with the signature of such person written in his or her presence~~.

(3) Every person renting a motor vehicle to another shall keep a record of the registration number of the motor vehicle so rented, the name and address of the person to whom the vehicle is rented, the number of the license of said latter person, and the ~~date and~~ place ~~when and~~ where the ~~said~~ license was issued. Such record shall be open to inspection by any police officer, or officer or employee of the department.

(4) If a rental car company rents a motor vehicle to a person through digital, electronic, or other means which allows the renter to obtain possession of the motor vehicle without direct contact with an agent or employee of the rental car

company, or if the renter does not execute a rental contract at the time he or she takes possession of the vehicle, the rental car company is deemed to have met all obligations of subsections (1) and (2) when the rental car company, at the time the renter enrolls in a membership program, master agreement, or other means of establishing use of the rental car company's services, or any time thereafter, requires the renter to verify that he or she is duly licensed and that the license is unexpired.

Section 8. Section 334.175, Florida Statutes, is amended to read:

334.175 Certification of project design plans and surveys.—

(1) All design plans and surveys prepared by or for the department shall be signed, sealed, and certified by the professional engineer or surveyor or architect or landscape architect in responsible charge of the project work. Such professional engineer, surveyor, architect, or landscape architect must be duly registered in this state.

(2) For portions of transportation projects on, under, or over a department-owned right-of-way, and regardless of funding source, the department shall review the project's design plans for compliance with departmental design standards.

Section 9. Subsection (1) of section 337.025, Florida Statutes, is amended to read:

337.025 Innovative transportation ~~highway~~ projects;

department to establish program.—

(1) The department may ~~is authorized to~~ establish a program for transportation ~~highway~~ projects demonstrating innovative techniques of highway and bridge design, construction, maintenance, and finance which have the intended effect of measuring resiliency and structural integrity and controlling time and cost increases on construction projects. Such techniques may include, but are not limited to, state-of-the-art technology for pavement, safety, and other aspects of highway and bridge design, construction, and maintenance; innovative bidding and financing techniques; accelerated construction procedures; and those techniques that have the potential to reduce project life cycle costs. To the maximum extent practical, the department must use the existing process to award and administer construction and maintenance contracts. When specific innovative techniques are to be used, the department is not required to adhere to those provisions of law that would prevent, preclude, or in any way prohibit the department from using the innovative technique. However, before ~~prior to~~ using an innovative technique that is inconsistent with another provision of law, the department must document in writing the need for the exception and identify what benefits the traveling public and the affected community are anticipated to receive. The department may enter into no more than $120 million in contracts annually for the purposes authorized by

this section.

Section 10. Subsections (2) and (5) of section 338.165, Florida Statutes, are amended to read:

338.165 Continuation of tolls.—

(2) If the revenue-producing project is on the State Highway System, any remaining toll revenue shall be used for the construction, maintenance, or improvement of any road on the State Highway System within the county or counties in which the revenue-producing project is located~~, except as provided in s. 348.0004~~.

(5) If the revenue-producing project is on the county road system, any remaining toll revenue shall be used for the construction, maintenance, or improvement of any other state or county road within the county or counties in which the revenue-producing project is located~~, except as provided in s. 348.0004~~.

Section 11. Paragraph (d) of subsection (3) and paragraph (f) of subsection (6) of section 339.175, Florida Statutes, are amended to read:

339.175 Metropolitan planning organization.—

(3) VOTING MEMBERSHIP.—

(d) Any other provision of this section to the contrary notwithstanding, any county as defined in s. 125.011(1) ~~chartered under s. 6(e), Art. VIII of the State Constitution~~ may elect to have its county commission serve as the M.P.O., if the M.P.O. jurisdiction is wholly contained within the county. Any

charter county that elects to exercise the provisions of this paragraph shall so notify the Governor in writing. Upon receipt of such notification, the Governor must designate the county commission as the M.P.O. The Governor must appoint four additional voting members to the M.P.O., one of whom must be an elected official representing a municipality within the county, one of whom must be an expressway authority member, one of whom must be a person who does not hold elected public office and who resides in the unincorporated portion of the county, and one of whom must be a school board member.

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

(f)1. The department shall allocate to each M.P.O., for the purpose of accomplishing its transportation planning and programming duties, an appropriate amount of federal transportation planning funds.

2. In a county as defined in s. 125.011(1), the M.P.O. may not assess any fees for municipalities, counties, or other governmental entities that are members of the M.P.O.

Section 12. Subsection (6) of section 343.1003, Florida Statutes, is amended to read:

343.1003 Northeast Florida Regional Transportation Commission.—

(6) Notwithstanding s. 112.3144(1)(b) ~~s. 348.0003(4)(c)~~, members of the board shall file a statement of financial interests ~~interest~~ with the Commission on Ethics pursuant to s. 112.3145.

Section 13. Part I of chapter 348, Florida Statutes, consisting of sections 348.0001, 348.0002, 348.0003, 348.0004, 348.0005, 348.0007, 348.0008, 348.0009, 348.0010, 348.0011, 348.00115, and 348.0012, is repealed.

Section 14. Part I of chapter 348, Florida Statutes, consisting of sections 348.0301, 348.0302, 348.0303, 348.0304, 348.0305, 348.0306, 348.0307, 348.0308, 348.0309, 348.0310, 348.0311, 348.0312, 348.0313, 348.0314, 348.0315, 348.0316, 348.0317, and 348.0318, Florida Statutes, is created to read:

CHAPTER 348

EXPRESSWAY AND BRIDGE AUTHORITIES

PART I

GREATER MIAMI EXPRESSWAY AGENCY

348.0301 Short title.—This part may be cited as the

"Greater Miami Expressway Agency Act."

348.0302 Applicability.—This part applies only to a county as defined in s. 125.011(1).

348.0303 Definitions.—As used in the this part, the term:

(1) "Agency" means the body politic, corporate, and agency of the state created by this part.

(2) "Agency of the state" means and includes the state and any department of, or corporation, agency, or instrumentality created, designated, or established by, the state.

(3) "Bonds" means and includes the notes, bonds, refunding bonds, or other evidences of indebtedness or obligations, in either temporary or definitive form, which the agency issues pursuant to this part.

(4) "County" means a county as defined in s. 125.011(1).

(5) "County gasoline tax funds" means all of the 80-percent surplus gasoline tax funds accruing in each year to the department for use within the geographic boundaries of the agency under s. 9, Art. XII of the State Constitution, after the deduction of any amounts of such gasoline tax funds heretofore pledged by the department or a county for outstanding obligations.

(6) "Department" means the Department of Transportation.

(7) "Express written consent" means prior express written consent given in the form of a resolution adopted by a board of county commissioners.

(8) "Expressway" means a street or highway especially designed for through traffic and over, from, or to which owners or occupants of abutting land or other persons have no right or easement or only a limited right or easement of access, light, air, or view by reason of the fact that their property abuts upon such limited access facility or for any other reason. An expressway may be a facility from which trucks, buses, and other commercial vehicles are excluded or may be a facility open to use by all customary forms of street and highway traffic.

(9) "Expressway system" means any and all expressways not owned by the department which fall within the geographic boundaries of the agency established pursuant to this act and appurtenant facilities thereto, including but not limited to, all approaches, roads, bridges, and avenues of access for such expressway. The term includes a public transportation facility.

(10) "Federal agency" means and includes the United States, the President of the United States, and any department of, or corporation, agency, or instrumentality created, designated, or established by, the United States.

(11) "Members" means the governing body of the agency, and the term "member" means one of the individuals constituting such governing body.

(12) "Public transportation facility" means real and personal property, structures, improvements, buildings, personnel, equipment, plants, vehicle parking or other

facilities, rights-of-way, or any combination thereof used or useful for the purposes of transporting passengers by means of a street railway, elevated railway or guideway, subway, motor vehicle, motor bus, or any bus or other means of conveyance operating as a common carrier.

348.0304 Greater Miami Expressway Agency.—

(1) There is hereby created and established a body politic and corporate, an agency of the state, to be known as the "Greater Miami Expressway Agency."

(2)(a) The governing body of the agency shall consist of nine voting members. Except for the district secretary of the department, each member must be a permanent resident of the county and may not hold, or have held in the previous 2 years, elected or appointed office in the county. Each member may only serve two terms of 4 years each. Three members shall be appointed by the Governor. Two members, who must be residents of an unincorporated portion of the county residing within 15 miles of an area with the highest amount of agency toll roads, shall be appointed by the board of county commissioners of the county. Three members, who must be residents of incorporated municipalities within the county, shall be appointed by the metropolitan planning organization for the county. The district secretary of the department serving in the district that contains the county shall serve as an ex officio voting member of the governing body.

(b) Initial appointments to the governing body of the agency shall be made by July 31, 2019. For the initial appointments:

1. The Governor shall appoint one member for a term of 2 years, one member for a term of 3 years, and one member for a term of 4 years.

2. The board of county commissioners shall appoint one member for a term of 1 year and one member for a term of 3 years.

3. The metropolitan planning organization shall appoint one member for a term of 1 year, one member for a term of 2 years, and one member for a term of 4 years.

(c) Persons who, on or after July 1, 2009, were members of the governing body or employees of the former Miami-Dade County Expressway Authority may not be appointed members of the governing body of the agency. This paragraph does not apply to appointments to the governing body of the agency made by the Governor or to the district secretary of the department serving in an ex officio role pursuant to paragraph (a).

(3)(a) The governing body of the agency shall elect one of its members as chair and shall elect a secretary and a treasurer who need not be members of the governing body. The chair, secretary, and treasurer shall hold their offices at the will of the governing body. A simple majority of the governing body constitutes a quorum, and the vote of a majority of those

members present is necessary for the governing body to take any action. A vacancy shall not impair the right of a quorum of the governing body to exercise all of the rights and perform all of the duties of the governing body.

(b) Upon the effective date of his or her appointment, or as soon thereafter as practicable, each member of the governing body of the agency shall enter upon his or her duties. The governing body's initial board meeting must take place within 15 days after the initial appointments.

(c) Each member of the governing body of the agency, before entering upon his or her official duties, shall take and subscribe to an oath before some official authorized by law to administer oaths that he or she will honestly, faithfully, and impartially perform the duties devolving upon him or her in office as a member of the governing body and that he or she will not neglect any duties imposed upon him or her by this part.

(4)(a) The governing body of the agency may employ an executive secretary, an executive director, its own counsel and legal staff, technical experts, and such engineers and employees, permanent or temporary, as it may require and shall determine the qualifications and fix the compensation of such persons, firms, or corporations. The governing body may employ a fiscal agent or agents; however, the governing body must solicit sealed proposals from at least three persons, firms, or corporations for the performance of any services as fiscal

agents. The governing body may delegate to one or more of its agents or employees such of its power as it deems necessary to carry out the purposes of this act, subject always to the supervision and control of the governing body. Members of the governing body may be removed from office by the Governor for misconduct, malfeasance, misfeasance, or nonfeasance in office.

(b) Employees of the agency shall serve at the pleasure of the governing body of the agency. The governing body of the agency shall review the employment of all employees of the former Miami-Dade County Expressway Authority to determine whether each employee will continue employment with the agency. In the hiring of an executive director of the agency, the governing body of the agency shall conduct a nationwide search in order to identify the most qualified candidate.

(5) The members of the governing body of the agency shall not be entitled to compensation but shall be entitled to receive per diem and travel expenses as provided in s. 112.061.

348.0305 Ethics requirements.—

(1) Notwithstanding any other provision of law to the contrary, members and employees of the agency are subject to part III of chapter 112. As used in this section, the term:

(a) "Agency" means the Greater Miami Expressway Agency.

(b) "Lobby" means to seek to influence the agency, on behalf of another person, with respect to a decision of the agency in an area of policy or procurement or to attempt to

obtain the goodwill of an officer, employee, or consultant of the agency. The term does not include representing a client in any stage of applying for or seeking approval of any administrative action, or opposition to such action, provided such action does not require legislative discretion and is subject to judicial review by petitioning for writ of certiorari.

(c) "Lobbyist" means a person who is employed and receives payment, or who contracts for economic consideration, to lobby or a person who is principally employed for governmental affairs by another person or entity to lobby on behalf of such person or entity. The term does not include a person who:

1. Represents a client in a judicial proceeding or in a formal administrative proceeding before the agency.

2. Is an officer or employee of any governmental entity acting in the normal course of his or her duties.

3. Consults under contract with the agency and communicates with the agency regarding issues related to the scope of services in his or her contract.

4. Is an expert witness who is retained or employed by an employer, principal, or client to provide only scientific, technical, or other specialized information provided in agenda materials or testimony only in public hearings, provided the expert identifies such employer, principal, or client at such hearing.

5. Seeks to procure a contract that is less than $20,000 or a contract pursuant s. 287.056.

(d) "Officer" means a member of the governing body of the agency.

(e) "Principal" has the same meaning as in s. 112.3215.

(f) "Relative" has the same meaning as in s. 112.312.

(2)(a) A lobbyist may not be appointed or serve as a member of the governing body of the agency.

(b) A person may not be appointed or serve as an officer if that person currently represents or has in the previous 4 years lobbied the agency or the former Miami-Dade County Expressway Authority.

(c) A person may not be appointed or serve as an officer if that person has in the previous 4 years done business, or been an employee of a person or entity that has done business, with the agency or the former Miami-Dade County Expressway Authority.

(d) A person may not be appointed or serve as an officer if that person has in the previous 2 years been an employee of the agency.

(3) An officer, employee, or consultant of the agency or of the former Miami-Dade County Expressway Authority may not, for a period of 4 years after vacation of his or her position with the agency:

(a) Lobby the agency.

(b) Have an employment or contractual relationship with a business entity in connection with a contract in which the officer, employee, or consultant personally and substantially participated through decision, approval, disapproval, recommendation, rendering of advice, or investigation while he or she was an officer, employee, or consultant of the agency. When an agency employee's position is eliminated and his or her former duties are performed by the business entity, this paragraph does not prohibit him or her from employment or a contractual relationship with the business entity if the employee's participation in the contract was limited to recommendation, rendering of advice, or investigation and if the executive director of the agency determines that the best interests of the agency will be served thereby and provides prior written approval for the particular employee.

(c) Have or hold any employment or contractual relationship with a business entity in connection with any contract for contractual services which was within his or her responsibility while an officer, employee, or consultant. If an agency employee's position is eliminated and his or her former duties are performed by the business entity, this paragraph may be waived by the executive director of the agency through prior written approval for the particular employee if the executive director determines that the best interests of the agency will be served thereby.

(4) Each officer, employee, and consultant of the agency must promptly disclose:

(a) Every relationship that may create a conflict between his or her private interests and the performance of his or her duties to the agency or that would impede the full and faithful discharge of his or her duties to the agency.

(b) Any relative and any employment or contractual relationship of such relative which, if held by the officer, employee, or consultant, would violate any provision of s. 112.313.

(c) Any relative who is a lobbyist and such lobbyist's principal.

(d) Any direct or indirect interest in real property and such interest of any relative if such property is located within one-half mile of any actual or prospective agency project. The executive director of the agency shall provide a corridor map and a property ownership list reflecting the ownership of all real property within the disclosure area, or an alignment map with a list of associated owners, to all officers, employees, and consultants.

(5) The disclosures required under subsection (4) must be filed with the agency general counsel in the manner specified by the general counsel. When the disclosure is filed by the general counsel, a copy must be provided to the executive director of the agency.

(6) A violation of this section shall be considered a violation of the violator's official, employment, or contractual duties to the agency.

(7) Officers, employees, and consultants of the agency shall be adequately informed and trained on the provisions of this section and the state code of ethics and shall receive ongoing ethics training.

(8) The state code of ethics shall apply to officers, employees, and consultants of the agency, and this section shall be enforced by the Commission on Ethics as part of the state code of ethics.

(9) For purposes of this section, "consultant" does not include firms or individuals retained by the agency to provide architectural, engineering, landscape architecture, or registered surveying and mapping services as described in s. 287.055.

348.0306 Purposes and powers.—

(1)(a) The agency created and established pursuant to this act may acquire, hold, construct, improve, maintain, operate, and own an expressway system.

(b) The agency, in the construction of an expressway system, shall construct expressways. Construction of an expressway system may be completed in segments, phases, or stages in a manner that will permit the expansion of these segments, phases, or stages to the desired expressway

configuration. The agency, in the construction of an expressway system, may construct any extensions of, additions to, or improvements to the expressway system or appurtenant facilities, including all necessary approaches, roads, bridges, and avenues of access, with such changes, modifications, or revisions of the project that are deemed desirable and proper. For new capacity projects, the agency shall use the department's design standards and, to the maximum extent practicable, design facilities such as the department would for high-speed limited access facilities. The agency may only add additional expressways to an expressway system, under the terms and conditions set forth in this act, with the prior express written consent of the board of county commissioners of the county, and only if such additional expressways lack adequate committed funding for implementation, are financially feasible, and are compatible with the existing plans, projects, and programs of the agency.

(2) The agency may exercise all powers necessary, appurtenant, convenient, or incidental to the carrying out of its purposes, including, but not limited to, the following rights and powers:

(a) To sue and be sued, implead and be impleaded, and complain and defend in all courts.

(b) To adopt, use, and alter at will a corporate seal.

(c) To acquire, purchase, hold, lease as lessee, and use any franchise or property, real, personal, or mixed, tangible or

intangible, or any interest therein necessary or desirable for carrying out the purposes of the agency and to sell, lease as lessor, transfer, and dispose of any property or interest therein at any time acquired by it.

(d) To enter into and make leases, either as lessee or as lessor, in order to carry out the right to lease as set forth in this act.

(e) To fix, alter, charge, establish, and collect tolls, rates, fees, rentals, and other charges for the services and facilities system, which tolls, rates, fees, rentals, and other charges must always be sufficient to comply with any covenants made with the holders of any bonds secured by the net revenues of the expressway system, including any additions, extensions, or improvements thereof. However, such right and power may be assigned or delegated by the agency to the department.

1. Notwithstanding any other provision of law to the contrary, the agency may not increase its toll rates until July 1, 2029, including any increase to the extent necessary to adjust for inflation pursuant to the procedure for toll rate adjustments provided in s. 338.165, except:

a. As may be necessary to comply with covenants in the trust indentures or resolutions adopted in connection with the agency's bonds secured by the net revenues of the expressway system; or

b. On or after July 1, 2024, as approved by a

supermajority vote of the governing body of the agency.

2. A toll rate increase must be approved by a two-thirds vote of the members of the governing body of the agency.

3. The amount of toll revenues used for administrative costs by the agency may not be greater than 10 percent above the annual state average of administrative costs determined as provided in this subparagraph. The Florida Transportation Commission shall determine the annual state average of administrative costs based on the annual administrative costs of all the expressway authorities in this state. For purposes of this subparagraph, administrative costs include, but are not limited to, employee salaries and benefits, small business outreach, insurance, professional service contracts not directly related to the operation and maintenance of the expressway system, and other overhead costs.

4. There must be a distance of at least 5 miles between main through-lane tolling points. The distance requirement of this subparagraph does not apply to entry and exit ramps. However, the agency may establish toll rates such that the toll rate per mile is equal to the rates in effect on July 1, 2019.

(f) To borrow money, make and issue negotiable notes, bonds, refund bonds, and other evidence of indebtedness of the agency, which bonds or other evidence of indebtedness may be issued pursuant to the State Bond Act or, in the alternative, pursuant to s. 348.0309(2) to finance or refinance additions,

extensions, or improvements to the expressway system within the geographic boundaries of the agency, and to provide for the security of the bonds or other evidence of indebtedness and the rights and remedies of the holders of the bonds or other evidence of indebtedness. Any bonds or other evidence of indebtedness pledging the full faith and credit of the state may only be issued pursuant to the State Bond Act.

1. The agency shall reimburse the county in which it exists for any sums expended from any county gasoline tax funds used for payment of such obligations. Any county gasoline tax funds so disbursed shall be repaid in accordance with the terms of any lease-purchase or interlocal agreement with any county or the department together with interest, at the rate agreed to in such agreement. In no event shall any county gasoline tax funds be more than a secondary pledge of revenues for repayment of any obligations issued pursuant to this part.

2. The agency may refund any bonds previously issued, to the extent allowable by federal tax laws, to finance or refinance an expressway system located within the geographic boundaries of the agency regardless of whether the bonds being refunded were issued by such agency, an agency of the state, or a county.

(g) To enter contracts and to execute all instruments necessary or convenient for the carrying on of its business. Notwithstanding any other provision of law to the contrary, the

agency is subject to the procurement and contracting requirements applicable to the department contained in chapters 287 and 337.

(h) Without limitation of the foregoing, to borrow money and accept grants from, and to enter into contracts, leases, or other transactions with, any federal agency, the state, any agency of the state, any county, or any other public body of the state.

(i) To have the power of eminent domain, including the procedural powers granted under chapters 73 and 74.

(j) To pledge, hypothecate, or otherwise encumber all or any part of the revenues, tolls, rates, fees, rentals, or other charges or receipts of the agency, including all or any portion of county gasoline tax funds received by the agency pursuant to the terms of any lease-purchase agreement between the agency and the department, as security for all or any of the obligations of the agency.

(k) To do all acts and things necessary or convenient for the conduct of its business and the general welfare of the agency in order to carry out the powers granted to it by law.

(3) Notwithstanding any other provision of law to the contrary, the consent of any municipality is not necessary for any project of the agency, regardless of whether the project lies in whole or in part within the boundaries of the municipality, if the project is consistent with the locally

adopted comprehensive plan. However, if a project is inconsistent with the affected municipal comprehensive plan, the project may not proceed without a hearing pursuant to ss. 120.569 and 120.57 at which it is determined that the project is consistent with the adopted metropolitan planning organization transportation improvement plan, if any, and the applicable strategic regional plan, and at which regional interests are determined to clearly override the interests of the municipality.

(4) The use or pledge of all or any portion of county gasoline tax funds may not be made without the prior express written consent of the board of county commissioners of each county located within the geographic boundaries of the agency.

(5) The agency shall comply with all statutory requirements of general application which relate to the filing of any report or documentation required by law, including the requirements of ss. 189.015, 189.016, 189.051, and 189.08.

(6) Notwithstanding subsection (3) or any other provision of law to the contrary, the agency may not undertake any construction that is not consistent with both the metropolitan planning organization's transportation improvement program and the county's comprehensive plan.

(7) The agency may finance or refinance the planning, design, acquisition, construction, extension, rehabilitation, equipping, preservation, maintenance, or improvement of a public

transportation facility or transportation facilities owned or operated by such county, an intermodal facility or facilities, multimodal corridor or corridors, including, but not limited to, bicycle facilities or greenways that will improve transportation services within the county, or any programs or projects that will improve the levels of service on an expressway system, subject to approval of the governing body of the county after public hearing.

(8) The governing body of the county may enter into an interlocal agreement with the agency pursuant to s. 163.01 for the joint performance or performance by either governmental entity of any corporate function of the county or agency necessary or appropriate to enable the agency to fulfill the powers and purposes of this part and promote the efficient and effective transportation of persons and goods in such county.

(9) The agency must have an annual financial audit conducted by an independent certified public accountant licensed pursuant to chapter 473, and the audit report must be made available on the agency's website.

348.0307 Greater Miami Toll Rebate Program.—There is created by the agency the Greater Miami Toll Rebate Program.

(1) The agency shall develop and implement a monthly rebate program for the month beginning January 1, 2020, subject to:

(a) Compliance with any covenants made with the holders of

the agency's bonds which are in the trust indentures or resolutions adopted in connection with the issuance of the agency's bonds;

(b) Consideration of the financial feasibility of such a program as reported by the Auditor General as required by this act; and

(c) Consideration of the impact of such a program to the financial feasibility of prioritized projects that have been allocated funds for a project development and an environmental study but are not contained in the 5-year work program on July 1, 2019.

(2) Monthly rebates shall be credited to the account of each SunPass holder who incurs $12.50 or more in tolls on the expressway system each month and whose SunPass is registered to a motor vehicle registered to an address in the county.

(3) In developing its rebate program, the agency shall have a goal of rebating 25 percent of tolls paid by eligible SunPass holders. Following initiation of the program, the agency, once every 5 years, shall review the amount of the toll rebate and may adjust the amount of the toll rebate.

(4) The agency may not impose additional requirements for receipt of the toll rebate.

348.0308 Public-private partnership.—The Legislature declares that there is a public need for the rapid construction of safe and efficient transportation facilities for traveling

within the state and that it is in the public's interest to provide for public-private partnership agreements to effectuate the construction of additional safe, convenient, and economical transportation facilities.

(1) The agency may receive or solicit proposals and enter into agreements with private entities, or consortia thereof, for the building, operation, ownership, or financing of agency transportation facilities or new transportation facilities within the jurisdiction of the agency which increase transportation capacity. The agency may not sell or lease any transportation facility owned by the agency without providing the analysis required in s. 334.30(6)(e)2. to the Legislative Budget Commission created pursuant to s. 11.90 for review and approval before awarding a contract on a lease of an existing toll facility. The agency may adopt rules to implement this section and shall, by rule, establish an application fee for the submission of unsolicited proposals under this section. The fee must be sufficient to pay the costs of evaluating the proposals. The agency may engage private consultants to assist in the evaluation. Before approval, the agency must determine that a proposed project:

(a) Is in the public's best interest.

(b) Would not require state funds to be used unless the project is on or provides increased mobility on the State Highway System.

(c) Would have adequate safeguards to ensure that no additional costs or service disruptions would be realized by the traveling public and residents of the state in the event of default or the cancellation of the agreement by the agency.

(d) Would have adequate safeguards in place to ensure that the department, the agency, or the private entity has the opportunity to add capacity to the proposed project and other transportation facilities serving similar origins and destinations.

(e) Would be owned by the agency upon completion or termination of the agreement.

(2) The agency shall ensure that all reasonable costs to the state which are related to transportation facilities that are not part of the State Highway System are borne by the private entity. The agency shall also ensure that all reasonable costs to the state and substantially affected local governments and utilities related to the private transportation facility are borne by the private entity for transportation facilities that are owned by private entities. For projects on the State Highway System, the department may use state resources to participate in funding and financing the project as provided for under the department's enabling legislation.

(3) The agency may request proposals for public-private transportation projects or, if it receives an unsolicited proposal, it must publish a notice in the Florida Administrative

Register and a newspaper of general circulation in the county in which it is located at least once a week for 2 weeks stating that it has received the proposal and will accept, for 60 days after the initial date of publication, other proposals for the same project purpose. A copy of the notice must be mailed to each local government in the affected areas. After the public notification period has expired, the agency shall rank the proposals in order of preference. In ranking the proposals, the agency shall consider professional qualifications, general business terms, innovative engineering or cost-reduction terms, finance plans, and the need for state funds to deliver the proposal. If the agency is not satisfied with the results of the negotiations, it may, at its sole discretion, terminate negotiations with the proposer. If these negotiations are unsuccessful, the agency may go to the second and lower-ranked firms, in order, using the same procedure. If only one proposal is received, the agency may negotiate in good faith, and if it is not satisfied with the results, it may, at its sole discretion, terminate negotiations with the proposer. The agency may, at its discretion, reject all proposals at any point in the process up to completion of a contract with the proposer.

(4) Agreements entered into pursuant to this section may authorize the public-private entity to impose tolls or fares for the use of the facility. However, the amount and use of toll or fare revenues shall be regulated by the agency to avoid

unreasonable costs to users of the facility.

(5) Each public-private transportation facility constructed pursuant to this section shall comply with all requirements of federal, state, and local laws; state, regional, and local comprehensive plans; the agency's rules, policies, procedures, and standards for transportation facilities; and any other conditions that the agency determines to be in the public's best interest.

(6) The agency may exercise any power possessed by it, including eminent domain, to facilitate the development and construction of transportation projects pursuant to this section. The agency may pay all or part of the cost of operating and maintaining the facility or may provide services to the private entity for which it receives full or partial reimbursement for services rendered.

(7) Except as herein provided, this section is not intended to amend existing laws by granting additional powers to or further restricting the governmental entities from regulating and entering into cooperative arrangements with the private sector for the planning, construction, and operation of transportation facilities.

348.0309 Bonds.—

(1) Bonds may be issued on behalf of the agency as provided by the State Bond Act.

(2)(a) The agency may issue bonds pursuant to this part

which do not pledge the full faith and credit of the state in such principal amount as, in the opinion of the agency, is necessary to provide sufficient moneys for achieving its corporate purposes.

(b) The bonds of the agency issued pursuant to this part, whether on original issuance or refunding, must be authorized by resolution of the agency after approval of the issuance of the bonds at a public hearing and may be either term or serial bonds, shall bear such date or dates, mature at such time or times, bear interest at such rate or rates, be payable semiannually, be in such denominations, be in such form, either coupon or fully registered, shall carry such registration, exchangeability, and interchangeability privileges, be payable in such medium of payment and at such place or places, be subject to such terms of redemption, and be entitled to such priorities on the revenues, rates, fees, rentals, or other charges or receipts of the agency, including any county gasoline tax funds received by the agency pursuant to the terms of any interlocal or lease-purchase agreement between the agency or a county, as such resolution or any resolution subsequent thereto may provide. The bonds must be executed by such officers as the agency determines under s. 279.06.

(c) Such bonds shall be sold by the agency at public sale by competitive bid. However, if the agency, after receipt of a written recommendation from a financial adviser, determines by

official action after public hearing by a two-thirds vote of all voting members of the agency that a negotiated sale of the bonds is in the best interest of the agency, the agency may negotiate for sale of the bonds with the underwriter or underwriters designated by the agency and the county in which the agency exists. The agency shall provide specific findings in a resolution as to the reasons requiring the negotiated sale, which resolution shall incorporate and have attached thereto the written recommendation of the financial adviser required by this subsection.

(d) Any such resolution or resolutions authorizing any bonds hereunder which do not pledge the full faith and credit of the state may contain provisions that are part of the contract with the holders of the bonds, as the agency determines proper. In addition, the agency may enter into trust indentures or other agreements with its fiscal agent, or with any bank or trust company within or without the state, as security for such bonds, and may, under the agreements, assign and pledge the revenues, rates, fees, rentals, tolls, or other charges or receipts of the agency, including any county gasoline tax funds received by the agency.

(e) Any of the bonds issued pursuant to this part are negotiable instruments and have all the qualities and incidents of negotiable instruments under the law merchant and the negotiable instruments law of the state.

(f) Each project, building, or facility that has been or will be financed by the issuance of bonds or other evidence of indebtedness and that does not pledge the full faith and credit of the state under this part and any refinancing thereof are subject to review and approval by the Legislative Budget Commission.

348.0310 Department may be appointed agent of agency for construction.—The department may be appointed by the agency as its agent for the purpose of constructing improvements and extensions to an expressway system and for the completion thereof. In such event, the agency shall provide the department with complete copies of all documents, agreements, resolutions, contracts, and instruments relating thereto; shall request the department to do such construction work, including the planning, surveying, and actual construction of the completion of and extensions and improvements to the expressway system; and shall transfer to the credit of an account of the department in the State Treasury the necessary funds therefor. The department shall thereupon proceed with such construction and use the funds for such purpose in the same manner as it is now authorized to use the funds otherwise provided by law for its use in the construction of roads and bridges.

348.0311 Acquisition of lands and property.—

(1) For the purposes of this act, the agency may acquire such rights, title, or interest in private or public property

and such property rights, including easements, rights of access, air, view, and light, by gift, devise, purchase, or condemnation by eminent domain proceedings, as the agency may deem necessary for any of the purposes of this act, including, but not limited to, any lands reasonably necessary for securing applicable permits, areas necessary for management of access, borrow pits, drainage ditches, water retention areas, rest areas, replacement access for landowners whose access is impaired due to the construction of an expressway system, and replacement rights-of-way for relocated rail and utility facilities; for existing, proposed, or anticipated transportation facilities on the expressway system or in a transportation corridor designated by the agency; or for the purposes of screening, relocation, removal, or disposal of junkyards and scrap metal processing facilities. The agency may also condemn any material and property necessary for such purposes.

(2) The agency and its authorized agents, contractors, and employees are authorized to enter upon any lands, waters, and premises, upon giving reasonable notice to the landowner, for the purpose of making surveys, soundings, drillings, appraisals, environmental assessments including phase I and phase II environmental surveys, archaeological assessments, and such other examinations as are necessary for the acquisition of private or public property and property rights, including rights of access, air, view, and light, by gift, devise, purchase, or

condemnation by eminent domain proceedings or as are necessary for the agency to perform its duties and functions, and any such entry shall not be deemed a trespass or an entry that would constitute a taking in an eminent domain proceeding. The agency shall make reimbursement for any actual damage to such lands, water, and premises as a result of such activities. Any entry authorized by this subsection shall be in compliance with the premises protections and landowner liability provisions contained in s. 472.029.

(3) The right of eminent domain conferred by this act must be exercised by the agency in the manner provided by law.

(4) When the agency acquires property for an expressway system or in a transportation corridor as defined in s. 334.03, it is not subject to any liability imposed by chapter 376 or chapter 403 for preexisting soil or groundwater contamination due solely to its ownership. This subsection does not affect the rights or liabilities of any past or future owners of the acquired property, nor does it affect the liability of any governmental entity for the results of its actions which create or exacerbate a pollution source. The agency and the Department of Environmental Protection may enter into interagency agreements for the performance, funding, and reimbursement of the investigative and remedial acts necessary for property acquired by the agency.

348.0312 Cooperation with other units, boards, agencies,

and individuals.—Express authority and power is given and granted to any county, municipality, drainage district, road and bridge district, school district, or other political subdivision, board, commission, or individual in or of this state to enter into contracts, leases, conveyances, or other agreements within the provisions and purposes of this act with the agency. The agency may enter into contracts, leases, conveyances, and other agreements, to the extent consistent with chapters 334, 335, 338, and 339 and other provisions of the laws of the state and with 23 U.S.C. ss. 101 et seq., with any political subdivision, agency, or instrumentality of the state and any and all federal agencies, corporations, and individuals for the purpose of carrying out the provisions of this act.

348.0313 Covenant of the state.—The state does hereby pledge to, and agrees with, any person, firm, corporation, or federal or state agency subscribing to or acquiring the bonds to be issued by the agency for the purposes of this act that the state will not limit or alter the rights hereby vested in the agency and the department until all bonds at any time issued, together with the interest thereon, are fully paid and discharged, insofar as the same affects the rights of the holders of bonds issued hereunder. The state does further pledge to, and agrees with, the United States that, in the event any federal agency constructs, or contributes any funds for the completion, extension, or improvement of, an expressway system

or any part or portion thereof, the state will not alter or limit the rights and powers of the agency and the department in any manner which would be inconsistent with the continued maintenance and operation of the expressway system or the completion, extension, or improvement thereof or which would be inconsistent with the due performance of any agreement between the agency and any such federal agency, and the agency and the department shall continue to have and may exercise all powers granted so long as the same shall be necessary or desirable for carrying out the purposes of this act and the purposes of the United States in the completion, extension, or improvement of the expressway system or any part or portion thereof.

348.0314 Exemption from taxation.—The effectuation of the authorized purposes of the agency is in all respects for the benefit of the people of the state, for the increase of their commerce and prosperity, and for the improvement of their health and living conditions. For this reason, the agency is not required to pay any taxes or assessments of any kind or nature whatsoever upon any property acquired by it or used by it for such purposes or upon any revenues at any time received by it. The bonds issued by or on behalf of the agency, their transfer, and the income therefrom, including any profits made on the sale thereof, are exempt from taxation of any kind by the state or by any political subdivision or other taxing agency or instrumentality thereof. The exemption granted by this section

does not apply to any tax imposed under chapter 220 on interest, income, or profits on debt obligations owned by corporations.

348.0315 Public accountability.—

(1) The agency shall post the following information on its website:

(a) Audited financial statements and any interim financial reports.

(b) Board and committee meeting agendas, meeting packets, and minutes.

(c) Bond covenants for any outstanding bond issues.

(d) Agency budgets.

(e) Agency contracts. For purposes of this paragraph, the term "contract" means a written agreement or purchase order issued for the purchase of goods or services or a written agreement for the receipt of state or federal financial assistance.

(f) Agency expenditure data, which must include the name of the payee, the date of the expenditure, and the amount of the expenditure. Such data must be searchable by name of the payee, name of the paying agency, and fiscal year and must be downloadable in a format that allows offline analysis.

(g) Information relating to current, recently completed, and future projects on agency facilities.

(2) Beginning October 1, 2020, and annually thereafter, the agency shall submit to the metropolitan planning

organization for the county a report providing information regarding the amount of tolls collected and how those tolls were used in the agency's previous fiscal year. The report shall be posted on the agency's website.

348.0316 Eligibility for investments and security.—Any bonds or other obligations issued pursuant to this part shall be and constitute legal investments for banks, savings banks, trustees, executors, administrators, and all other fiduciaries and for all state, municipal, and other public funds and shall also be and constitute securities eligible for deposit as security for all state, municipal, or other public funds, notwithstanding the provisions of any other law or laws to the contrary.

348.0317 Pledges enforceable by bondholders.—It is the express intention of this part that any pledge by the department of rates, fees, revenues, county gasoline tax funds, or other funds, as rentals, to the agency, or any covenants or agreements relative thereto, may be enforceable in any court of competent jurisdiction against the agency or directly against the department by any holder of bonds issued by the agency.

348.0318 This part complete and additional authority.—

(1) The powers conferred by this part are in addition and supplemental to the existing powers of the department and the governing body of the agency, and this part may not be construed as repealing any of the provisions of any other law, general,

special, or local, but to supersede such other laws in the exercise of the powers provided in this part and to provide a complete method for the exercise of the powers granted in this part. The extension and improvement of the expressway system, and the issuance of bonds pursuant to this part to finance all or part of the cost of the system, may be accomplished upon compliance with the provisions of this part without regard to or necessity for compliance with the provisions, limitations, or restrictions contained in any other general, special, or local law, including, but not limited to, s. 215.821, and no approval of any bonds issued under this part by the qualified electors or qualified electors who are freeholders in the state or in Miami-Dade County, or in any other political subdivision of the state, is required for the issuance of such bonds pursuant to this part, including, but not limited to, s. 215.821.

(2) This part does not repeal, rescind, or modify any other law relating to the State Board of Administration, the Department of Transportation, or the Division of Bond Finance of the State Board of Administration, but supersedes any law that is inconsistent with the provisions of this part, including, but not limited to, s. 215.821.

Section 15. (1) Effective upon this act becoming a law, the governance and control of the Miami-Dade County Expressway Authority is transferred to the Greater Miami Expressway Agency pursuant to the terms of this section. The assets, facilities,

tangible and intangible property and any rights in such property, and any other legal rights of the authority, including the expressway system operated by the authority, are transferred to the agency. The agency succeeds to all powers of the authority, and the operations and maintenance of the expressway system shall be under the control of the agency. Revenues collected on the expressway system shall be considered agency revenues but shall be subject to the lien of the trust indentures securing the Miami-Dade County Expressway Authority bonds. The agency also assumes all liability for bonds of the authority pursuant to subsection (2) and the satisfaction of any judgment against the authority that may ultimately become due as a result of litigation commenced before the effective date of this act. The agency shall, in consultation with the Division of Bond Finance, review all other contracts, financial obligations, and contractual relationships and liabilities of the authority, and the agency may assume responsibility for the obligations that are determined to be necessary or desirable for the continued operation of the expressway system. Employees, officers, and members of the authority may not sell, dispose, encumber, transfer, or expend the assets of the authority as existed and reflected in the authority's financial statements for the fiscal year ended June 30, 2018, other than in the ordinary course of business. For purposes of this section, incurring debt or issuing bonds for projects contained in the 5-

year work program approved and adopted by the authority on December 5, 2017, is not considered the ordinary course of business. Notwithstanding the foregoing, nothing contained herein shall prevent the authority from designing, planning, and constructing projects contained in the 5-year work program approved and adopted by the authority on December 5, 2017. The S.R. 836/Dolphin Expressway Southwest Extension to 136th Street, commonly referred to as the Kendall Parkway, shall be a top priority for design, planning, and construction.

(2) The transfer pursuant to this section is subject to all terms and covenants provided for the protection of the holders of the Miami-Dade County Expressway Authority bonds in the trust indentures or resolutions adopted in connection with the issuance of such bonds. Further, the transfer does not impair the terms of the contract between the authority and the bondholders, does not act to the detriment of the bondholders, and does not diminish the security for the bonds. After the transfer, the agency shall operate and maintain the expressway system and any other facilities of the authority in accordance with the terms, conditions, and covenants contained in the trust indentures or bond resolutions securing such bonds. The agency shall collect toll revenues and apply them to the payment of debt service as provided in the trust indentures or bond resolutions securing such bonds and expressly assumes all obligations relating to the bonds to ensure that the transfer of

the authority will have no adverse impact on the security for the bonds of the authority.

Section 16. Before October 1, 2019, the Auditor General shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives assessing the financial situation of the Greater Miami Expressway Agency, including its assets, liabilities, revenues, operating expenses, and bonding capacity; the financial feasibility of the toll rebate program established in s. 348.0307; and the financial feasibility of a toll rate reduction. In determining the financial feasibility of a toll rate reduction, the Auditor General may consult with the agency's bond counsel, and such counsel shall have the opportunity to respond to such report.

Section 17. The Miami-Dade County Expressway Authority is hereby dissolved.

Section 18. Section 348.635, Florida Statutes, is created to read:

348.635 Public-private partnership.—The Legislature declares that there is a public need for the rapid construction of safe and efficient transportation facilities for traveling within the state and that it is in the public's interest to provide for public-private partnership agreements to effectuate the construction of additional safe, convenient, and economical transportation facilities.

(1) Notwithstanding any other provision of this part, the authority may receive or solicit proposals and enter into agreements with private entities, or consortia thereof, for the building, operation, ownership, or financing of authority transportation facilities or new transportation facilities within the jurisdiction of the authority which increase transportation capacity. The authority may not sell or lease any transportation facility owned by the authority without providing the analysis required in s. 334.30(6)(e)2. to the Legislative Budget Commission created pursuant to s. 11.90 for review and approval before awarding a contract on a lease of an existing toll facility. The authority may adopt rules to implement this section and shall, by rule, establish an application fee for the submission of unsolicited proposals under this section. The fee must be sufficient to pay the costs of evaluating the proposals. The authority may engage private consultants to assist in the evaluation. Before approval, the authority must determine that a proposed project:

(a) Is in the public's best interest.

(b) Would not require state funds to be used unless the project is on or provides increased mobility on the State Highway System.

(c) Would have adequate safeguards to ensure that no additional costs or service disruptions would be realized by the traveling public and residents of the state in the event of

default or the cancellation of the agreement by the authority.

(d) Would have adequate safeguards in place to ensure that the department, the authority, or the private entity has the opportunity to add capacity to the proposed project and other transportation facilities serving similar origins and destinations.

(e) Would be owned by the authority upon completion or termination of the agreement.

(2) The authority shall ensure that all reasonable costs to the state which are related to transportation facilities that are not part of the State Highway System are borne by the private entity. The authority shall also ensure that all reasonable costs to the state and substantially affected local governments and utilities related to the private transportation facility are borne by the private entity for transportation facilities that are owned by private entities. For projects on the State Highway System, the department may use state resources to participate in funding and financing the project as provided for under the department's enabling legislation.

(3) The authority may request proposals for public-private transportation projects or, if it receives an unsolicited proposal, it must publish a notice in the Florida Administrative Register and a newspaper of general circulation in the county in which it is located at least once a week for 2 weeks stating that it has received the proposal and will accept, for 60 days

after the initial date of publication, other proposals for the same project purpose. A copy of the notice must be mailed to each local government in the affected areas. After the public notification period has expired, the authority shall rank the proposals in order of preference. In ranking the proposals, the authority shall consider professional qualifications, general business terms, innovative engineering or cost-reduction terms, finance plans, and the need for state funds to deliver the proposal. If the authority is not satisfied with the results of the negotiations, it may, at its sole discretion, terminate negotiations with the proposer. If these negotiations are unsuccessful, the authority may go to the second and lower-ranked firms, in order, using the same procedure. If only one proposal is received, the authority may negotiate in good faith, and if it is not satisfied with the results, it may, at its sole discretion, terminate negotiations with the proposer. The authority may, at its discretion, reject all proposals at any point in the process up to completion of a contract with the proposer.

(4) Agreements entered into pursuant to this section may authorize the public-private entity to impose tolls or fares for the use of the facility. However, the amount and use of toll or fare revenues shall be regulated by the authority to avoid unreasonable costs to users of the facility.

(5) Each public-private transportation facility

constructed pursuant to this section shall comply with all requirements of federal, state, and local laws; state, regional, and local comprehensive plans; the authority's rules, policies, procedures, and standards for transportation facilities; and any other conditions that the authority determines to be in the public's best interest.

(6) The authority may exercise any power possessed by it, including eminent domain, to facilitate the development and construction of transportation projects pursuant to this section. The authority may pay all or part of the cost of operating and maintaining the facility or may provide services to the private entity for which it receives full or partial reimbursement for services rendered.

(7) Except as herein provided, this section is not intended to amend existing laws by granting additional powers to or further restricting the governmental entities from regulating and entering into cooperative arrangements with the private sector for the planning, construction, and operation of transportation facilities.

Section 19. Section 348.7605, Florida Statutes, is created to read:

348.7605 Public-private partnership.—The Legislature declares that there is a public need for the rapid construction of safe and efficient transportation facilities for traveling within the state and that it is in the public's interest to

provide for public-private partnership agreements to effectuate the construction of additional safe, convenient, and economical transportation facilities.

(1) Notwithstanding any other provision of this part, the authority may receive or solicit proposals and enter into agreements with private entities, or consortia thereof, for the building, operation, ownership, or financing of authority transportation facilities or new transportation facilities within the jurisdiction of the authority which increase transportation capacity. The authority may not sell or lease any transportation facility owned by the authority without providing the analysis required in s. 334.30(6)(e)2. to the Legislative Budget Commission created pursuant to s. 11.90 for review and approval before awarding a contract on a lease of an existing toll facility. The authority may adopt rules to implement this section and shall, by rule, establish an application fee for the submission of unsolicited proposals under this section. The fee must be sufficient to pay the costs of evaluating the proposals. The authority may engage private consultants to assist in the evaluation. Before approval, the authority must determine that a proposed project:

(a) Is in the public's best interest.

(b) Would not require state funds to be used unless the project is on or provides increased mobility on the State Highway System.

(c) Would have adequate safeguards to ensure that no additional costs or service disruptions would be realized by the traveling public and residents of the state in the event of default or the cancellation of the agreement by the authority.

(d) Would have adequate safeguards in place to ensure that the department, the authority, or the private entity has the opportunity to add capacity to the proposed project and other transportation facilities serving similar origins and destinations.

(e) Would be owned by the authority upon completion or termination of the agreement.

(2) The authority shall ensure that all reasonable costs to the state which are related to transportation facilities that are not part of the State Highway System are borne by the private entity. The authority shall also ensure that all reasonable costs to the state and substantially affected local governments and utilities related to the private transportation facility are borne by the private entity for transportation facilities that are owned by private entities. For projects on the State Highway System, the department may use state resources to participate in funding and financing the project as provided for under the department's enabling legislation.

(3) The authority may request proposals for public-private transportation projects or, if it receives an unsolicited proposal, it must publish a notice in the Florida Administrative

Register and a newspaper of general circulation in the county in which it is located at least once a week for 2 weeks stating that it has received the proposal and will accept, for 60 days after the initial date of publication, other proposals for the same project purpose. A copy of the notice must be mailed to each local government in the affected areas. After the public notification period has expired, the authority shall rank the proposals in order of preference. In ranking the proposals, the authority shall consider professional qualifications, general business terms, innovative engineering or cost-reduction terms, finance plans, and the need for state funds to deliver the proposal. If the authority is not satisfied with the results of the negotiations, it may, at its sole discretion, terminate negotiations with the proposer. If these negotiations are unsuccessful, the authority may go to the second and lower-ranked firms, in order, using the same procedure. If only one proposal is received, the authority may negotiate in good faith, and if it is not satisfied with the results, it may, at its sole discretion, terminate negotiations with the proposer. The authority may, at its discretion, reject all proposals at any point in the process up to completion of a contract with the proposer.

(4) Agreements entered into pursuant to this section may authorize the public-private entity to impose tolls or fares for the use of the facility. However, the amount and use of toll or

fare revenues shall be regulated by the authority to avoid unreasonable costs to users of the facility.

(5) Each public-private transportation facility constructed pursuant to this section shall comply with all requirements of federal, state, and local laws; state, regional, and local comprehensive plans; the authority's rules, policies, procedures, and standards for transportation facilities; and any other conditions that the authority determines to be in the public's best interest.

(6) The authority may exercise any power possessed by it, including eminent domain, to facilitate the development and construction of transportation projects pursuant to this section. The authority may pay all or part of the cost of operating and maintaining the facility or may provide services to the private entity for which it receives full or partial reimbursement for services rendered.

(7) Except as herein provided, this section is not intended to amend existing laws by granting additional powers to or further restricting the governmental entities from regulating and entering into cooperative arrangements with the private sector for the planning, construction, and operation of transportation facilities.

Section 20. Pursuant to section 20 of chapter 2014-171, Laws of Florida, part V of chapter 348, Florida Statutes, consisting of sections 348.9950, 348.9951, 348.9952, 348.9953,

348.9954, 348.9956, 348.9957, 348.9958, 348.9959, 348.9960, and 348.9961, is repealed.

Section 21. Transportation facility designations; Department of Transportation to erect suitable markers.—

(1) That portion of I-75 (26260000) between mile markers 399 and 404 in Alachua County is designated as the "Sergeant William T. Bishop Memorial Highway."

(2) That portion of I-10 (27090000) between mile markers 327 and 332 in Baker County is designated as the "Trooper Sherman L. Scott, Jr., Memorial Highway."

(3) That portion of Babcock Street (70012000) between Malabar Road and Palm Bay Road in Brevard County is designated as the "Trooper Joseph Sawtell, Jr., Memorial Highway."

(4) That portion of U.S. 1 (70030000) between E. Main Street and Parrish Road in Brevard County is designated as the "Trooper Halley Strickland Memorial Highway."

(5) That portion of I-95 (86070000) between the N.E. 48th Street overpass and S.W. 10th Street in Broward County is designated as the "Trooper Phillip Black and Corporal Donald Irwin Memorial Highway."

(6) That portion of I-75 (03175000) between mile markers 100 and 102 in Collier County is designated as the "Trooper Lindell J. Gibbons Memorial Highway."

(7) That portion of I-75 (29180000) between mile markers 418 and 423 in Columbia County is designated as the "Sergeant

George A. Brown, III, Memorial Highway."

(8) That portion of U.S. 19 (30010000) between C.R. 351A and S.W. 307th Avenue in Dixie County is designated as the "Patrolman Royston E. Walker Memorial Highway."

(9) That portion of U.S. 90 (72010000) between Yellow Water Road and Log Road in Duval County is designated as the "Trooper Robert P. McDermon Memorial Highway."

(10) That portion of U.S. 301 (72140000) between U.S. 90 and Summer Field Lane in Duval County is designated as the "Trooper Edwin J. Gasque Memorial Highway."

(11) That portion of U.S. 29/S.R. 95 (48040000) between Neal Road and Nine Mile Road in Escambia County is designated as the "Trooper Milan D. Hendrix Memorial Highway."

(12) The interchange on I-10 (55320023) at U.S. 90/S.R. 10/Mahan Drive in Leon County is designated as the "Trooper William 'Bill' H. Dyer Memorial Interchange."

(13) That portion of U.S. 41 (13121000) between Tallevast Road in Manatee County and the Sarasota County line is designated as the "Sergeant John C. Baxter, Jr., Memorial Highway."

(14) That portion of I-75 (36210000) between mile markers 340 and 344 in Marion County is designated as the "Trooper Chelsea Richard Memorial Highway."

(15) That portion of U.S. 1/S.R. 5 (87020000) between the Homestead Extension of Florida's Turnpike/S.R. 821 and S.W.

216th Street in Miami-Dade County is designated as the "Trooper Luther P. Daniel Memorial Highway."

(16) That portion of the Homestead Extension of Florida's Turnpike/S.R. 821 (87471000) between mile markers 13 and 16 in Miami-Dade County is designated as the "Trooper Alvin V. Kohler Memorial Highway."

(17) That portion of S.R. 836 (87200000) between N.W. 12th Avenue and N.W. 27th Avenue in Miami-Dade County is designated as the "Trooper Bradley S. Glascock Memorial Highway."

(18) That portion of S.R. 836 (87200000) between N.W. 42nd Avenue and N.W. 72nd Avenue in Miami-Dade County is designated as the "Trooper Elmer C. Barnett Memorial Highway."

(19) The interchange at I-195 and S.R. 907/Alton Road in Miami-Dade County is designated as the "Trooper Owen K. Bender Memorial Interchange."

(20) That portion of U.S. 441 between Landstreet Road and Taft Vineland Road in Orange County is designated as the "Trooper Richard Howell Memorial Highway."

(21) That portion of S.R. 91/Florida's Turnpike (93470000) between mile markers 100 and 105 in Palm Beach County is designated as the "Troopers Herman T. Morris and Frederick J. Groves, Jr., Memorial Highway."

(22) That portion of I-4 (16320000) between mile markers 36 and 44 in Polk County is designated as the "Trooper John C. Hagerty Memorial Highway."

(23) That portion of W. 1st Street (77030000) between French Avenue and S. Mellonville Avenue in Seminole County is designated as the "Patrolman Leroy Bender Memorial Highway."

(24) That portion of I-95 (78080000) between mile markers 332 and 327 in St. Johns County is designated as the "Trooper Wilburn A. Kelly Memorial Highway."

(25) That portion of U.S. 1 (78010000) between S.R. 207 and the Matanzas River in St. Johns County is designated as the "Troopers Merle J. Cook, Robert L. Pruitt, and Cleo L. Tomlinson, Jr., Memorial Highway."

(26) That portion of I-75 (12075000) between mile markers 130 and 133 in Lee County is designated as the "Lieutenant Daniel Hinton Memorial Highway."

(27) That portion of N. Century Boulevard/U.S. 29 (48060000) between Cox Road and Sigler Road in Escambia County is designated as the "Maceo Perkins Parkway."

(28) Upon completion of construction, the interchange at the Homestead Extension of Florida's Turnpike/S.R. 821 and N.W. 170th Street in Miami-Dade County is designated as the "Countyline Parkway."

(29) The intersection of S.W. 8th Street and S.W. 14th Avenue in Miami-Dade County is designated as the "Manuel A. Gonzalez Plaza."

(30) That portion of S.R. A1A between Bridge Road and Fountain Street in Miami-Dade County is designated as the

"Robert L. Shevin Way."

(31) That portion of S.W. 1st Avenue/S.R. 968 between 21st Avenue and 20th Avenue in Miami-Dade County is designated as the "Jorge P. Castano Way."

(32) Upon completion of construction, the interchange at I-95 and S.R. 200 in Nassau County is designated as the "Fallen Hero Specialist Kelly J. Mixon Interchange."

(33) That portion of U.S. 19/S.R. 57 between Capps in Jefferson County and the northern Jefferson County line is designated as the "Sheriff David C. Hobbs Memorial Highway."

(34) The bridge on U.S. Highway 98 over the Econfina River in Taylor County is designated as "SSGT Edward C. Sheffield Memorial Bridge."

(35) That portion of the Coast to Coast Connector in Brevard County is designated as the "Kurt Eichin Memorial Trail."

(36) That portion of South Street between U.S. 1 and S.R. 50 in Brevard County is designated as "Martin Luther King, Jr., Boulevard."

(37) That portion of I-75 (Alligator Alley) in Broward County between mile markers 23 and 27 is designated as the "Sergeant Steven G. Greco Memorial Highway."

(38) That portion of N.W. 53rd Street between Hiatus Road and N.W. 103rd Avenue in Broward County is designated as "Edith Lederberg Lane."

(39) That portion of 37th Avenue between N.W. 11th Street and N.W. 2nd Street in Miami-Dade County is designated as "Florence Hecht Lane."

(40) That portion of S.R. 535 between S.R. 526 in Orange County and the Osceola County line is designated as "Robert L. 'Bob' Billingslea Highway."

(41) The Department of Transportation is directed to erect suitable markers designating the transportation facilities as described in this section.

Section 22. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2019.